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UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2021/062

Judgment No.: UNDT/2022/033

Date: 31 March 2022

Original: English

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**Before:** Judge Joelle Adda

**Registry:** New York

**Registrar:** Nerea Suero Fontecha

CHERNOV

v.

SECRETARY-GENERAL

## **Introduction**

1. On 7 December 2021, the Applicant, a staff member at the United Nations Secretariat in New York, filed an application to contest the Administration's decision to recover the lump-sum boarding allowance paid to him.
2. On 9 December 2021, the Respondent filed a motion by which he requests the Dispute Tribunal to determine receivability as a preliminary matter and, in the interim, suspend the deadline to file his reply.
3. On 16 December 2021, the Applicant filed a motion for consolidation of the present case with Case No. UNDT/NY/2021/023.
4. On 21 December 2021, by Order No. 125 (NY/2021), the Duty Judge suspended the deadline for the reply until further notice and informed the parties that the motions of 9 and 16 December 2021 would be determined by the Judge to be assigned in the present case.
5. On 23 March 2022, Case No. UNDT/NY/2021/023 was adjudicated in Judgment No. UNDT/2022/028.
6. On 24 March 2022, the present case was assigned to the undersigned Judge.
7. For the reasons stated below, the application is rejected.

## **Facts**

8. On 22 September 2020, the Applicant submitted a form entitled "Special education grant and related benefits claim for payment and/or request for advance" to claim the special education grant and related benefit for the academic year 2019 to 2020. In the form, the Applicant claimed USD5,000 for lump-sum boarding allowance on the ground that he served in a peacekeeping mission during the relevant academic year.

9. On 21 December 2020, the Headquarters Clients Support Service, Department of Operational Support (“HQCSS/DOS”) informed the Applicant that he was entitled to a prorated sum of USD4,212.50 for his claim for lump-sum boarding allowance on the basis that he served in a peacekeeping mission less than a year during the relevant academic year.

10. On 3 February 2021, the Applicant requested a management evaluation of the 21 December 2020 decision to prorate the boarding allowance. 11.

11. By le641(of )BDC q0.00000912 0 612 792 reWBTF/12 Tf1 0 0 1 135.38 52iWBTF/12 Tf(y)-1

