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UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2022/091

Judgment No.: UNDT/2022/104

Date: 10 October 2022

Original: English

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**Before:** Judge Eleanor Donaldson-Honeywell

**Registry:** Nairobi

## **Introduction and Procedural History**

1. The Applicant joined the United Nations High Commissioner for Refugees (“UNHCR”) on 12 March 2014 and served on temporary appointments until 2018.
- 2.

9. The applicant's motion for anonymity is dismissed as its contents and attachments are not relevant to the issues raised in the summary judgment motion. There will be no reference to the information in the Applicant's said motion in this Judgment.

*The Respondent's Motion for Summary Judgment*

Article 8(1)(d)(ii) of the UNDT Statute stipulates that,

An application shall be receivable if:

...

(d) The application is filed within the following deadlines:

... (ii) In cases where a management evaluation of the contested decision is not required, within 90 calendar days of the applicant's receipt of the administrative decision.

10. The Applicant was notified of the decision in writing by email dated 17 June 2022.<sup>1</sup> He acknowledges receipt of the attached letter by return of email dated the same day.<sup>2</sup> Accordingly, he was required to file his application by 15 September 2022.

11. The application is dated 13 September 2022. However, the Applicant filed it on 18 September 2022. Indeed, the records of the

request a waiver of the deadline before filing his late application or in the late application itself.

14. This application is time-barred and cannot be considered further by this Tribunal. The Respondent's motion for summary judgment succeeds on that basis.