



**Before:** Judge Agnieszka Klonowiecka-Milart

**Registry:** Nairobi

**Registrar:** Abena Kwakye-Berko

DIALLO

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**JUDGMENT ON RECEIVABILITY**

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**Counsel for the Applicant:**

Self-represented

**Counsel for the Respondent:**

UNFPA

## **Procedure**

1. The Applicant is a former Logistics Assistant at the United Nations Population Fund (UNFPA).
2. In this application dated 18 December 2018, he is contesting a decision of the UNFPA Executive Director to terminate his permanent appointment for unsatisfactory service. The impugned decision is dated 26 September 2018 and, as per the Applicant's admission, was delivered to him on 5 October 2018.
3. It transpires from the application that the Applicant did not request management evaluation of the contested decision.
4. In the face of an obvious defect of the application, the Tribunal found it unnecessary to require a reply from the Respondent.

## **Considerations**

5. In accordance with Article 8 of the Statute of the United Nations Dispute Tribunal, an application is receivable if:

[...]

(c) An applicant has previously submitted the contested administrative decision for management evaluation, where required;

6. Absent a request for management evaluation, the Tribunal may not consider the merits of the case.

## **JUDGMENT**

7. The application is rejected as irreceivable.

*(Signed)*

Judge Agnieszka Klonowwiecka-Milart

Dated this 8<sup>th</sup> day of January 2019

Entered in the Register on this 8<sup>th</sup> day of January 2019

*(Signed)*

Abena Kwakye-Berko, Registrar, Nairobi