



Before: Judge Agnieszka Klonowiecka-Milart

Registry: Nairobi

Registrar: Abena Kwakye-Berko

MOUSA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

JUDGMENT ON RECEIVABILITY

Counsel for the Applicant:
Self-represented

Counsel for the Respondent:
UNRWA

Introduction

1. The Applicant is an Ophthalmologist at level 8 working with the United Nations Relief and Works Agency for the Palestine Refugees in the Near East (“UNRWA”).¹
2. By an application filed on 17 April 2021, he contests what he describes as a cover up of administrative corruption represented by no response from the Commissioner General of UNRWA to the reported misconduct by the Office of Internal Oversight Services (OIOS Case No. 1196/20).
3. The Tribunal decided that the application does not require forwarding to the Respondent for a reply.

Considerations

4. As a preliminary matter, the Tribunal notes that it is competent to adjudicate the merits only where the receivability requirement is satisfied. It does, accordingly, consider a receivability issue on its own initiative, whether or not it has been raised by the parties.² As indicated in the application, the Applicant is a staff member of UNRWA and contests a decision purportedly taken by that Agency. This entity does not fall under the jurisdiction of UNDT. The Applicant, therefore, has no *locus standi* before this Tribunal.

JUDGMENT

5. The Application is dismissed as non-receivable.

(Signed)

Judge Agnieszka Klonowiecka-Milart
Dated this 20th day of April 2021

¹ Application, section I.

² *O’Neill* 2011-UNAT-182, para. 31.

Entered in the Register on this 20th day of April 2021

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi