

UNITED NATIONS DISPUTE TRIBUNAL

Receivability ratione personae

8. The Respondent states that as the Applicant had separated from MINUJUSTH following the expiration of her fixed-term appointment on 30 June 2019 and was not a staff member at the time she applied for the original job opening, there is no nexus between her former terms of appointment and the contested administrative decision. She therefore has no standing to challenge the decision.

9. The Applicant states that the original job opening had a nexus with her former

14. In *Khan* 2017-UNAT-727, paras. 28-29, the Appeals Tribunal established that a former staff member does not have standing to appeal an administrative decision that has no nexus with the terms of his or her former employment.

15. In the present case, the Applicant had separated from the Organization on 30 June 2019 and was not a staff member at the time of the contested decision. The Tribunal
MINUJUSTH, while the original job opening was with BINUH, a different field

absence so far of processing of reinstatement, even under [s]taff [r]ule 4.18, point to disadvantage, rather than advantage, and direct legal adverse consequences for the

Conclusion

26. In light of the foregoing, the application is dismissed.

(Signed)

Judge Joelle Adda

Dated this 21st day of April 2020

Entered in the Register on this 21st day of April 2020

(Signed)

Nerea Suero Fontecha, Registrar, New York