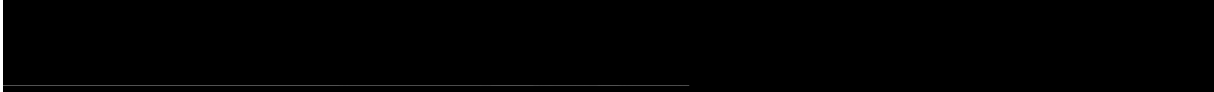
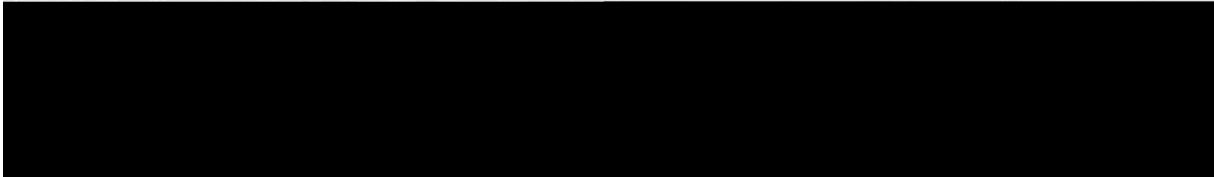


Judgment No. 2016-UNAT-628



Counsel for Appellants:

Self-represented

Counsel for Secretar -! eneral:

Nat"al# \$efra

&UD E SOP(IA ADIN) IRA* PRESIDIN .

1.

425 Amend A one to S 61 and no effect 6e 1 Jul 2012 pa a, le to el#g#, le staff ahead on , oard pr#or to one No6em, er 2011& t"e amendments are #ssued to reflect re6#sed allo8ances.

4%%5 ? (Ae6#sed allo8ances #n rupees net per annum are as follo8s:

415 ?CA" #d& per c" #d& su, <ect to maD#num of s#D c" #dren

a. 2/8-11 appl#ca, le to staff mem,ers for 8"om t"e allo8ance , ecomes pa a, le on or after one No6em, er 2011F

, . 2.81-6 appl#ca, le to staff mem,ers for 8"om t"e allo8ance , ecomes pa a, le pr#or to one No6em, er 2011F

425 f#rst language

a. 208-/2 appl#ca, le to staff mem,ers for 8"om t"e allo8ance , ecomes pa a, le on or after one No6em, er 2011F

, . /18101 appl#ca, le to staff mem,ers for 8"om t"e allo8ance , ecomes pa a, le pr#or to one No6em, er 2011F

4/5 second language

a. 118.66 appl#ca, le to staff mem,ers for 8"om t"e allo8ance , ecomes pa a, le on or after one No6em, er 2011F

, . 1.80-2 appl#ca, le to staff mem,ers for 8"om t"e allo8ance , ecomes pa a, le pr#or to one No6em, er 2011.

-. T"e Appellants reGusted an eDtens#on of t#me to f#le t"e#r appl#cat#ons aga#nst :t"e dec#s#on of ?9> (27)nternat#onal C#6#l Ser6#ce Comm#ss#onA t"at t"e compre"ens#6e salar sur6e conducted #n Ne8 \$el"##)nd#a& #n June 201/ found t"at t"e current salar#es for locall -recru#ted staff are a, o6e t"e la, our marBet;.1

6. 9n 21 2arc" 201-& t"e UN\$T rendered #ts Judgment. T"e UN\$T recalled t"e Appeals Tr#, unal Judgment #n t"e case and re#terated t"at :t"e dec#s#on to free=e t"e eD#st#ng salar scales H d#d not const#tute an adm#n#strat#6e dec#s#on for t"e purpose of art. 24154a5 of #ts Statute;- Not#ng t"at& as a matter of la8& t"e #ssue of rece#6a, #1#t could , e ad#d#ated 8#"out ser6#ng t"e appl#cat#on on t"e (espondent for a repl and not8#"stand#ng t"at t"e #ssue 8as not ra#sed , t"e part#es& t"e UN\$T dec#ded , 8a of summar <udgment t"at t"e appl#cat#ons 8ere not rece#6a, le .

1)mpugned Judgment& para. 1.
- & para. 1/& referr#ng to

S, - . \$ss\$! ns

Taneja et al.'s Appeals

.. The UN\$T failed to find that despite its general application the contested decision is an administrative decision which has direct legal consequences on their terms of appointment and contracts of employment. The UN\$T's interpretation of administrative decision; is narrow and excludes and leaves the Appellants without recourse to contest the issuance of the decision as a violation of their rights. The freezing of salary scales, based on the recommendation of the Headquarters Steering Committee is a decision taken, the Secretary-General to accept

THE UNITED NATIONS APPEALS T

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11.

into :#ncomplete; appl#cat#onsF and t"e \$#spute Tr#, unal summar#l ad#udged t"e#r
appl#cat#ons not rece#a, le.

18. As t"e language of t"e statutor sc"eme s"o8s& a re

its competence and jurisdiction and committing several procedural errors, the

Original and Authenticated Copies: English

Dated this 21st day of March 2016 in New York, United States.

! # "

Judge Adnan Abdurrahman

! # "

Judge Chapman

! # "

Judge + e#n, erg

Entered in the Register on this 1st day of April 2016 in New York, United States.

! # "

+ e#c"eng 3#n& (eg#strar