

**LEAGUE OF NATIONS ADMINISTRATIVE TRIBUNAL**

**ORDINARY SESSION OF JANUARY 1932  
HEARING OF 13 JANUARY 1932**

***In re* DAVID**

**Judgment No. 12**

THE LEAGUE OF NATIONS ADMINISTRATIVE TRIBUNAL,

Considering the complaint filed on 4 August 1931 by Miss Yvonne Marie Françoise Marguerite David, against the Secretariat of the League of Nations, in which she seeks to be considered a non-locally recruited official in pursuance of the Staff Regulations which entered into force on 1 January 1931;

The complaint is irreceivable since it was filed on 4 August 1931, in other words after the expiry of the time limit of ninety days running as from the notification of the impugned decision (7 March 1931).

The complainant could not refer to the memorandum of the Secretary-General of 5 June 1931, as this memorandum merely confirmed the final decision concerning her and could not therefore give rise to a new time limit.

The circumstances render irreceivable a complaint which would otherwise have been recognized well-founded, because the complainant became resident in Geneva in 1928 and was thus entitled to an international appointment for the considerations set forth in Judgments Nos. 5, 6, 7 and 8, also delivered this day.

There are grounds for ordering the refund of the deposit made by the complainant under Article VIII of the Statute of the Administrative Tribunal.

For the above reasons,

The Tribunal

Declares the complaint irreceivable;

Orders that the deposit made under Article VIII of the Statute of the Tribunal be refunded in full to the complainant.

In witness of which judgment, pronounced in public sitting on 13 January 1932 by Mr. Albert Devèze, President, and Mr. Montagna and Mr. Froelich, Judges, the aforementioned have hereunto subscribed their signatures, as well as myself, Nisot, Registrar of the Tribunal.

(Signatures)

A. Devèze  
R. Montagna  
W. Froelich  
J. Nisot

Certified copy,

The Registrar of the Administrative Tribunal.