# UNDT/2012/119, Tiwathia

#### **UNAT Held or UNDT Pronouncements**

The Tribunal finds that jurisprudence does not constitute a new decisive fact.

### Decision Contested or Judgment/Order Appealed

The Applicant submitted a request for revision of Judgment UNDT/2012/109 on the ground that the Tribunal did not take into account relevant jurisprudence, the discovery of which constitutes a new decisive fact which renders the original judgment ripe for revision.

### Legal Principle(s)

Legal Pronouncement: Jurisprudence relates to matters of law such as the interpretation and/or application of a law and not questions of fact. Identifying Jurisprudence that a tribunal may/may not have relied on does not constitute a new decisive fact which would enable the Tribunal to revise a judgment.

#### Outcome

Revision, correction, interpretation or execution

#### **Outcome Extra Text**

N/A (judgment for Respondent)

### Full judgment

Full judgment

# Applicants/Appellants

Tiwathia

### **Entity**

MSD/UNHQ

## Case Number(s)

UNDT/NY/2012/068

#### **Tribunal**

**UNDT** 

### Registry

New York

# Date of Judgement

31 Jul 2012

## **Duty Judge**

Judge Greceanu

# Language of Judgment

English

## **Issuance Type**

Judgment

## Categories/Subcategories

Judgment-related matters Revision of Judgment

# Applicable Law

#### **UNDT RoP**

• Article 29.1

#### **UNDT Statute**

• Article 12.1