

2010-UNAT-066, El Khatib

UNAT Held or UNDT Pronouncements

UNAT considered an application for “reconsideration” of Judgment No. 2010-UNAT-029bis. UNAT noted that its judgments are final and not subject to appeal except under Article 11 of its Statute, relating to the procedures for revision and correction of material errors and that no appeal against res judicata is admissible. UNAT held that the application was an appeal against res judicata and, as such, was inadmissible. Noting that Ms. El-Khatib’s appeal was dismissed as non-receivable and without merit, UNAT held that the application for “reconsideration” constituted an abuse of the appeals procedure. UNAT rejected the application.

Decision Contested or Judgment/Order Appealed

Previous UNAT Judgment: Ms El-Khatib contested the decision to withdraw an offer of appointment. In Judgment No. 2010-UNAT-029bis, UNAT dismissed the appeal.

Legal Principle(s)

Judgments of UNAT are final and not subject to appeal, with limited exceptions. No appeal against res judicata is admissible.

Outcome

Revision, correction, interpretation or execution

Full judgment

[Full judgment](#)

Applicants/Appellants

El Khatib

Entity

UNRWA

Case Number(s)

2010-034

Tribunal

UNAT

Registry

New York

Date of Judgement

29 Oct 2010

President Judge

Judge Courtial

Language of Judgment

English

French

Issuance Type

Judgment

Categories/Subcategories

Abuse of process before UNDT/UNAT

Judgment-related matters

Revision of Judgment

Applicable Law

UNAT Statute

- Article 11
- Article 9.2

Related Judgments and Orders

2010-UNAT-029

2010-UNAT-029bis