

2013-UNAT-319, Laeijendecker

UNAT Held or UNDT Pronouncements

UNAT considered an application for revision of judgment No. 2011-UNAT-158. UNAT held that there was no new fact such as to meet the criteria set out in Article 11 of the UNAT Statute. UNAT held that Mr Laeijendecker sought to re-argue or reopen issues. UNAT held that insofar as Mr Laeijendecker sought interpretation of the impugned judgment, paragraphs 29, 30 and 31 were clear on their face and had to be read in conjunction with paragraphs 27 and 28, and paragraphs 32-35. On the allegation of bias, UNAT held that Mr Laeijendecker's submissions amounted to no more than completely unsubstantiated allegations about the presiding Judge and a mischievous attempt to connect her former offices to issues he had with the International Court of Justice (ICJ). UNAT held that Mr Laeijendecker had not made out any case for revision. UNAT rejected the application for revision.

Decision Contested or Judgment/Order Appealed

In judgment No. 2011-UNAT-158, UNAT affirmed the decision rejecting Mr Laeijendecker's request for a disability benefit on the grounds that he had failed to provide any explanation justifying exceptional circumstances preventing him from having submitted a request to the UN Staff Pension Committee in a timely manner.

Legal Principle(s)

An application seeking revision can, irrespective of the title, only succeed if it fulfils the strict and exceptional criteria set out in Article 11 of the UNAT Statute.

Outcome

Appeal dismissed on receivability

Outcome Extra Text

No relief ordered; No relief ordered.

Full judgment

[Full judgment](#)

Applicants/Appellants

Laeijendecker

Entity

UNJSPF

Case Number(s)

2010-168

Tribunal

UNAT

Registry

New York

Date of Judgement

8 Jul 2011

President Judge

Judge Faherty

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Judgment-related matters

Revision of Judgment

Applicable Law

UNAT RoP

- Article 24

UNAT Statute

- Article 11.1

Related Judgments and Orders

2011-UNAT-158

2011-UNAT-129