

2013-UNAT-320, Masri

UNAT Held or UNDT Pronouncements

UNAT considered an application for revision of both judgment No. 2010-UNAT-098 (underlying judgment) and judgment No. 2011-UNAT-163 (judgment on application for revision). UNAT held that the application for revision of the underlying judgment was not receivable, as it was time-barred for not having been made within one year of the underlying judgment. UNAT held that the UNAT Statute and its Rules of Procedure did not provide for the revision of a judgment on revision and that to allow such an application would defeat the purpose of the one-year time limit. UNAT held that the application for revision of the judgment on application for revision was not receivable. UNAT dismissed the application.

Decision Contested or Judgment/Order Appealed

Previous UNAT judgment: In judgment No. 2010-UNAT-098, UNAT reversed the UNDT judgment and affirmed the impugned decision to summarily dismiss Mr Masri. In judgment No. 2011-UNAT-163, UNAT rejected an application for revision of judgment No. 2010-UNAT-098.

Legal Principle(s)

The underlying rationale for the provisions relating to an application for revision of judgment is the finality of judgments.

Outcome

Appeal dismissed on merits

Full judgment

[Full judgment](#)

Applicants/Appellants

Masri

Entity

MONUC

Case Number(s)

2012-290

Tribunal

UNAT

Registry

New York

Date of Judgement

28 Mar 2013

President Judge

Judge Simón

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Judgment-related matters

Revision of Judgment

Jurisdiction / receivability (UNAT)

Subject matter (ratione materiae)

Temporal (ratione temporis)

Applicable Law

UNAT RoP

- Article 24

UNAT Statute

- Article 11

Related Judgments and Orders

2011-UNAT-163

2010-UNAT-098