

2013-UNAT-351, Ghahremani

UNAT Held or UNDT Pronouncements

UNAT considered Mr Ghahremani's request for revision of judgment No. 2011-UNAT-171. UNAT held that the request was a disguised way to criticise the judgment or to expose grounds to disagree with it, following a style of cross-reference to other documents that made it mostly incomprehensible and indirectly violated the page limitation for such an application. UNAT held that there was no reason why Mr Ghahremani could not have filed his petition for revision within 30 days of the discovery of the facts as provided for in Article 11(1) of the UNAT Statute. UNAT held that the request was time-barred. UNAT dismissed the application for revision.

Decision Contested or Judgment/Order Appealed

Mr Ghahremani, a holder of a Special Services Agreement (SSA), contested the decision to bar him from UN Office in Vienna (UNOV) and to deny his counsel access to his Official Status File and related documents. UNDT rejected his application as non-receivable, *ratione personae*, and Mr Ghahremani appealed to UNAT. In judgment No. 2011-UNAT-171, UNAT affirmed the UNDT judgment.

Legal Principle(s)

The authority of a final judgment – *res judicata* – cannot be so readily set aside. Any application which seeks a review of a final judgment rendered by UNAT can, irrespective of its title, only succeed if it fulfils the strict and exceptional criteria established by Article 11 of the UNAT Statute.

Outcome

Revision, correction, interpretation or execution

Full judgment

[Full judgment](#)

Applicants/Appellants

Ghahremani

Entity

UNOV

Case Number(s)

2012-322

Tribunal

UNAT

Registry

New York

Date of Judgement

28 Jun 2013

President Judge

Judge Simón

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Judgment-related matters

Revision of Judgment

Applicable Law
UNAT Statute

- Article 11.1

Related Judgments and Orders

2011-UNAT-171

2011-UNAT-129

2010-UNAT-063

2010-UNAT-026bis

2011-UNAT-128