

# 2020-UNAT-1009, El Shaer

## UNAT Held or UNDT Pronouncements

UNAT considered an application for interpretation and another for execution of judgment filed by the staff member. Regarding the application for interpretation of judgment, UNAT held that the judgment was clear in its meaning and written in plain and unambiguous language, which left no reasonable doubt as to what it meant, requiring no interpretation. Regarding the application for execution of judgment, UNAT held that there was no need to order execution, namely the Appellant's reinstatement, since the judgment had already been fully executed by means of compensation, rather than rescission and reinstatement. UNAT dismissed the applications for interpretation and execution of judgment.

## Decision Contested or Judgment/Order Appealed

UNAT granted the staff member's appeal, rescinded UNRWA's decision to separate him from service for abandonment of post, and ordered his reinstatement or compensation in lieu.

## Legal Principle(s)

Interpretation is only needed to clarify the meaning of a judgment when the judgment leaves reasonable doubts about the will of the Tribunal or the arguments leading to a decision.

## Outcome

Revision, correction, interpretation or execution

## Full judgment

[Full judgment](#)

## Applicants/Appellants

El Shaer

## Entity

UNRWA

## Case Number(s)

2019-1324

2019-1329

## Tribunal

UNAT

## Registry

New York

## Date of Judgement

26 Jun 2020

## Language of Judgment

English

## Issuance Type

Judgment

## Categories/Subcategories

Judgment-related matters

Execution of Judgment

Interpretation of Judgment

Separation from service

Abandonment of post

## Applicable Law

### UNAT RoP

- Article 25
- Article 27

### UNAT Statute

- Article 11.3
- Article 11.4
- Article 9.1(a)

## Related Judgments and Orders

2019-UNAT-942

2013-UNAT-315