

2021-UNAT-1152, Ashraf Zaqqout

UNAT Held or UNDT Pronouncements

UNAT considered an application for revision of Judgment No. 2020-UNAT-1055. UNAT found that none of the three new facts sought to be relied on by the applicant could have changed the outcome in any decisions entered against him in the UNRWA DT, and this test being one of four, all of which must exist for a judgment to be revised, Mr. Zaqqout's application was dismissed.

Decision Contested or Judgment/Order Appealed

In Judgment No. UNRWA/DT/2020/006, the UNRWA DT dismissed as not receivable Mr. Zaqqout's applications challenging the monthly extensions of his Limited Duration Contracts and eventually the non-extension of his final contract. In Judgment No. 2020-UNAT-1055, the Appeals Tribunal dismissed Mr. Zaqqout's appeal.

Legal Principle(s)

The elements necessary for a revision are i) that a "decisive" fact must have been discovered (the fact must be decisive in the sense that it will, if considered, change the outcome of the decided appeal); ii) the applicant must show that when the Judgment was rendered, this decisive fact was unknown to the Appeals Tribunal and to the applicant; iii) that omission cannot have been the result of negligence; and iv) the applicant must have made his application for revision within the period of 30 calendar days after the discovery of the decisive fact and within one year of the issuing of the Judgment. For the purpose of time limits for filing an application for revision, the date a UNAT Judgment is considered to have been rendered is the date the translation of the Judgment into the language in which the self-represented applicant operates has been received by the applicant.

Outcome

Appeal dismissed on merits; Revision, correction, interpretation or execution

Outcome Extra Text

The application for revision is dismissed.

Full judgment

[Full judgment](#)

Applicants/Appellants

Ashraf Zaqqout

Entity

UNRWA

Case Number(s)

2021-1517

Tribunal

UNAT

Registry

New York

Date of Judgement

29 Oct 2021

President Judge

Judge Colgan

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Judgment-related matters

Revision of Judgment

Jurisdiction / receivability (UNDT or first instance)

Subject matter (*ratione materiae*)

Non-renewal

No expectancy of renewal

Separation from service

Expiration of appointment (see also, Non-renewal)

Applicable Law

UNAT RoP

- Article 20

UNAT Statute

- Article 11.1
- Article 7.1(c)
- Article 4