

2022-UNAT-1273, Mathieu Mukeba wa Mukeba

UNAT Held or UNDT Pronouncements

Mr. Mukeba's application for revision did not fulfil the strict and exceptional criteria established by Article 11 of the Statute.

Decision Contested or Judgment/Order Appealed

Mr. Mukeba appealed Judgment No. UNDT/2020/103, by which the UNDT dismissed his challenge of the imposition of the disciplinary measure of separation from service for want of prosecution. By Judgment No. 2021-UNAT-1080, UNAT dismissed Mr. Mukeba's appeal.

Legal Principle(s)

An applicant must show or identify a decisive fact that at the time of the Appeals Tribunal Judgment was unknown to both the Appeals Tribunal and the party applying for revision; that such ignorance was not due to the negligence of the applicant; and that the facts identified would have been decisive in reaching the decision. Any application which, in fact, seeks a review of a final judgment rendered by the Appeals Tribunal can, irrespective of its title, only succeed if it fulfils the strict and exceptional criteria established by Article 11 of the Statute of the Appeals Tribunal.

Outcome

Revision, correction, interpretation or execution

Outcome Extra Text

The application for revision of Judgment No. 2021-UNAT-1080 is dismissed.

Full judgment

[Full judgment](#)

Applicants/Appellants

Mathieu Mukeba wa Mukeba

Entity

UN Secretariat

Case Number(s)

2022-1648

Tribunal

UNAT

Registry

New York

Date of Judgement

18 Nov 2022

President Judge

Judge Knierim

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Revision of Judgment
Judgment-related matters

Applicable Law

UNAT RoP

- Article 24

UNAT Statute

- Article 11.1

Related Judgments and Orders

2018-UNAT-890

2015-UNAT-573