



Case No.: UNDT/GVA/2009/88

Judgment No.: UNDT/2009/087

Date: 10 December 2009



meaning of Article 12 of the Statute, may challenge a judgment already promulgated only through the appeal process; further, only when the decisive fact is discovered after the expiry of the appeal period is the revision process available.

9. Thus the applicant, who received judgment No. UNDT/2009/026 on 13 October 2009, had until 27 November 2009 to file an appeal, and as of 27 October 2009, when she applied for review, was entitled to challenge the judgment of 2 October 2009 only through the appeal process and not through judicial review.

10. It follows from the foregoing that the application for review of 27 October 2009 is inadmissible.

11. In addition, the facts alleged by the applicant in support of her request for review are either not facts that were unknown to the Tribunal and the applicant at the time the judgment was rendered, or not decisive facts within the meaning of Article 12 of the UNDT Statute.

12. In view of the foregoing, the Tribunal DECIDES:

The application for revision is dismissed.

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Judge Jean-François Cousin

So ruled this 10th day of December 2009

Entered in the Register on 10 December 2009

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Víctor Rodríguez, Registrar, UNDT (Geneva)