

NINETY-THIRD SESSION

(Application for review)

Judgment No. 2166

The Administrative Tribunal,

Considering the application for review of Judgment 1484 filed by Mr P. T.-C. on 25 July 2001 and the amended version of his brief submitted on 20 February 2002;

Considering Article II, paragraph 5, of the Statute of the Tribunal and Article 7 of its Rules;

Having examined the written submissions;

CONSIDERATIONS

1. By Judgment 1484, the Tribunal set aside a decision of the Director-General of the World Health Organization (WHO) of 17 May 1994 confirming a decision of 30 August 1993 to terminate the complainant's appointment. The Tribunal ordered the Organization to pay the complainant damages equal to the salary that he would have earned had his appointment been maintained until the end of his contract, that is to say until 31 March 1994, as well as 2,500 Swiss francs in costs.
2. Although that judgment was particularly favourable to the complainant, he now asks the Tribunal to review it, relying on a document which he considers to be "new" and which establishes that his contract ended on 31 March 1994. He disputes the amount of 2,500 francs that he received in costs and seeks 500,000 francs in damages, representing a monthly salary of 5,200 francs over eight years.
3. The complainant's application for review of the above-mentioned judgment is clearly irreceivable: firstly, the document which he considers to be "new" merely confirms the view taken by the Tribunal; secondly, in so far as the complainant disputes the amount of costs awarded him and seeks a further award of damages, these arguments cannot be taken into consideration in the context of an application for review. Consequently, the Tribunal dismisses the application in accordance with the summary procedure provided for in Article 7 of its Rules.

DECISION

For the above reasons,

The application is dismissed.

In witness of this judgment, adopted on 15 May 2002, Mr Michel Gentot, President of the Tribunal, Mr Jean-François Egli, Judge, and Mrs Hildegard Rondón de Sansó, Judge, sign below, as do I, Catherine Comtet, Registrar.

Delivered in public in Geneva on 15 July 2002.

(Signed)

Michel Gentot

Jean-François Egli

Hildegard Rondón de Sansó

Catherine Comtet

Updated by PFR. Approved by CC. Last update: 22 July 2002.