



IN THE MATTER OF:

*W.A., Applicant*

*v.*

*Chairperson of the African Union Commission, Respondent*

FOR APPLICANTS: *Pro se*

FOR RESPONDENT: Namira NEGM, Legal Counsel, African Union Commission

BEFORE: S. MAINGA, President, J. SEDQI, and P. COMOANE

HEARD ON : 26 July 2021

ORDER

1. On 16 August 2006, Applicant, a former Chief Administrative Officer (CAO) of the African Union Mission in Sudan (AMIS) filed an application contesting the non-renewal of his short-term appointment following the decision to abolish his post and the refusal to pay him Daily Subsistence Allowance (DSA) due to him on account of duty station change.
2. In a *per curiam* decision issued on 12 October 2020, the Tribunal deemed his application receivable and granted the application faulting the Organization for failing to provide proper notice prior to refusing to renew Applicant's short-term appointment. The Tribunal also upheld Applicant's claim for payment of DSA.<sup>1</sup>
3. By a filing dated 19 February 2021, Applicant seeks review of Judgment No. AUAT/2020/011. On 12 March 2021, Respondent's Counsel opposed the request, to which Applicant responded by filing his written Observations.
4. Judgments of the Tribunal are final.<sup>2</sup> A party may seek review of judgment when he or she has discovered new and decisive facts previously unknown to the party or the Tribunal.<sup>3</sup> Such application must state the new facts to be proved and must be supported by compelling new evidence.
5. The Tribunal has carefully considered the request and the underlying record. Applicant's arguments and evidence were adequately addressed during the hearing of the case, including the issue of whether the decision to abolish the post of

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<sup>1</sup> *W.A. v. Chairperson*, AUAT/2020/011.

<sup>2</sup> AUAT Statute art. 17(vi).

<sup>3</sup> AUAT Statute art. 20.

Chief Administrative Officer was improperly motivated. Article 20 is not a mechanism by which parties present stale evidence or re-litigate issues already considered and adjudged by the Tribunal.

6. Therefore, the Tribunal finds no reason to disturb Judgment No. AUAT/2020/011 and Applicant's art. 20 request for review of judgment is REFUSED.

Date: 18 August 2021

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SYLVESTER MAINGA, PRESIDENT  
JAMILA B. SEDQI  
PAULO D. COMOANE

Secretary: 