



IN THE MATTER OF:

*N.G., Applicant*

v.

*Chairperson of the African Union Commission, Respondent*

FOR APPLICANT: *Pro se*

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

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

HEARD ON: 11 August 2020

ORDER

1. On 16 March 2018, the Applicant, a former staff member of the African Court on Human and Peoples' Rights (ACHPR), filed an application contesting a 6 October 2017 decision not to renew his regular appointment.
2. In a per curiam judgment issued on 10 September 2019, we deemed his application not receivable and dismissed it because the application was filed out of the prescribed filing timelines.<sup>1</sup>
3. On 29 October 2019, Applicant filed the instant request under art. 21 of the Administrative Tribunal Statute seeking annulment of judgment. The Tribunal invited Respondent to file his response. Respondent did not file a response.
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. A party may also request annulment of an award where: (a) the Tribunal has manifestly exceeded its competence or failed to exercise jurisdiction vested on it; (b) there has been a serious departure from a rule of procedure; (c) the Tribunal has erred on a question of law [as] to the Charter of OAU and the Statute; (d) the rules of natural justice were not observed.<sup>4</sup>
6. Applicant seeks review of Judgment No. AUAT/2019/003 dismissing his application as untimely. Article 13 of the Statute together with Staff rule 62.1.1 set forth mandatory filing timelines, which Applicant was unable to meet.

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<sup>1</sup> *N.G. v. Chairperson*, AUAT/2019/003.

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

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

<sup>4</sup> AUAT Statute art.21.

We have inspected the record and find no reversible error in the Judgment. Accordingly, the Tribunal refuses Applicant's art. 21 request for annulment.

Date: 14 September 2020

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

Secretary: 