

JUDGE DIMITRIOS RAIKOS, PRESIDING.

1. The Applicant, the Secretary-General of the United Nations, has filed an application for interpretation, revision and execution of Judgment No. 2021-UNAT-1118, seeking the assistance of the United Nations Appeals Tribunal (UNAT or Appeals Tribunal) in effectuating the payment of the compensation awarded to Mr. Boubacar Dieng, who has refused to provide his banking information to the Administration.
2. In the Judgment, the Appeals Tribunal upheld partially Mr. Dieng's appeal and ordered the Secretary-General to pay him compensation for non-pecuniary damages equivalent to two months' net base salary, with interest accruing from the date of issuance of the Judgment until payment was made and an additional five per cent interest to be added in case of failure to pay within 60 days.
3. For the reasons set out below, we dismiss the application.

Facts and Procedure

4. On 19 August 2020, before the UNAT, Mr. Dieng appealed Judgment No. UNDT/2020/093 issued by the United Nations Dispute Tribunal (UNDT or Dispute Tribunal) in which the UNDT partially granted his application challenging the decision by the Joint Special Representative, United Nations Assistance Mission for Somalia (AMISOM) on 21 June 2020 (UNDT/2020/093). The Tribunal

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22. In the present case, the Secretary-General does not point to any statement or consideration in the Appeals Tribunal Judgment which would be ambiguous or unclear, and thus in need of clarification. The Judgment is clear in its meaning. It is written in plain and unambiguous language, which leaves no reasonable doubt as to what it means. It requires no interpretation. Nor does the Secretary-General argue that he discovered a decisive fact which was unknown to the Appeals Tribunal at the time the Judgment was rendered. For the afore-mentioned reasons, this part of the Secretary-General's application, which seeks interpretation and revision of Judgment No. 2021-UNAT-1118, is not admissible and falls to be rejected.

23. Next, upon consideration of that part of the application seeking the execution of Judgment No. 2021-UNAT-1118, we are of the view that what is being requested by the Secretary-General does not fall within the a0.026 TcTc 0.321 a0.anc 1 a0.anc 1 an erae Tc 0 Tw 4.848 0 Td026 T

Judgment

28. The Secretary-General's application for interpretation, revision and execution of Judgment No. 2021-UNAT-1118 is dismissed.

Original and Authoritative Version: English

Decision dated this 1st day of July 2022.

Judge Raikos, Presiding
New York, United States

Judge Murphy
New York, United States

Judge Knierim
Hamburg, Germany

Judgment published and entered into the Register on this 12th day of August 2022 in New York, United States.

Weicheng Lin, Registrar