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# UNITED NATIONS APPEALS TRIBUNAL TRIBUNAL D'APPEL DES NATIONS UNIES

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Case No. 2013-456



**Chahrour**  
**(Applicant)**

**v.**

**Commissioner-General**  
**of the United Nations Relief and Works Agency for**  
**Palestine Refugees in the Near East**  
**(Respondent)**

**ORDER No. 147 (2013)**

1. On 19 February 2013, the Dispute Tribunal of the United Nations Relief and Works Agency for Palestine Refugees in the Near East (UNRWA DT and UNRWA, respectively) issued Judgment No. UNRWA DT/2013/005, in the case of *Chahrour v. Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East*, concluding the application was not receivable. On 27 March 2013, Mr. Wasim Chahrour appealed the Judgment to the United Nations Appeals Tribunal (Appeals Tribunal), and the Commissioner-General of UNRWA (Commissioner-General) filed his answer on 15 May 2013.

2. On 6 June 2013, Mr. Chahrour filed a motion requesting leave to file a rejoinder to the Commissioner-General's answer in order:

to address the arguments made in the Respondent's [r]epley that mischaracterize the facts or have opened avenues that require clarification on the Appellant[s] part. The Appellant insists that it is in the interest of justice that he has the opportunity to make these observations for effective adjudication.

3. The Commissioner-General opposes the motion on the grounds that Mr. Chahrour has failed to demonstrate "exceptional circumstances" to file an additional pleading and that the facts recounted in his answer to the appeal are part of the case record before the Appeals Tribunal.

4. Neither the Statute nor the Rules of Procedure of the Appeals Tribunal (Rules) provides for an appellant to submit any pleadings other than those set forth in the Rules. Articles 8 and 9 of the Rules provide for an appellant to file an appeal form and an accompanying appeals brief, and for a respondent to submit an answer form and an accompanying answer brief. Nevertheless, the Appeals Tribunal has ruled that under Article 31(1) of the Rules, additional pleadings may be allowed in “exceptional circumstances”.<sup>1</sup>

5. In the present case, Mr. Chahrour has not provided any reasons specific to his case which would amount to “exceptional circumstances” to allow the filing of an additional pleading or rejoinder to the answer.

For the foregoing reason, IT IS HEREBY ORDERED that Mr. Chahrour’s motion for leave to file a rejoinder IS DENIED.

Original and Authoritative Version: English

Dated 24<sup>th</sup> day of July 2013 in  
Los Angeles, United States.

(Signed)  
Judge Rosalyn Chapman, Duty Judge

Entered in the Register on this 24<sup>th</sup> day of July 2013  
in New York, United States.

(Signed)  
Weicheng Lin, Registrar

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<sup>1</sup> See e.g. *Sethia v Secretary-General of the United Nations*, Judgment No. 2010-UNAT-079; *Dzuverovic v. Secretary-General of the United Nations*, Order No. 122 (2013).