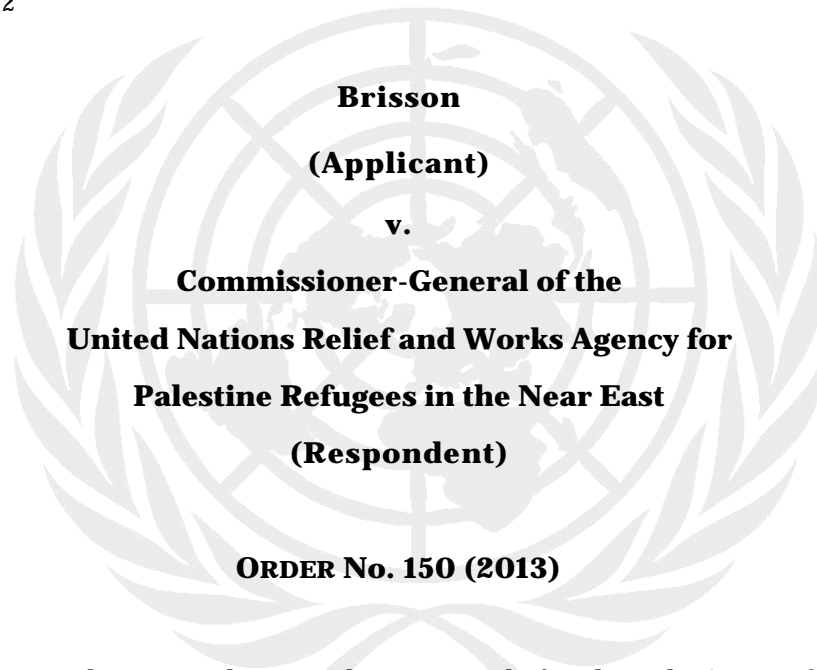




UNITED NATIONS APPEALS TRIBUNAL TRIBUNAL D'APPEL DES NATIONS UNIES

Case No. 2012-422



Brisson
(Applicant)

v.

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

ORDER No. 150 (2013)

1. On 11 September 2012, the United Nations Relief and Works Agency for Palestine Refugees in the Near East Dispute Tribunal (UNRWA Dispute Tribunal) issued Judgment No. 2012/043 in the case of *Brisson v. Commissioner General of the United Nations Relief and Works Agency for Palestine Refugees*. Mr. Lionel Brisson appealed this Judgment on 9 November 2012 before the United Nations Appeals Tribunal (Appeals Tribunal) and the Commissioner-General of the United Nations Relief and Works Agency (Commissioner-General) filed his answer on 4 February 2013.
2. On 7 May 2013, Mr. Brisson filed a motion requesting leave to file an additional pleading in response to the Commissioner-General's answer. Mr. Brisson wishes to amend his original appeal brief to (further) address arguments regarding, inter alia, his difficulties to obtain employment in France; the UNRWA Dispute Tribunal's interpretation of certain UNRWA International Staff Rules; and further flaws in Judgment of the UNRWA Dispute Tribunal.
3. The Commissioner-General opposes the motion on the ground that Mr. Brisson has not demonstrated any exceptional circumstances justifying the granting of leave to file an additional pleading.

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”.¹

5. In the present case, Mr. Brisson has not provided any reason which would amount to “exceptional circumstances” to allow the filing of an additional pleading to the answer to his appeal.

6. For the foregoing reason, IT IS HEREBY ORDERED that Mr. Brisson’s motion for leave to file additional pleadings IS DENIED.

Original and Authoritative Version: English

Dated 7th day of August 2013 in
Buenos Aires, Argentina.

(Signed)
Judge Inés Weinberg de Roca,
Duty Judge

Entered in the Register on this 7th day of
August 2013 in New York, United States.

(Signed)
Weicheng Lin, Registrar

¹ 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).