



UNITED NATIONS APPEALS TRIBUNAL TRIBUNAL D'APPEL DES NATIONS UNIES

Case No. 2019-1281

Asghar
(Appellant)

v.

Secretary-General of the United Nations
(Respondent)

ORDER No. 352 (2019)

1. On 3 May 2019, the United Nations Dispute Tribunal in Geneva rendered Judgment No. UNDT/2019/074 in the case of *Asghar v. Secretary-General of the United Nations*. Under Article 7(1) of the Statute of the Appeals Tribunal (Statute), Ms. Asma Asghar had 60 days of receipt of the Judgment to file an appeal, i.e., by 3 July 2019.
2. On 3 July 2019, Ms. Asghar, represented by Counsel, filed an appeal form. Under Section IV. “Relief claimed”, Ms. Asghar raised “points of law/facts for disputing the Judgment” and sought the setting aside of the impugned Judgment, her reinstatement and back benefits. The “points of law/facts” contained 19 rhetorical questions and nothing else. The appeal form was not accompanied by a brief.
3. On 10 July 2019, the Registry wrote to Ms. Asghar and instructed her to refile her appeal in accordance with Article 8 of the Rules of Procedure of the Appeals Tribunal (Rules), as the appeal already submitted did not include a brief that explained the legal basis of her appeal. The Registry gave her five days, until 15 July 2019, to cure and refile her appeal.
4. On 11 July 2019, Ms. Asghar filed a request for suspension, waiver or extension of the time limit for three weeks to appeal. She states that she needs this additional time to refile her appeal as her Counsel is “out of the area due to his prior professional commitments”.

5. Under Article 7(3) of the Statute, “[t]he Appeals Tribunal may decide in writing, upon written request by the applicant, to suspend or waive the deadlines for a limited period of time and only in exceptional cases”. Article 30 of our Rules allows this Tribunal to shorten or extend a time limit “when the interests of justice so require”.

6. In the interest of hearing the views of the Appellant in the present proceedings, I am prepared to exceptionally grant Ms. Asghar’s request for time limit extension so that she has an opportunity to fully present her arguments.

IT IS HEREBY ORDERED that Ms. Asghar’s request for suspension, waiver or extension of the time limit to file her appeal is **GRANTED**, and the appeal form and appeal brief shall be filed **no later than 5 August 2019 COB (New York time)**.

Original and Authoritative Version: English

Dated this 13th day of July 2019
in Athens, Greece.

(Signed)
Judge Dimitrios Raikos,
President

Entered in the Register on this 15th day
of July 2019 in New York, United States.

(Signed)
Weicheng Lin, Registrar