

EIGHTY-NINTH SESSION

***In re* Palma (Nos. 18, 19, 20, 21 and 22)
(Applications for review)**

Judgment No. 2002

The Administrative Tribunal,

Considering the eighteenth complaint filed by Mr Francesco Palma on 5 February 1999, the nineteenth complaint filed on 22 July, and the twentieth, twenty-first, and twenty-second complaints filed on 20 September 1999, all against the European Southern Observatory (ESO) and which constitute applications for review of Judgments 1785, 1843, 1718, 1844, and 1845, respectively;

Considering Article II, paragraph 5, of the Statute of the Tribunal and Article 7 of its Rules;

Having examined the written submissions;

CONSIDERATIONS

The complainant is a former staff member of the ESO whose appointment was not renewed following its expiry on 31 August 1995. Having filed numerous complaints with the Tribunal he has now applied for review of Judgments 1718, 1785, 1843, 1844 and 1845. The Tribunal joins the five applications and will dismiss them summarily under Article 7 of its Rules. His applications for review of Judgments 1718, 1844 and 1845 are unsubstantiated and therefore clearly irreceivable. His applications for review of Judgments 1785 and 1843 contain pleas that would have been admissible had they been founded, such as failure to take account of certain facts, alleged error of facts, omission to rule on a claim or the discovery of new facts. However, they cannot succeed because what the complainant is really challenging is the Tribunal's legal reasoning and appraisal of the facts. The conclusion is that none of the grounds for review exist here.

DECISION

For the above reasons,

The applications are dismissed.

In witness of this judgment, adopted on 10 May 2000, Mr Michel Gentot, President of the Tribunal, Miss Mella Carroll, Vice-President, and Mr James K. Hugessen, Judge, sign below, as do I, Catherine Comtet, Registrar.

Delivered in public in Geneva on 12 July 2000.

(Signed)

Michel Gentot

Mella Carroll

James K. Hugessen

Catherine Comtet

