



Case No. 2022-1727

Leopold Camille Yodjeu Ntemde

(Appellant)

v.

Secretary-General of the United Nations

(Respondent)

Order

5. Under Article 9(4) of the UNAT Statute, an applicant must establish that any interim order will “maintain consistency with the UNDT’s Judgment”. It requires, in effect, that any interim order will maintain the *status quo* established by the UNDT’s Judgment. That UNDT Judgment said that, based in part on Mr Ntemde’s failure to establish that he was or is a UN staff member and its conclusion that he does not hold that status, his appeal to the UNDT was unreceivable.

6. As I concluded in paragraph 6 of the Order 479 of 18 October 2022, to grant the orders sought would not maintain consistency with the UNDT’s Judgment, a statutory requirement of making any orders such as are sought again. Indeed, to accede to Mr. Ntemde’s motion would have the opposite effect: it would be inconsistent with the UNDT’s Judgment. That conclusion applies as much to the present motion as it did to the earlier motion.

7. For these reasons, the UNAT is without jurisdiction to grant the orders sought and the motion must be and is dismissed. I recommend Mr. Ntemde to take legal advice about his situation if the nature and effect of these two Orders are unclear to him.

IT IS HEREBY ORDERED that Mr. Ntemde’s second “Motion for Interim Measures” pending proceedings is **DENIED**.

Original and Authoritative Version: English

Dated this 26th day of October 2022 in New York,
United States.

(Signed)
Judge Graeme Colgan,
President

Order published and entered in the Register on this
26th day of October 2022 in New York, United States.

(Signed)
Juliet Johnson,
Registrar