

NATIONS DISPUTE TRIBUNAL

Order No.: 167 (NBI/2020)

Date: 2 September 2020

Original:

Introduction

1. On 30 June 2020, the Applicants filed an application challenging the implied decision of the United Nations Organization Stabilization Mission in the Democratic Republic of Congo (“MONUSCO”) to deny them payment of night differential.¹

2. The deadline for the Respondent’s reply was 3 August 2020.

3. On 29 July 2020, the parties moved the Tribunal to suspend proceedings in this case for 30 days from the then deadline for the reply and to extend the deadline for the filing of the reply until 3 September 2020 on the ground that the Applicants and MONUSCO were making good faith efforts to informally resolve the dispute.

4. On 3 August 2020, by its Order No. 146 (NBI/2020), the Tribunal granted the parties’ motion and the proceedings were suspended until 3 September 2020. By the same Order, the parties were directed to inform the Tribunal whether or not the matter had been resolved. The Tribunal also extended the deadline to file the Respondent’s reply to 3 September 2020.

5. On 1 September 2020, the parties filed another joint motion informing the Tribunal that the Applicants and MONUSCO, with assistance from the Office of the Ombudsman, are continuing to make good faith efforts to informally resolve the dispute. Accordingly, the parties requested the Tribunal to suspend the proceedings for further 30 days and to extend the deadline for the Respondent’s reply to 3 October 2020.

Deliberations and Order

6. The Tribunal **GRANTS** the parties’ joint motion and the proceedings are suspended until 3 October 2020. On or before that date, the parties shall inform the Tribunal whether or not the matter has been resolved.

¹ Application, section V

7. The deadline for the filing of the reply is extended to **5 October 2020**.

(Signed)

Judge Agnieszka Klonowiok