



Before: Judge Margaret Tibulya

Registry: Geneva

Registrar: René M. Vargas M.

REILLY

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER ON
APPLICANT'S MOTION
TO VARY ORDER No. 50 (GVA/2023)**

Counsel for Applicant:

Robbie Leighton, OSLA

Counsel for Respondent:

Jérôme Blanchard, LPAS, UNOG

Introduction

1. By Order No. 50 (GVA/2023), the Tribunal convoked the parties to an in camera hearing on Thursday, 8 June 2023.

2. On 2 June 2023, the Applicant filed a motion seeking to “vary [the above-mentioned Order] so that the ‘in camera’ element of the hearing be restricted to the evidence of the [witness to be heard in the afternoon (Geneva time)] and that all other elements of the hearing, including the hearing of the Applicant’s evidence, be heard in open proceedings”.

Consideration

3. The Tribunal reiterates its intent to protect the identity of the witness to be heard. It further underlines that the hearing will also be the opportunity for the parties to fully make their case through, *inter alia*, opening and closing submissions, and that the interest of justice is better served if the parties can do so as freely as possible.

4. In view of the above, as the Tribunal has determined that the testimony of the witness will be heard in camera and said testimony will most likely be referred to in the parties’ opening and closing submissions, the part of the hearing devoted to said submissions will also be heard in camera.

5. It follows that only the part of the hearing related to the Applicant’s testimony will be open to the public.

IT IS ORDERED THAT:

6. All parts of the hearing on the merits to be held on Thursday, 8 June 2023, will be held in camera with the exception of the Applicant’s testimony scheduled to start at 10 a.m. on that day.

(Signed)

Judge Margaret Tibulya

Dated this 5th day of June 2023

Case No. UNDT/GVA/2022/006

Order No. 56 (GVA/2023)

Entered in the Register on this 5th day of June 2023

(Signed)

René M. Vargas M., Registrar, Geneva