OLIVER J. M. THOMAS



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SUPREME COURT OF BARBADOS IN THE HIGH COURT OF JUSTICE

IN THE MATTER OF A WITHOUT NOTICE APPLICATION by the Director of Public Prosecutions of Barbados under section 8(1) of the Anti-Terrorism (Amendment) Act, 2019-34

AND IN THE MATTER of The Anti-Terrorism (Amendment) Act 2019-34

AND IN THE MATTER of an Application by the Director of Public Prosecutions of Barbados for a Declaratory Order under section 8(1) of the Anti-Terrorism (Amendment) Act, 2019-34

AND IN THE MATTER of an Application by the Director of Public Prosecutions of Barbados for a Counter Proliferation Order under section 10B of the Anti-Terrorism (Amendment) Act, 2019-34

BETWEEN

DIRECTOR OF PUBLIC PROSECUTIONS

CLAIMANT

AND

QDI. 432 NAME: 1: ASHRAF 2: AL-QIZANI 3: NA 4: NA 1^s

1ST DEFENDANT

QDE.167 NAME: JUND AL-KHILAFAH IN TUNISIA (JAK-T)

2ND DEFENDANT

ORDER

BEFORE: The Honourable Sir Patterson Cheltenham, K.A. who considered the Application on the 31st day of December 2021 via zoom video conferencing. **ENTERED** on the 31st day of December 2021.

AND UPON READING the Certificate of Urgency and the Fixed Date Claim Form filed on the 31st day of December 2021 and the Affidavit of **KEITH ROBERTSON**, sworn and filed on the 31st day of December 2021 together with the Exhibit attached thereto;

AND UPON DETERMINING that this matter be deemed fit for an urgent hearing. **AND UPON HEARING** Mr. Oliver Thomas, Attorney-at-Law for the Claimant.

IT IS HEREBY DECLARED: that Pursuant to sections 8(1)(a) and 10B of the Anti-Terrorism (Amendment) Act, 2019-34, the Defendants, listed on 30th day of December 2021 as per the Security Council Press Release 14755-https://www.interpol.int/en/How-we-work/Notices/View-UN-Notices-Individuals, listed on the United Nations Security Council Sanctions List concerning ISIL (DA'ESH) and Al-Qaida and designated by the United Nations Security Council 1267/1989/2253 Committee be listed as entities or other groups for the purposes of the Anti-Terrorism (Amendment) Act, 2019-34.

IT IS FURTHER ORDERED that:

- 1. Service of this Order be dispensed with;
- 2. Pursuant to section 8(3)(a) of the Anti-Terrorism (Amendment) Act, 2019-34 a Restraining Order freezing:
 - (a) any property of any nature whatsoever whether immovable or movable of the persons against whom the Terrorist Designation Order is made;
 - (b) property that is wholly or jointly owned or controlled, directly or indirectly, by the persons against whom the Terrorist Designation Order and the Counter Proliferation Order are made;
 - (c) property that is derived or generated from other property owned or controlled, directly or indirectly, by the persons against whom the Terrorist Designation Order and the Counter Proliferation Order are made;
 - (d) property of persons acting on behalf of, or at the direction of, the persons against whom the Terrorist Designation Order and the Counter Proliferation Order are made, be frozen;

- 3. The Defendants or any person affected hereby may within 60 days of the making of the Order, appeal to the Court of Appeal against the decision of the Judge and shall give the Director of Public Prosecutions at least 14 days' notice of the application;
- 4. The Registrar of the Supreme Court do serve an Office Copy of the Order on the Financial Intelligence Unit (FIU) immediately;
- 5. Pursuant to **section 10(1)** of the said **Act**, the Director of Public Prosecutions shall cause notice of this Order to be published electronically immediately and in the Official Gazette and in at least 2 daily newspapers in circulation in Barbados, as soon as possible;
- 6. Liberty to apply;
- 7. Costs to be costs in the cause; and
- 8. Such other Orders as this Honourable Court shall deem fit

Dated this 31st day of December 2021.

Registrar of the Supreme Court (Ag.)

BARBADOS

No. CV 1150 of 2021

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BETWEEN

DIRECTOR OF TOBERCTROSECCTIONS	CDAIMANI
AND	
QDI. 432 NAME: 1: ASHRAF 2: AL-QIZANI 3: NA 4: NA	1 ST DEFENDANT
QDE.167 NAME: JUND AL-KHILAFAH IN TUNISIA (JAK-T)	2 ND DEFENDANT
ORDER	

CI.AIMANT

ALLISTON G. SEALE Director of Public Prosecutions (Ag.)

DIRECTOR OF PUBLIC PROSECUTIONS