

BARBADOS
No. CV 285 of 2020



DRAWN AND PREPARED BY
Walsford

Attorney-at-Law
Public Prosecutions Department
4th Floor Frank Walcott Building
Cullogen Road
St. Michael, BB14018

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

QDe.162 Name: ISLAMIC STATE WEST AFRICA PROVINCE (ISWAP)

A.k.a.: a) Islamic State in Iraq and the Levant — West Africa (ISIL-WA) b) Islamic State of Iraq and Syria — West Africa (ISIS-WA) c) Islamic State of Iraq and Syria West Africa Province (ISISWAP) d) Islamic State of Iraq and the Levant — West Africa **F.k.a.:**

QDe.163 Name: ISLAMIC STATE IN THE GREATER SAHARA (ISGS)

A.k.a.: a) Islamic State in Iraq and Syria — Greater Sahara (ISIS-GS) b) Islamic State of Iraq and Syria — Greater Sahara (ISIS-GS) c) Islamic State of Iraq and the Levant — Greater Sahara (ISIL-GS) d) Islamic State of the Greater Sahel e) ISIS in the Greater Sahel f) ISIS in the Greater Sahara g) ISIS in the Islamic Sahel **DEFENDANTS**

ORDER

ENTERED on the 8th day ~~March~~ ^{June} 2020.

BEFORE: The Honourable Kaye Goodridge, Chief Justice (Ag.) of the High Court who considered the Application on the 3rd day of March 2020.

AND UPON READING the Fixed Date Claim Form to be filed on the 3rd day of March 2020 and the affidavit of Ms. Danielle Mottley, sworn and filed on 3rd day of March 2020 together with the Exhibits attached thereto;

AND UPON DETERMINING that this matter be deemed fit for an urgent hearing.

AND UPON HEARING Mr. Neville Watson, 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 February 23, 2020 ; other information <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 ORDERED that:

1. Service of this Order be dispensed with;
2. Pursuant to **section 8(3)(a)** of the **Act** that:
 - (a) any property of the person against whom the Terrorist Designation Order is made;
 - (b) property that is wholly or jointly owned or controlled, directly or indirectly, by the person against whom the Terrorist Designation Order and the Counter Proliferation Order is made;
 - (c) property that is derived or generated from other property owned or controlled, directly or indirectly, by the person against whom the Terrorist Designation Order and the Counter Proliferation Order is made;
 - (d) property of a person acting on behalf of, or at the direction of, the person against whom the Terrorist Designation Order and the Counter Proliferation Order is made,
be frozen;
3. The Defendant 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 **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 9th day of March, 2020.

Dep. Plante
Registrar of the Supreme Court

CERTIFIED A TRUE COPY

Chudhary
LEGAL ASSISTANT (ay)

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the Greater Sahara g) ISIS in the Islamic Sahel

DEFENDANTS

ORDER

Donna C. B. Babb-Agard, QC
Director of Public Prosecutions