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**BARBADOS** 

No.CV 15D of 2020



DRAWN AND PREPARED BY

Attorney-at-Law
Public Prosecutions Department
4th Floor Frank Walcott Building
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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 sections 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.425 Name: 1: AMADOU 2: KOUFA 3: na 4: na

a.k.a.: a) Amadou Barry b) Amadou Kouffa c) Hamadoun Koufa

d) Hamadoun Kouffa e) Hamadou Koufa f) Hamadou Kouffa

**DEFENDANT** 

**ORDER** 

ENTERED on the 06 day February, 2020.

**BEFORE:** The Honourable Sir Marston Gibson, Chief Justice of the High Court who considered the Application on the 6<sup>th</sup> day of February, 2020.

**AND UPON READING** the Fixed Date Claim Form to be filed on the 7<sup>th</sup> day ofFebruary, 2020 and the affidavit of Mr. Rudolph Burnett, sworn and filed on 6<sup>th</sup> day of February, 2020 together with the Exhibits attached thereto;

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

AND UPON HEARING Mr. Anthony L. Blackman, 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 Defendant, listed on February 4, 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:

- 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;

 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 6th day of February, 2020.

Registrar of the Supreme Court

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**DEFENDANT** 

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