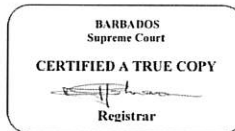


DRAWN AND PREPARED BY **2022-01-27**

[Handwritten Signature]

Attorney-at-Law
Public Prosecutions Department
4th Floor Frank Walcott Building
Culloden 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 9 (1) and (2) 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 the **Variation** of a Declaratory Court Order under **section 9(1) and (2) of the Anti-Terrorism (Amendment) Act, 2019-34**

BETWEEN

DIRECTOR OF PUBLIC PROSECUTIONS

CLAIMANT

AND

QDE.71 NAME: AL-HARAMAIN ISLAMIC FOUNDATION

QDE.71 NAME: AL-HARAMAIN ISLAMIC FOUNDATION (SOMALIA)

QDE.71 NAME: AL-HARAMAIN ISLAMIC FOUNDATION (INDONESIA) DEFENDANTS

ORDER

BEFORE: The Honourable Madam Justice Cicely Chase, who considered the Application on the 19th day of January 2022, via telephone conferencing hearing.

ENTERED on the day of 2022

AND UPON READING the Fixed Date Claim Form filed on the 18th day of January 2022 and the affidavit of Mr. Romario Straker Crown Counsel for the Claimant, sworn and filed on the 18th day of January 2022 together with the Exhibit attached thereto;

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

AND UPON HEARING Mr. Neville Watson, Attorney-at-Law and Senior Crown Counsel (Ag.) for the Claimant.

IT IS HEREBY DECLARED: that Pursuant to **section 9(2)** of the **Anti-Terrorism (Amendment) Act, 2019-34**, the Defendants, listed on November 1, 2019 via the UN Security Council Press Release **SC/14758**:

<https://www.un.org/press/en/2022/sc14767.doc.htm>

And 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 delisted as entities or other groups affiliated with terrorist activated for the purposes of the **Anti-Terrorism (Amendment) Act, 2019-34**.

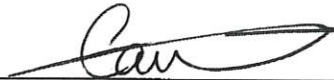
IT IS ORDERED that:

1. The Order granted by the Honourable Sir Marston Gibson, the then Chief Justice pursuant to **section 8(1)** of the "Act" who considered the Application **CV 1448 of 2019** on the 13th day of November 2019 is hereby revoked to the extent that the Defendants **(1) QDE 071 Name: Al Haramain Islamic Foundation, (2) QDE 072 Name: Al Haramain Islamic Foundation (Somalia), and (3) QDE 103 Name: Al Haramain Islamic Foundation (Indonesia)** are no longer designated as terrorists or terrorist entities for the purposes of the Act;
2. The Claimant applies to the Honourable Court for the following relief:
 - i. an Order that the matter be deemed fit for hearing as a matter of urgency;
 - ii. Order **CV 1448 of 2019** be varied as a matter of urgency to have the two defendants delisted;
 - iii. an Order **CV 1448 of 2019** pursuant to **section 9(1) and (2)** of the Act declaring the Defendants as delisted entities for the purposes of the Act;
 - iv. an Order pursuant to **section 9(1) and (2)** 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 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 is made;
 - (d) property of a person acting on behalf of, or at the direction of, the person against whom the Terrorist Designation Order is made,

be restored;

3. an Order that the Registrar of the Supreme Court do serve an office copy of the Order on the Financial Intelligence Unit (FIU) immediately;
4. an Order that the Court dispense with service on the Defendants of any Declaratory Order made;
5. an Order that pursuant to **section 10(1)** of the Act, the Director of Public Prosecutions shall cause a notice of the decision to either make, confirm, vary or set aside a Terrorism Designation Order, to be published
 - i. electronically immediately; and
 - ii. in the Official Gazette in at least two (2) daily newspapers circulated in Barbados, as soon as possible
6. costs to be costs in the cause;
7. liberty to apply.

Dated this 27 day of January 2022



Deputy Registrar of the Supreme Court (ag.)

BARBADOS

No. CV of 2022

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IN THE HIGH COURT OF JUSTICE**

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DEFENDANTS

ORDER

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