



SPECIAL PANEL FOR SERIOUS CRIMES-WEEKLY SUMMARY
16-20 JUNE 2003

CASES SCHEDULED

NO	CRIMINAL CASE NAME	CRIMINAL CASE NUMBER
1	The General Prosecutor v Carlos Soares aka Carman	09/2002
2	The General Prosecutor v Paulino de Jesus	06/2002

NB: The indictments and the case summaries of the above-scheduled cases are available on JSMP's website at: www.jsmp.minihub.org - from the front page follow the "Trials" link to the case information page

1. Criminal Case 09/2002: General Prosecutor v Carlos Soares aka Carman

Wednesday 18 June 2003

Public Prosecutor: Charles Nsabimana
Defence Counsel: Maria Rocheteau

The case was listed before Judge Francisco Florit. Today's preliminary hearing was for the court to make sure that the accused has read and understands the nature of the indictment filed against him by the prosecution. In response to this, the accused told the court that the indictment had been read to him in Tetum.

In addition, the Court reviewed the conditional release of the accused. The request of the Public Prosecutor was that the Accused, who is on conditional release should be detained in custody for the duration of the trial. The only reason given was that the trial is due to commence. In response, the Defence stated that her client has never attempted to flee the jurisdiction and has never caused any risk to witnesses or victims. These are two of the key considerations governing the issue of whether an Accused should be kept in detention prescribed by Section 20(8) of UNTAET regulation 2000/30, as amended by Regulation 2001/25.

The court decided to release the accused prior to the commencement of the trial. The trial is scheduled to start on 17 July 2003.

2. Criminal Case 06/2002: Deputy General Prosecutor v Paulino de Jesus

Thursday 19 June 2003

Public Prosecutor: Shyamalah Alagenda

Defence Counsel: Pamela Reusch

The case was listed before Judge Dora de Morais (presiding), Judge Helder Viana do Carmo and Judge Francisco Florit. A preliminary hearing was held late last year. The purpose of today's hearing was for the court to hear any new submission or requests from parties. In response to this, the Defence made an application for the release of the Accused as he has been in detention since his initial arrest on 13 May 2002. The Public Prosecutor requested more time to contact the witnesses.

After deliberating for 30 minutes, the Court ordered that the Accused remain in prison while on trial and that the Prosecution bring the witnesses to the Court when the trial resumes. The case was adjourned for trial on Monday 23 June 2003 at 0900hours.