



UNTAET

United Nations Transitional Administration in East Timor

Case No. AIN-8-99-SC

**The General Prosecutor of the United Nations Transitional
Administration for East Timor**

Against

ANIGIO DE OLIVERA

I. INDICTMENT

The General Prosecutor of the United Nations Transitional Administration for East Timor, pursuant to his authority under UNTAET Regulations 1999/1, 2000/11, 2000/15, 2000/16 and 2000/30 charges:

Anigio De Olivera

with

MURDER AND ARSON

as set forth in this indictment

II. Name and Particulars of the Accused

Name : Anigio De Olievra
Date of Birth : 3-8-1978
Place of Birth : Cassa Village, Ainaro District
Nationality : East Timorese

Location : Detained since 29 July 2000, presently in Becora Prison

III. Statement of the Facts

1. In September 1999, the Accused **Anigio De Olivera** was a member of the *Mahidi* Militia Group.
2. On or about 5 September 1999, in the District of Ainaro, Subdistrict of Ainaro, village of Kassa, members of the Mahidi militia group planned to murder **Fernando Gomes**.
3. On or about 5 September 1999, in the District of Ainaro, Subdistrict of Ainaro, village of Kassa, at approximately 02-00 hrs, a group of members of the Mahidi militia, including the accused Anigio De Olivera, went to and surrounded the house of **Mr. Fernando Gomes**. At that time, the accused Anigio De Olivera knew that they were going to kill **Fernando Gomes**.
4. After arrival at the house of **Fernando Gomes**, the Accused Anigio De Olivera called for **Fernando Gomes** to come out of the house.
5. When **Fernando Gomes** did not come out of his house, the accused Anigio De Olivera and others poured fuel around the house and lit the fuel, thus setting the house of **Fernando Gomes** on fire.
6. When **Fernando Gomes's** house started burning, **Fernando Gomes**, along with his wife, Prisca De Concicao, came out from the house.
7. After **Fernando Gomes** came out of his house, one of the *Mahidi* members named **Fernando Lopes** fires two shots at **Fernando Gomes** causing his death.

IV. Pursuant to the above the Prosecutor

Count 1: Murder

On or about the 5th September 1999 in the District of Ainaro, Subdistrict of Ainaro, village of Kassa, Anigio De Olivera did, with deliberate intent and premeditation, commit, aid, abet or otherwise assist in the murder of **Fernando Gomes**, in violation of Article 340 of the Penal Code of Indonesia.

Count 2: Arson

On or about the 5th September 1999 in the District of Ainaro, Subdistrict of Ainaro, village of Kassa, Anigio De Olivera did, with deliberate intent and premeditation, commit, aid, abet or otherwise set fire to the house of **Fernando Gomes**, in violation of Article 187 of the Penal Code of Indonesia.

V. The list of witnesses and evidence that supports this Indictment is contained in Annex, A which forms an integral part of this Indictment.

VI. The Prosecutor requests that the Special Panel for Serious Crimes of the District Court of Dili takes jurisdiction of this matter expeditiously.

Dili, 22 December 2000

Brenda Sue Thornton
Public Prosecutor