

UNITED NATIONS



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United Nations Transitional Administration in East Timor

Case No. SA-1-99-

SC

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

against

Mateus Tilman

I. INDICTMENT

The General Prosecutor of the United Nations Transitional Administration for East Timor, pursuant to his authority under UNTAET Regulations 19999/1, 2000/11, 2000/15, 2000/16 and 2000/30 charges:

Mateus Tilman

with

**Attempted Murder, Serious Maltreatment and Destruction to
Property**

as set forth in this indictment.

II. Name and Particulars of the Accused

Name : Mateus Tilman.
Age: : 35 years.
Place of Birth : Hola-Rua Village, Same Subdistrict, Manufahi District.
Nationality : East Timorese.
Location : Hola-Rua Village.

III. Statement of the Facts

1. The Accused **Mateus Tilman** was member of Ablai Militia in Hola-Rua Village.
2. On 2 September 1999 the Accused **Mateus Tilman** together with militia leader Guilherme Marcal, Marcal's 12 year old son Jaimeto and one Joao proceeded to the houses of **Artwer Laranzeira** and his daughters **Mariana Cortreal, Manuela Cortreal** and **Teresina Carvalho**. Both houses were located on the same plot at Main Street in Holo-Rua Village.
3. The Accused **Mateus Tilman** and his co-perpetrators intended to kill the residents and to burn the houses down because the residents were deemed to be pro-independence.
4. For this purpose they carried a jerry can filled with petrol.
5. On arrival at the houses Guilhermino Marcal shouted insults to the people voting for independence and that they would kill everyone that did not vote for autonomy.
6. At this time **Artwer Laranzeira** was alone in the smaller house which he and his wife occupied.
7. In the other larger house the following persons were present: **Mariana Cortreal, Manuela Cortreal, Teresina Carvalho**, her 8 year old son **Orlando** and her 4 year old daughter **Juliana**.
8. Guilhermino Marcal and his son Jaimeto lighted matches and put fire on the straw/wooden constructed house of **Artwer Laranzeira** knowing that he was inside.
9. At the same time Joao poured petrol to the brick build larger house and lighted it knowing that there were people inside.
10. The Accused **Mateus Tilman** and his co-perpetrators waited for the residents to flee the burning houses in order to kill them with their machetes.
11. At first **Artwer Laranzeira** ran out.
12. He was attacked by the Accused **Mateus Tilman** and Joao hitting him with their machetes on his left leg and slashing his face, the side of his head and neck area causing serious wounds.
13. **Orlando Cortreal** managed to get out of the house. He was hit by an arrow to his left lower cheek coming out the other side through his neck. Furthermore his right ankle was cut by a machete.
14. **Teresina Carvalho** and her daughter **Juliana** were trapped inside the burning house. To escape they had to run through the fire. **Teresina Carvalho** suffered severe burns to her feet, legs and arms. **Juliana** suffered burns to their arms.
15. Outside the house **Teresina Carvalho** was confronted by Joao who struck her across her head with his machete causing a cut to her forehead.
16. She managed to run away.
17. **Mariana** and **Manuela Cortreal** managed to leave the house uninjured. When they saw their father being attacked by the Accused **Mateus Tilman** and Joao they started shouting.

18. This made the Accused **Mateus Tilman** and his co-perpetrators to flee.
19. All of the victims survived. **Artwer Laranzeira** and **Orlando Cortreal** only due to immediate medical treatment.

IV. Pursuant to the above the Prosecutor charges:

Count 1:

On 2 September 1999 in the village of Hola-Rua, Same Subdistrict, Manufahi District, the Accused **Mateus Tilman** acting as a principal jointly with Guilhermino Marcal, Jaimeto Marcal and one Joao attempted with deliberate intent and with premeditation to take the life of **Artwer Laranzeira** in violation of Section 8 UNTAET Regulation 2000/15 and Articles 340, 53 of the Penal Code of Indonesia (**Attempted Murder**).

Count 2 :

On 2 September 1999 in the village of Hola-Rua, Same Subdistrict, Manufahi District, the Accused **Mateus Tilman** acting as a principal jointly with Guilhermino Marcal, Jaimeto Marcal and one Joao attempted with deliberate intent and with premeditation to take the lifes of

- a) **Teresina Carvalho;**
- b) **Orlando Cortreal;**
- c) **Juliana Cortreal;**
- d) **Mariana Cortreal;**
- e) **Manuela Cortreal**

in violation of Section 8 UNTAET Regulation 2000/15 and Articles 340, 53 of the Penal Code of Indonesia (**Attempted Murder**).

Count 3 :

On 2 September 1999 in the village of Hola-Rua, Same Subdistrict, Manufahi District, the Accused **Mateus Tilman** acting as a principal jointly with Guilhermino Marcal, Jaimeto Marcal and one Joao deliberately and with premeditation caused serious physical injury to

- a) **Artwer Laranzeira;**
- b) **Teresina Carvalho;**
- c) **Orlando Cortreal;**
- d) **Juliana Cortreal.**

in violation of Section 3 UNTAET Regulation 1999/1 and Articles 354, 355, 63,65 of the Penal Code of Indonesia (**Serious Maltreatment**).

Count 4 :

On 2 September 1999 in the village of Hola-Rua, Same Subdistrict, Manufahi District, the Accused **Mateus Tilman** acting as principal jointly with Guilhermino Marcal, Jaimeto Marcal and one Joao with deliberate intent and unlawfully destroyed buildings belonging to

- a) **Artwer Laranzeira;**
- b) **Mariana Cortreal, Manuela Cortreal and Teresina Carvalho.**

in violation of Section 3 UNTAET Regulation 1999/1 and Articles 410, 412, 63,

65 of the Penal Code of Indonesia (**Destruction to Property**).

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 and tries the case expeditiously.

Dili, 30 November 2000

Raimund Sauter
Public Prosecutor