

**COPY**



REPUBLIC OF TRINIDAD AND TOBAGO

IN THE HIGH COURT OF JUSTICE

Claim No. CV2018-04349

IN THE MATTER OF THE ANTI-TERRORISM ACT, CHAPTER 12:07

AND

IN THE MATTER OF AN APPLICATION BY THE ATTORNEY GENERAL OF TRINIDAD AND TOBAGO FOR A DECLARATORY ORDER UNDER SECTION 22B OF THE ANTI-TERRORISM ACT, CHAPTER 12:07

BETWEEN

THE ATTORNEY GENERAL OF TRINIDAD AND TOBAGO

Claimant

AND

HAJJI also known as 'ABD AL-NASIR also known as **Hajji Abdelnasser** also known as **Hajji Abd al-Nasr** also known as **Taha al-Khuwayt**

Defendant

**ORDER**

Before the Honourable Madam Justice Charles

Dated the 21<sup>st</sup> day of November, 2018

UPON READING the Fixed Date Claim Form filed on November 21<sup>st</sup>, 2018 and the Affidavit of Nataki Atiba-Dilchan sworn on 21<sup>st</sup> November, 2018 and filed on November 21<sup>st</sup>, 2018 together with the exhibits attached thereto;

AND UPON this matter being determined in Chambers without a hearing.

IT IS ORDERED THAT personal service on the Defendant be dispensed with.

IT IS ALSO ORDERED that: -

1. At page 57, 2<sup>nd</sup> paragraph under the rubric **QDi. 420 Name:, Address:** Syrian Arab Republic, This Defendant was first listed by the United Nations Security Council 1267/1989/2253 Committee on November 19, 2018 and remains so listed up to the date of this application. As such, I verily believe that the Defendant is a designated entity.

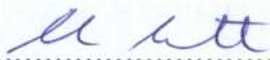
IT IS HEREBY DECLARED that Pursuant to Section 22B(3)(a) of the Anti-Terrorism Act, Chap. 12:07, the Defendant, **HAJJI** also known as 'ABD AL-NASIR also known as **Hajji Abdelnasser** also known as **Hajji Abd al-Nasr** also known as **Taha al-Khuwayt**, DOB:

Between 1965 and 1969 POB: Tall 'Afar, Iraq Good quality a.k.a.: a) Hajji Abdalnasser b) Hajji Abd al-Nasr Low quality a.k.a.: Taha al-Khuwayt Nationality: Iraq Passport no. na National identification no: na Address: Syrian Arab Republic Listed on: 19 Nov. 2018 Other Information: ISIL military leader in the Syrian Arab Republic as well as chair of the ISIL Delegated Committee, which exercises administrative control of ISIL's affairs, listed under the rubric **QDi. 420** at page 57, 2<sup>nd</sup> paragraph of the United Nations Security Council Sanctions List concerning ISIL (DA'ESH) and Al-Qaida dated November 20, 2018 and designated by the United Nations Security Council 1267/1989/2253 Committee on November 19, 2018 is a listed entity for the purposes of the Anti-Terrorism Act, Chapter 12:07 ("the Act").

**IT IS FURTHER ORDERED** that:

The matter be deemed fit for hearing as a matter of urgency;

1. Pursuant to Section 22B(3)(b) of the Act that the property
  - (i) owned or controlled by the Defendant;
  - (ii) wholly or jointly owned or controlled, directly or indirectly, by the Defendant; and
  - (iii) derived or generated from funds or other assets owned or controlled directly or indirectly by the Defendant,be frozen;
2. Pursuant to Section 22B(4D) (b) of the Act, the Registrar of the Supreme Court do serve an Office Copy of the Order on the Financial Intelligence Unit immediately in accordance with the Civil Proceedings Rules 1998 (as amended);
3. Pursuant to Section 22B (5) of the Act, the Attorney General shall within seven (7) days after the date of this Order, cause a copy of the Order and a statement that the matter will be reviewed every six (6) months, to be published in the Trinidad and Tobago Gazette and in two (2) daily newspapers of general circulation in Trinidad and Tobago;
4. Liberty to apply; and
5. There be no order as to costs.

  
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**Assistant Registrar**  
**Supreme Court**  
RISHMA RAMRATTAN  
Assistant Registrar and Deputy Marshal  
Supreme Court of Trinidad and Tobago

TO: **Nairob Smart**  
Attorney-at-Law  
Chief State Solicitor Department  
Cabildo Chambers  
Nos. 23-27 St. Vincent Street  
Port of Spain