



UNTAET

United Nations Transitional Administration in East Timor

Case No. BO-96-99-SC

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

against

Manuel Gonsales Bere

Case : 10/2000

1 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:

Manuel Gonsales Bere

with

Murder

as set forth in this indictment.

II. Name and Particulars of the Accused

Name	: Manuel Gonsales Bere aka Manuel Lete Bere
Age	: 39 years
Place of Birth	: Lahomea Village, Maliana Subdistrict, Bobonaro District
Nationality	: East Timorese
Location	: Becora Prison

III. Statement of the Facts

1. The Accused **Manuel Gonsales Bere** joined Dadurus Merah Putih Militia in September 1999 after he together with his family had gone to West Timor. He became second in charge of a militia group in Hakesak/West Timor.
2. On an undetermined day at the end of the month of September 1999 the 21 year-old **Joao Gonsalves** from Lahomea Village was captured on the order of militia commander Manuel Lopes by a group of Dadurus Merah Putih Militia men and forcibly taken to the militia post in Hakesak/West Timor since he was known to be pro-independence and a FALINTIL supporter.
3. After having been mistreated in the militia post **Joao Gonsalves** was forced by the Accused **Manuel Gonsales Bere** and other militia men to get into a vehicle which then was driven to Nunora bridge close to Maliana in East Timor. This happened with the view to kill him there for his sympathy for independence.
4. Upon arrival at the bridge the Accused **Manuel Gonsales Bere** and one Raimundo took **Joao Gonsalves** out of the car and pulled him towards the river with his hands tied in front. Raimundo was armed with a G 3 rifle, the Accused **Manuel Gonsales Bere** with a samurai sword.
5. At the riverbank, the Accused **Manuel Gonsales Bere** stabbed **Joao Gonsalves** with his samurai sword in the right side of the chest between the ribs with the intent to kill the victim. The sword came out on the left side.
6. This stab caused the immediate death of **Joao Gonsalves**.

IV. Pursuant to the above the Prosecutor charges:

Count 1:

On an undetermined day at the end of the month of September 1999 in the area of Maliana in the Bobonaro District, the Accused **Manuel Gonsales Bere** acting as a principal jointly with the other members of Dadurus Merah Putih Militia did with deliberate intent and with premeditation take the life of **Joao Gonsalves** and thereby committed **murder** in violation of Section 8 UNTEAT Regulation 2000/15 and Article 340 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.

IV. 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, 7 December 2000



Raimund Sauter
Public Prosecutor