

EXTERNAL (for general distribution)

AI Index: ASA 28/05/92

Distr: UA/SC

4 March 1992

**Further information on UA 256/91 (ASA 28/04/91, 24 July 1991) and follow-up
ASA 28/11/91, 25 September 1991 - Death Penalty/Legal Concern**

MALAYSIA:Asidin Iting* (Filipino)
Hassim Iskandar* (Filipino)
Talib Sahijuan (Filipino)
Anthony Najali* (Filipino)
Edjing Abdullah* (Filipino)
Antoni Julkani (Filipino)
Kullah Lawari (Filipino)
Rudi Jamjali (Filipino)
Khairullah Khan* (Pakistani)
Shorin Khaita Khan* (Pakistani)

*** Please note corrected spelling of names**

Amnesty International has received further information on six of the above. The appeals of Khairullah Khan, Shorin Khaita Khan, Edjing Abdullah, Anthony Najali, Hassim Iskandar and Asidin Iting were heard by the Supreme Court in Kota Kinabalu on 27 February 1992 which upheld the death sentences previously imposed.

Khairullah Khan, aged 26, and Shorin Khaita Khan, aged 43, had been found guilty on 28 October 1989 by the Kota Kinabalu High Court of trafficking in 175.8 gm of heroin on 12 August 1984.

Hassim Iskandar, aged 34, had been convicted by the High Court in Kota Kinabalu on 15 December 1989, of trafficking in 4,453.51 gm of cannabis on 23 October 1985.

Asidin Iting, aged 34, had been found guilty by the Kota Kinabalu High Court on 5 April 1990, of trafficking in 1,558.28 gm of cannabis on 25 July 1984.

Edjing Abdullah, aged 25, had been found guilty by the Sandakan High Court on 17 November 1989 of trafficking in 387.35 gm of cannabis on 7 August 1986 in Sandakan.

Anthony Najali, aged 32, had been found guilty by the Labuan High Court on 27 September 1990, of trafficking in 391.6 gm of cannabis in Labuan on 22 June 1986.

Amnesty International is seriously concerned that all those named above are awaiting possible execution following trials which may have fallen short of

international standards, and in which they were disadvantaged by language difficulties.

FURTHER RECOMMENDED ACTION: Please send telegrams/telexes/faxes/airmail letters:

- expressing concern that the death sentences imposed on six of the above have been upheld by the Supreme Court in Kota Kinabalu;

Page 2 of 2FU 256/91

- expressing grave concern at allegations that all of the above may have suffered from language difficulties in their initial trials and urging a full investigation into these trials;

- stating Amnesty International's unconditional opposition to the death penalty;

- urging that all these death sentences be commuted and that no more death sentences be imposed.

APPEALS TO:

1) TYT Tan Sri Haji Mohammad Said bin Keruak
The Head of State of Sabah
Istana
Kota Kinabalu
Sabah, Malaysia

Telegrams: Head of State, Kota Kinabalu, Sabah, Malaysia
Telexes: 80948 DEWAN MA

Salutation: Your Excellency

2) Datuk Joseph Pairin Kitingan
Chief Minister of Sabah State
Office of the Chief Minister
Kota Kinabala
Sabah, Malaysia

Telegrams: Chief Minister, Kota Kinabala, Sabah, Malaysia

Salutation: Your Excellency

3) YB Datuk Syed Hamid bin Syed Jaafar Albar
Minister of Justice
Ministry of Justice
21st Floor
Bangunan Kuwasa
Jalan Raja Laut
50506 Kuala Lumpur
Malaysia

Telegrams: Justice Minister, Kuala Lumpur, Malaysia
Telexes: 33548 HAKIM MA
Faxes: + 329 34754

Salutation: Your Excellency

COPIES OF YOUR APPEALS TO: diplomatic representatives of **Malaysia, Philippines and Pakistan** in your country.

PLEASE SEND APPEALS IMMEDIATELY. Check with the International Secretariat, or your section office, if sending appeals after 15 April 1992.