

EXTERNAL

AI Index:ASA 21/46/95

20 September 1995

Further information on EXTRA 89/95 (ASA 21/38/95, 4 August 1995 and follow up ASA 21/40/95, 16 August 1995) - Fear of Imminent Execution

INDONESIA Djais Adi Prayitno, aged 60
Nyonya Sumiarsih (f), aged 54
Sugeng, aged 30

The Surabaya District Court in East Java is now reviewing the case of Djais Adi Prayitno, his wife, Nyonya Sumiarsih and their son, Sugeng. The three had been convicted of murder and sentenced to death in 1989. The review follows a request from the family's lawyers, who filed a petition for a new hearing. The lawyers are arguing that there were irregularities in the original trial and that proper legal procedures were not followed.

The three have already had their appeals for presidential clemency rejected - usually the last legal obstacle to execution. However, the Chief Justice of the Supreme Court, Soerjono, has said that this does not prevent them from continuing to seek a court review of the convictions: "*Every convict on death row has the right to apply for presidential clemency. He/she can also ask the Supreme court to review the case*" (Jakarta Post, 7 September 1995).

FURTHER RECOMMENDED ACTION: Please send telegrams/faxes/express/ airmail letters in English, Bahasa Indonesia or your own language

- welcoming the news that the case is to be reviewed;
- reiterating appeals to President Suharto to commute the death sentence of Djais Adi Prayitno, Nyonya Sumiarsih and Sugeng and all death sentences that come before him;
- continuing to express opposition to the death penalty as a violation of the right to life and the right not to be subjected to cruel, inhuman or degrading treatment.

APPEALS TO:

President
President Suharto
Istana Negara
Jl. Veteran
Jakarta Pusat
Indonesia

Telegrams: President Suharto, Jakarta, Indonesia
Faxes: +622 1 345 0517 (via Ministry of Foreign Affairs)
Salutation: Dear President Suharto

COPIES TO:

Minister of Justice
Haiji Utoyo Usman S.H.
Menteri Kehakiman
Jl.H.R. Rasuna Said Kav, 6-7
Kuningan
Jakarta Selatan
Indonesia

Faxes: + 62 21 525 3095

Chairman of the National Commission on Human Rights

Ali Said, SH

Ketua, Komisi Nasional Hak Azasi Manusia

Jalan Veteran No.11

Jakarta

Indonesia

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and to diplomatic representatives of Indonesia accredited to your country.

PLEASE SEND APPEALS IMMEDIATELY. Check with the International Secretariat, or your section office, if sending appeals after 18 October 1995.