

EXTERNAL

AI Index: MDE 19/02/96

14 February 1996

Further information on UA 113/94 (MDE 19/03/94, 18 March 1994) and follow-up (MDE 19/03/95, 21 September 1995) - Torture / Fear of Execution

LIBYA Col. Miftah Qarrum al-Wirfali  
Major Ramadhan al-'Ayhuri  
Major Khalil Salam al-Jidiq  
Major Miftah Bahr  
Major 'Abdallah al-Waa'ir  
Lt-Col Daw al-Salihin al-Jidiq  
Lt-Col Shtiwi Miftah al-Mabruk  
Lt-Col Mohammad al-Ghul

new names: Col. Mostafa Belqassem al-Kikli  
Lt-Col Mohammad Bashir Salah  
Major 'Abd al-Salam al-Waa'ir  
Capt. Salam Deynun al-Waa'ir (in absentia)

Amnesty International has received new reports that 11 of the 12 people named above are at imminent risk of execution after being summarily re-tried and sentenced to death by a military court at the end of December 1995. The twelfth person, Captain Salam Deynun al-Waa'ir, was tried *in absentia*.

According to the latest reports, the 12 had been tried earlier by a military court, with seven being sentenced to life imprisonment, and five to 10-year prison terms. It is alleged that the authorities subsequently ordered a retrial on the grounds that the initial sentences were too lenient.

The 12 were among dozens arrested and detained in the aftermath of a rebellion by army units around the city of Misrata in October 1993. Since then, they have reportedly been held incommunicado in unknown locations. Three of those arrested appeared on television confessing to being American "spies" in early March 1994. They said they had been recruited as American Intelligence agents by members of the National Front for the Salvation of Libya, the country's main opposition group operating in exile. They had allegedly been tortured into making these "confessions". Spying is punishable by death in Libya.

Amnesty International opposes the use of the death penalty in all cases as a violation of the right to life and the right not to be subjected to cruel, inhuman and degrading treatment, as proclaimed in Article 5 of the Universal Declaration of Human Rights.

**FURTHER RECOMMENDED ACTION: Please send telegrams/telexes/faxes/express/airmail letters in English, French, Arabic or in your own language:**

- reiterating unconditional opposition to the death penalty, and urging that 11 people sentenced to death after re-trial in December 1995 not be executed (name some or all);
- seeking precise details of the charges brought against them, the reasons for their re-trial, and their current whereabouts;
- expressing concern at reports that their trial did not conform to international standards for fair trial;
- urging that they be treated humanely and be given access to lawyers, family members and medical care.

**APPEALS TO:**

1) His Excellency Mu'ammarr al-Gaddafi  
Leader of the Revolution  
Office of the Leader of the Revolution  
Tripoli  
Great Socialist People's Libyan Arab Jamahiriya  
**Telegrams: colonel al-Gaddafi, Tripoli, Libya**  
**Telexes: 70 0901 20162 ALKHASU LY**  
**Salutation: Your Excellency**

2) His Excellency  
'Umar Mostafa al-Muntasir  
Secretary of the People's Committee  
of the People's Bureau for Foreign Liaison  
and International Cooperation  
Tripoli  
Great Socialist People's Arab Jamahiriya  
**Telegrams: Foreign Secretary 'Umar Mostafa al-Muntasir, Tripoli, Libya**  
**Salutation: Your Excellency**

3) His Excellency  
Zanati Mohammad al-Zanati  
Secretary of the General People's Congress  
Secretariat of the General People's Congress  
Tripoli  
Great Socialist People's Libyan Arab Jamahiriya  
**Telegrams: Excellency al-Zanati, General People's Congress, Tripoli, Libya.**  
**Salutation: Your Excellency**

**COPIES TO:** the diplomatic representatives of Libya accredited to your country.

**PLEASE SEND APPEALS IMMEDIATELY.** Check with the International Secretariat,  
or your section office, if sending appeals after 5 April 1996.