

## Order to Remand

The examining magistrate tasked to handle criminal cases in the The Hague Court has studied the plea of the public prosecutor of this district, concerning the granting of an order to remand:

JOSE MARIA CANLAS SISON

born in Cabugao, 8 Feb. 1939

The suspect was tried on this plea.

Based on the facts and circumstances that arose during the pretrial investigation, there appears to be serious evidences (*ernstige bezwaren = serious accusations or prima facie evidence*) against the suspect, that he is guilty of the crimes mentioned in the demand for detention, whereof the content ought to be considered inserted here and whereof a copy was furnished the suspect on the occasion of the first hearing by the examining magistrate;

There exists a serious danger that the suspect will flee, as it appears now in the dossier that the person concerned has a lot of international contacts and is likewise an experienced world traveler.

There exists a weighty consideration for the security of society, if the suspect is released immediately:

-that the case concerns a suspicion of a crime for which a prison sentence of 12 years or more is stipulated by law and that the legal order is shocked by that crime;

-that it should seriously be taken into account that the suspect is likely to commit further offenses for which a prison sentence of six or more years is prescribed by law and/or the safety or well-being of persons are endangered;

-that temporary custody is reasonably necessary, aside from the statements of the suspect, in finding out the truth.

It appears from the circumstances that:

-the person concerned is accused of being co-perpetrator or inciter of multiple murders, acts for which a prison sentence of 12 years or more is prescribed by law; the commission of such acts means such a serious violation of the legal order and that freeing the suspect is deemed socially unacceptable.

-the person concerned is accused of committing acts through a well-organized (party) structure, from which it can be assumed that this structure is still working at present and is again active in the Philippines and possibly in the Netherlands and that the commission of the same punishable acts is still possible.

-the person concerned seems, based on the foregoing, to be active and a leading figure in the structure in such a way that can interfere in and hamper ongoing police investigation as well as judicial pretrial investigation.

The examining magistrate has taken note of the specific articles in the Law Book of sentencing as well as Art. 289 of the Penal Code.

Grants the order of remand against the accused for a period of FOURTEEN days.

The Hague, 31 August 2007

The examining magistrate

mr L.K. van Zaltbommel