

AHP News - October 5, 2004 - English translation (Unofficial)

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**New violence in Port-au-Prince: five presumed Fanmi Lavalas supporters are killed in Cité Soleil; a man named Déliane Laguerre accused of being a police spy is killed in Bel-Air**  
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**Port-au-Prince, October 5, 2004 (AHP)-** There has been renewed violence over the past 24 hours in Cité Soleil and in the populist district of Bel-Air.

At least five people considered to be supporters of Fanmi Lavalas were killed Monday in the Soleil 9 area of Cité Soleil by armed individuals said to have come from the Boston neighborhood. The victims are accused of having demonstrated support for the physical return of President Aristide.

When the attackers arrived, said several residents of Cité Soleil, they spared no one; women and children and a man named John Joseph were said to be among the victims.

As late as Tuesday morning, the corpses of the victims were still lying in the street in pools of blood, said the residents.

In the Bel-Air district this Tuesday, a man named Déliane Laguerre, accused of being a spy for the police, was killed by a group of individuals.

Déliane Laguerre had reportedly described himself as a former member of the Haitian armed forces, and said he was currently stationed in Morne à Cabris.

Area residents said he was killed several hours after having been detained by these individuals, without any intervention by the police.

On Monday, a young student was injured when police officers reportedly fired upon homes in Bel-Air during a police operation, and last Friday two Bel-Air residents, including a 15 year-old boy, Wendy Manigat, were killed during a police operation.

At least four police officers were killed on September 30, reportedly by armed bandits, in the La Saline district of the capital. Police spokesperson Jessie Comeau Coicou said that two of the these officers were beheaded.

Small shopkeepers in the downtown Port-au-Prince commercial district spoke out against the tense situation and the violence that are developing in the capital.

Activities have been paralyzed for two days in the populist districts of Bel-Air and St Martin where schools and public markets have not been able to function.

The small-scale merchants are complaining that the police are carrying out repeated searches of the area, increasing tensions where they are trying to do business.

They called for an end to the violence from all quarters in order to make it possible for life to return to something resembling a normal existence.

Lavalas activists have for their part accused certain sectors of the former opposition to Aristide of banding together to exterminate the grassroots masses. They also denounced what they termed the complicit silence of MINUSTHA and some quarters of the international community who are doing nothing, the activists say, to stop the spiral of violence and lies to which they are being subjected.

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**Lawyers for the Lavalas members of Parliament who were arrested at the studios of Radio Caraïbe say their clients are the victims of a vast political plot**  
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Port-au-Prince, October 5, 2004 (AHP)- Reynold Georges, one of the attorneys representing the Fanmi Lavalas members of Parliament who were arrested Saturday at the studios of Radio Caraïbes, said Tuesday that their clients are the victims of a vast political plot put together by people from circles craving power and vengeance.

Senators Yvon Feuillé, Louis Gérard Gilles and former Deputy Rudy Hérviaux were all arrested inside the station at rue Chavannes immediately following the broadcast of a political program in which they had taken part.

During a news conference, Reynold Georges accused the group of 184, which is part of the interim government, of being the driving force behind the political persecution that has been launched against activists and high-level leaders of Fanmi Lavalas.

He stated that his clients were abducted by the interim government which is in a panic over the dimensions of the demonstrations by Fanmi Lavalas.

Mr. Georges also asked the provisional government to shed light on a series of cases such as the discovery of the beheaded bodies of police officers discovered in some parts of Port-au-Prince.

He also criticized the statements of interim President Boniface Alexandre, who claimed that the arrest of the Lavalas members of Parliament, even though they were carried out without a warrant, are somehow legal, despite the fact that the acts they are alleged to have committed were carried out by third parties some 48 hours before the Parliamentarians were arrested.

Mr. Mario Joseph, another attorney for the Lavalas members of Parliament, also said that these arrests were part of a contrived political scheme which has nothing to do with the pursuit of justice.

According to Mr. Joseph, the case the interim government is bringing utilizing against his clients in a self-serving manner is entirely lacking in any logical consistency.

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**Prince Pierre Sonson and attorney Gérard Gourgue denounce the arrests of the three Fanmi Lavalas Parliamentarians**  
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Port-au-Prince, October 5, 2004 (AHP)- One of the leaders of MODEREH, the former Lavalas member of Parliament Prince Pierre Sonson, on Tuesday denounced the method utilized by the police in arresting the

Fanmi Lavalas cadres on Saturday, including currently serving members of the National Assembly.

According to Prince Pierre Sonson, the thesis put forward by the interim government to justify the arrests of his former colleagues is without foundation.

He flatly rejected the idea that the arrests were legal because this was a case of "flagrante delicto" (the discovery of a crime at the moment it was being committed) because, he said, these Fanmi Lavalas leaders are accused of being the intellectual authors of the violence committed over the past few days in Port-au-Prince.

Prince Pierre Sonson also stated that the government has no authority to arrest members of Parliament who are currently serving in that body, because as Parliamentarians they are entitled to immunity from such an arrest.

He also found fault with the brutality employed by the authorities given that they could just as well have utilized normal channels if they wished to question the Fanmi Lavalas cadres. The former Senator said he hopes that the government will get its act together as quickly as possible.

Attorney Gérard Gourgues, who has been involved in human rights issues at various points in his professional career, also discussed the illegal nature of the arrest of the Fanmi Lavalas leaders accused by the government of having been caught in the act of committing a crime.

"A situation of flagrante delicto applies exclusively to an act that has just been committed or is in the process of being committed", Mr. Gourgue pointed out, explaining that it was beyond understanding how members of Parliament who had been continuously inside a radio station taking part in a broadcast since 8 o'clock in the morning could possibly be considered to be an example of suspects being caught in the act of committing crimes of violence.

Gérard Gourgue, who is a professor of criminal law, found the interim government's explanation of the rationale behind the arrest of the three men patently absurd.

Interim President Boniface Alexandre had for his part stated that he approves of the decision by the government to imprison the Fanmi Lavalas members of Parliament.

While declaring that he does not wish to interfere on judicial matters, President Boniface Alexandre sought to make the point that the arrest of these three senior officials of the Fanmi Lavalas political organization was carried out in a legal and constitutional manner.

"Everything that the interim government does is legal", he said.

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**Armed individuals set fire to the vehicle of one of the attorneys from the law firm of Axène Joseph who was himself arrested Saturday while providing services to his clients**  
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Port-au-Prince, October 5, 2004 (AHP)- A group of armed individuals set fire in Martissant (south of the capital) Tuesday to the vehicle of Boisguéné Rogavil, a lawyer in the firm of Axène Joseph and Associates.

Attorney Boisguéné Rogavil had accompanied Axène Joseph Saturday to Radio Caraïbes after having been called there to provide legal assistance to three Lavalas members of Parliament who were in a difficult situation.

Mr. Axène Joseph was then arrested by the police after close to a dozen pro-government demonstrators called for his arrest, saying he wished to prevent the arrest of Yvon Feuillé, Louis Gérald Gilles and Rudy Hériveaux.

Mr. Rogavil denounced this act of vandalism, pointing out that individuals massed outside Radio Caraïbes had been making threats since Saturday against the lawyers from the firm who had come to the station.

He declared that the people inside the vehicle barely escaped with their lives because the attackers opened fire directly at the vehicle before they set it on fire.

"We lost some important documents", Mr. Rogavil declared.

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