

## Annex V

### MODEL QUESTIONNAIRE TO BE COMPLETED BY PERSONS ALLEGING ARBITRARY ARREST OR DETENTION <sup>7/</sup>

#### I. IDENTITY

1. Family name: **Najem Ahmad**
2. First name: **Lokman**
3. Sex: **Male**
4. Birth date or age (at the time of detention): **Born in 1968**
5. Nationality/Nationalities: **Iraqi**
6. (a) Identity document (if any): **Iraqi Identity Card**  
(b) Issued by: **Citizenship directorate - Baghdad**  
(c) On (date): **01.09.1985**  
(d) No.: **164187**
7. Profession and/or activity (if believed to be relevant to the arrest/detention):  
**Political Position: Member of the Mosul office of the Iraqi Turkmen Front**
8. Address of usual residence:  
**General Street, the first section, al- Rashidiya – Mosul, Iraq**

#### II. Arrest <sup>8/</sup>

1. Date of arrest: **09.07. 2007**
2. Place of arrest (as detailed as possible):  
**Khabur, Frontier Post between Iraq and Turkey – Zakho, Iraq**
3. Forces who carried out the arrest or are believed to have carried it out:

### **Kurdish Security Forces (Asayish)**

4. Did they show a warrant or other decision by a public authority? **No**

5. Authority who issued the warrant or decision:

**N/A**

6. Relevant legislation applied (if known):

**N/A**

**His trial takes place on 25.10.2007 in the Criminal Court of Duhok, North of Iraq.**

### **III. Detention <sup>8/</sup>**

1. Date of detention: **09.07.2007**

2. Duration of detention (if not known, probable duration): **N/A.**

**Mr. Ahmad was first detained in the Kurdish Security Force prison for one month and was, then, transferred to Al-Zarga prison, Duhok, North Iraq. He is still in prison now.**

3. Forces holding the detainee under custody: **Kurdish Security Forces**

4. Places of detention (indicate any transfer and present place of detention):

**Al-Zarga Prison – Duhok, Iraq**

5. Authorities that ordered the detention: **Unknown Kurdish Authorities**

6. Reasons for the detention imputed by the authorities:

**No official documents were given to the prisoner or to his family members.**

**The following information was received from a first degree relative of Mr. Ahmad: Mr. Ahmad is accused of intelligence activities for Turkey and for the killing of a Kurdish man. This has been said to the family members of Mr. Ahmad by the prosecutor.**

**The lawyer in charge of the trial has also denied receiving any official documents about the charges indicted on Mr. Ahmad from the authorities.**

The accusation for the killing of the Kurdish man relates to an incident during the pillage of the government offices in Al- Rashidiya following the occupation of Iraq in 2003. It is well known that almost all the governmental offices in Iraq were exposed to robbing and pillage after the occupation of Iraq at 09 April 2003. The buildings were evacuated and burned and the autos were stolen. On 11 April 2003, the governmental offices in al-Rashidiya city were attacked by robbers from outside the city causing resistance from the city's inhabitants. During the fighting, two Kurdish attackers and two city's inhabitants (One Turkmen and one Arab) were killed. Mr. Ahmad is accused of killing one of the Kurdish attackers. The family claims that Mr. Ahmad was not in the city on the day of the event.

7. Relevant legislation applied (if known): **N/A**

IV. Describe the circumstances of the arrest and/or the detention and indicate precise reasons why you consider the arrest or detention to be arbitrary <sup>9/</sup>

**On 09 July 2007, Mr. Lokman was taking part in the Turkmen delegation attending the conference organized by the Turkmen Scientist Professor Ihsan Doğramacı in Ankara, Turkey. The delegation included representatives from different Turkmen regions in Iraq such as Kerkuk, Mosul and Erbil. After completing the customs procedures, the delegation started to move to cross to Turkey. At that moment, Mr. Ahmad was held back.**

**Mr. Ahmad was arrested by a Kurdish staff just before crossing the border and was sent to the Kurdish security office (Asayish) in Duhok without any official reason given to him.**

V. Indicate internal steps, including domestic remedies, taken especially with the legal and administrative authorities, particularly for the purpose of establishing the detention and, as appropriate, their results or the reasons why such steps or remedies were ineffective or why they were not taken

**N/A**

VI. Full name and address of the person(s) submitting the information (telephone and fax number, if possible) <sup>10/</sup>

Name: **Dr. Sheth Jerjis**  
Title: **Chairman of SOITM Foundation**

Address:  
**Kan Pelsstraat 56**  
**6525 VZ Nijmegen**  
**The Netherlands**

Tel/fax: **+31 (0) 24 8441414**

Mobile: **+31 (0) 616262586**

Email: [s.jerjis@chello.nl](mailto:s.jerjis@chello.nl)



Website: [www.turkmen.nl](http://www.turkmen.nl)

Date: ...12 October 2007...

**Signature:**