

URGENT ACTION

DEATH SENTENCES UPHELD AGAIN ON APPEAL

On 8 January 2020, the High Criminal Court of Appeal in Bahrain upheld the convictions and death sentences of Mohamed Ramadhan Issa Ali Hussain and Hussain Ali Moosa Hussain Mohamed. On 22 October 2018, Bahrain's Cassation Court had overturned their death sentences, which it had confirmed in 2015, and returned their cases to the Appeal Court for re-examination, based on new evidence. The case will now go before the Cassation Court once again.

TAKE ACTION: WRITE AN APPEAL IN YOUR OWN WORDS OR USE THIS MODEL LETTER

*Shaikh Khalid bin Ali Al Khalifa
Minister of Justice and Islamic Affairs
Ministry of Justice and Islamic Affairs
P. O. Box 450, al-Manama, Bahrain
Fax: +973 1753 1284
Twitter: @Khaled_Bin_Ali*

Your Excellency,

*On 8 January 2020, the High Criminal Court of Appeal upheld the convictions and death sentences of **Hussain Ali Moosa Hussain Mohamed** and **Mohamed Ramadhan Issa Ali Hussain**, following an unfair trial primarily based on a "confession" extracted under torture.*

In 2014, Hussain Ali Moosa and Mohamed Ramadhan were sentenced to death for the killing of a policeman. On 16 November 2015, the Court of Cassation confirmed the death sentences. However, in 2018, the Special Investigation Unit (SIU) brought forward new medical evidence confirming that the two men had been subjected to torture as a means to extract the confession, which the sentence was primarily based on. As a result, the Bahraini Court of Cassation overturned the death sentences, pending a review by the High Criminal Court of Appeal under a new panel of judges.

We call on Bahraini authorities to quash the conviction and death sentences of Hussain Ali Moosa Hussain Mohamed and Mohamed Ramadhan Issa Ali Hussain – as we believe their trial was unfair, did not fully comply with international fair trial standards, and relied on evidence obtained under torture.

We also call on your Excellency to ensure that all those suspected in the torture of the two men are held accountable, and to guarantee the two men reparations – including restitution, compensation, rehabilitation, satisfaction and guarantees of non-repetition. We acknowledge the authorities' duty to prevent crime and bring those responsible to justice but emphasise that this should always be done in accordance with Bahrain's international human rights obligations. We urge Bahrain to commute all death sentences to terms of imprisonment and immediately establish an official moratorium on executions with a view to abolishing the death penalty.

Yours sincerely,

**AMNESTY
INTERNATIONAL**



ADDITIONAL INFORMATION

On 8 January 2020, the conviction and death sentences of the two men were upheld in the presence of representatives from the EU, US, UK, France and Germany. The case will now go again before the Court of Cassation.

On 25 December 2019, Jaw prison authorities told Hussain Ali Moosa and Mohamed Ramadhan to ready themselves to appear before the High Criminal Court of Appeal that day to hear the verdict on their case. Shortly after, the two men were told they would not be taken to court, but they were not informed of the reason why. In court, in the presence of representatives of the UK, France and Germany, the judge postponed issuing his decision, because the two men were not brought in.

Security forces arrested Hussain Ali Moosa, a hotel employee, on 21 February 2014, and Mohamed Ramadhan on 20 March 2014 at Bahrain International Airport, where he worked as a member of the security forces. The two men were taken to the Criminal Investigations Department where they were tortured during interrogation. Mohamed Ramadhan refused to sign a “confession”, but Hussain Ali Moosa said he was coerced into confessing to the crime and incriminating Mohamed Ramadhan after being suspended by the limbs and beaten for several days. His “confession” was later used as the main evidence in the trial to convict both men. Hussain Ali Moosa and Mohamed Ramadhan are held in Jaw prison in south Manama, Bahrain’s capital.

On 29 December 2014, a criminal court sentenced Mohamed Ramadhan and Hussain Ali Moosa to death for the killing of a policeman, who died in a bomb explosion in al-Deir, a village northeast of Manama, on 14 February 2014. The High Criminal Court of Appeal upheld their conviction and death sentences on 30 March 2015 and the Court of Cassation confirmed them on 16 November 2015.

Despite receiving complaints from Mohamed Ramadhan’s wife and a US-based NGO in 2014, the Ombudsman’s office failed to investigate the allegations of torture for two years. In [April 2016](#), the Ombudsman incorrectly informed the UK government that it had received “no allegations of mistreatment or torture” in relation to Mohamed Ramadhan. Following international pressure, the Ombudsman told the UK government, in July 2016, that it was committed to undertaking “a full, independent investigation”, subsequently interviewing Mohamed Ramadhan’s wife and lawyer.

On 28 March 2018, the Public Prosecutor confirmed having received a memorandum on the Special Investigation Unit’s (SIU) investigations into the complaints Mohamed Ramadhan and Hussain Ali Moosa had lodged about their torture. Based on the SIU’s recommendations, their cases were referred to the Minister of Justice, who in early May 2018, sent an application to the Court of Cassation for reconsideration of the verdicts.

The SIU claimed to have uncovered medical reports produced by doctors from the Ministry of Interior indicating that the two men had been tortured. These reports were not made available during the trial. On 22 October 2018, the Bahraini Court of Cassation overturned the death sentences imposed on the two men; resting on new evidence based on the medical reports produced by the doctors from the Ministry of Interior, indicating that the two men had been tortured, and ordered the High Criminal Court of Appeal to re-examine the cases under a new panel of judges.

Bahrain is a state party to the International Covenant on Civil and Political Rights, which recognises the right to life and the right to a fair trial, including the right not to be compelled to testify against oneself or to confess guilt. The UN Human Rights Committee has stated that, “the imposition of a sentence of death upon conclusion of a trial in which the provisions of the [International] Covenant [on Civil and Political Rights] have not been respected constitutes a violation of article 6 of the Covenant” [right to life].

In its [2012 report](#), the UN Special Rapporteur on Extrajudicial, Summary or Arbitrary Executions has reiterated that, “it is arbitrary to impose the death penalty where the proceedings do not adhere to the highest standards of fair trial”.

PREFERRED LANGUAGE TO ADDRESS TARGET: Arabic or English

You can also write in your own language.

PLEASE TAKE ACTION AS SOON AS POSSIBLE UNTIL: 21 February 2020

Please check with the Amnesty office in your country if you wish to send appeals after the deadline.

NAME AND PREFERRED PRONOUN: Mohamed Ramadhan Issa Ali Hussain (He/him) and Hussain Ali Moosa

Hussain Mohamed (He/him)

ADDITIONAL TARGETS: 30 Belgrave Square, Belgravia, London SW1X 8QB

LINK TO PREVIOUS UA: <https://www.amnesty.org/en/documents/mde11/1515/2019/en/>