



COMMISSION

**CEASEFIRE VIOLATION REPORT
ALLEGED GOS 2ND ATTACK**

ON

THE VILLAGE OF LABADO

ON

17 DECEMBER 2004

AU RESTRICTED

AFRICAN UNION

الاتحاد الأفريقي



AFRICAN MISSION IN SUDAN

CEASEFIRE COMMISSION

P. O. Box 8372, Khartoum, SUDAN Tel.: (+249) 731 30334 Fax: (+249) 731 831560
Email: aucfc_elfashir@yahoo.com

Headquarters
African Union Mission in Sudan
El-Fashir
SUDAN

HQ/CFC/VIO/OPS/1/G

See Distribution

31 January 2005

CFC REPORT NO. 129/04: ALLEGED GOS 2ND ATTACK ON THE VILLAGE OF LABADO ON 17 DEC 04

Reference:

- A. SLA Complaint dated 17 Dec 04.
- B. HQ/ SEC 2/OPS/G dated 17 Jan 05.

INTRODUCTION

1. SLA filed a complaint on the 17 Dec 04, alleging that GoS and Janjaweed/Armed Militia attacked the village of Labado on 17 Dec 04.
2. Team D was tasked to investigate the allegation.

ASSESSMENT

3. Team D established that GoS forces, supported by Janjaweed/Armed Militia, attacked the village of Labado on the 17 Dec 04 at 0730 hrs, under the pretext of clearing the Nyala-Khartoum route and pushing out SLA/JEM forces from Labado and Muhajeria.

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4. During the attack five civilians were killed about 5km from Labado and parts of the village were burned down.
5. When the Military Observer Team wanted to enter the village of Labado on the 19 Dec 04, the GoS forces commander told them he could not guarantee their safety as there were still some rebel forces in the village. The GoS commander lied to the Military Observer Team about the Janjaweed/ Armed Militia on the northern area of their defensive position, by saying they were IDPs.
6. One of the Janjaweed/Armed Militias, who were in the northern part of the GoS defensive area, accused the AU of bias towards the rebel movements, allowing the rebel movements to kill and loot with impunity, as well as having rebel movement representatives in the teams that spy on them.
7. SLA/JEM abducted 3 civilian truck drivers, seized 4 trucks from a drilling team working at an NGO Water and Sanitation Project, as well as some goods from a convoy of truck drivers. The truck drivers and the Supervisor of the Water and Sanitation Project drilling team had been warned by the rebels that the road was not safe.

CONCLUSION

8. GoS violated Art 2(2) and (6) of the N'djamena Agreement, Art 1(1) of the Abuja Security Protocol, and Art 2 of the Abuja Humanitarian Protocol, by attacking the village of Labado on the 17 Dec 04.
9. GoS violated Art 2 of the Abuja Security Protocol by colluding with the

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Janjaweed/ Armed Militia they undertook to disarm/neutralize.

10. SLA/JEM violated Art 2(6) of the N'djamena Agreement by seizing civilian properties from the truck drivers and the Water and Sanitation Project drillers.

RECOMMENDATIONS


11. It is recommended that:


a. JC should pressurize the GoS to stop its operations of clearing the roads. SLA and JEM should stop interception of the roads.

b. GoS should stop colluding with the Janjaweed/Armed Militia, and comply with Art 2 of the Abuja Security Protocol.

FO OKONKWO
Major General
Chairman


G BOUCHAUD
Brigadier General
Vice Chairman

Attached Comments
IBRAHIM EZ-ADEEN
Brigadier General
GOS Rep 


MOHAMMED IBRAHIM
Colonel
GOS Rep


A DARY
Colonel
Chadian Rep


A MUSA
Colonel
Chadian Rep

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A ABDOU
Colonel
SLA Rep



ALI MUHTAR
Colonel
SLA Rep



MA OMAR
Colonel
JEM Rep



BAHARELDIN BECHIJI
Colonel
JEM Rep



G NIOUKY
Colonel
AU Rep

Enclosure:

1. Report on Alleged GoS and Janjaweed/Armed Militia Attack on the Village of Labado on 17 Dec 04.

Distribution:

External:

Action:

AU - Commissioner Peace and Security
JC - Chairman Joint Commission
GOS
SLA
JEM

Information:

Director Peace and Security
Head of CMD

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HQ/Sec 2/Ops/G

SECTOR 2 HQ
NYALA

HQ CFC

15 January 2005

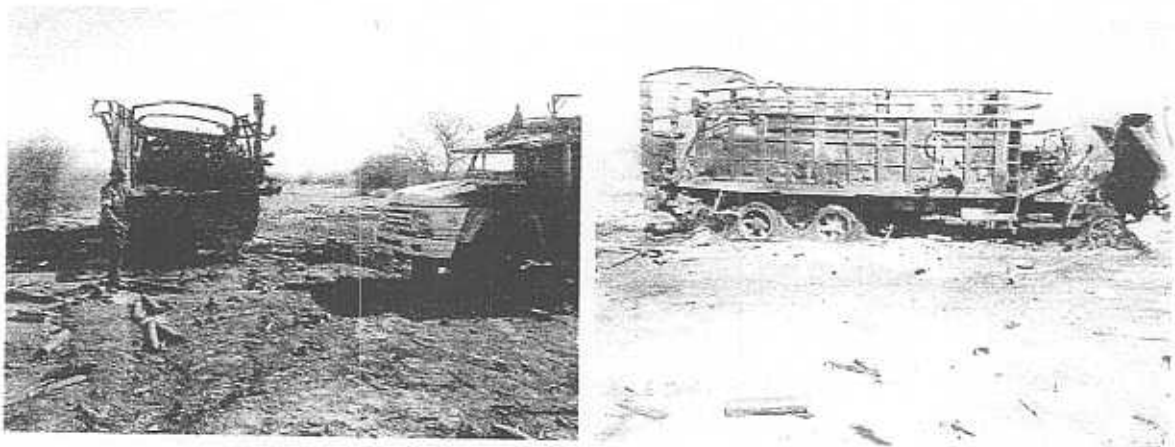
**INVESTIGATION REPORT ON THE ATTACK ON LABADO VILLAGE ON 17
DECEMBER 2004 BY GOS AND JANJAWOOD MILITIA**

INTRODUCTION

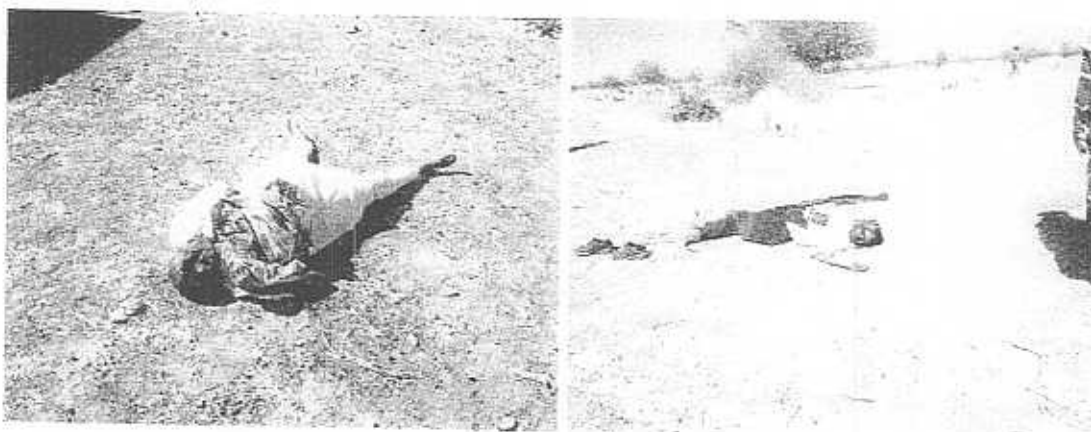
1. Sector 2 Headquarters received a verbal complaint from the SLA/JEM that the GOS, backed by the Janjaweed Militia, attacked LABADO on 17 DECEMBER 2004. HENCE, Team D was tasked to conduct and investigate the alleged attack by the GOS.

INVESTIGATION

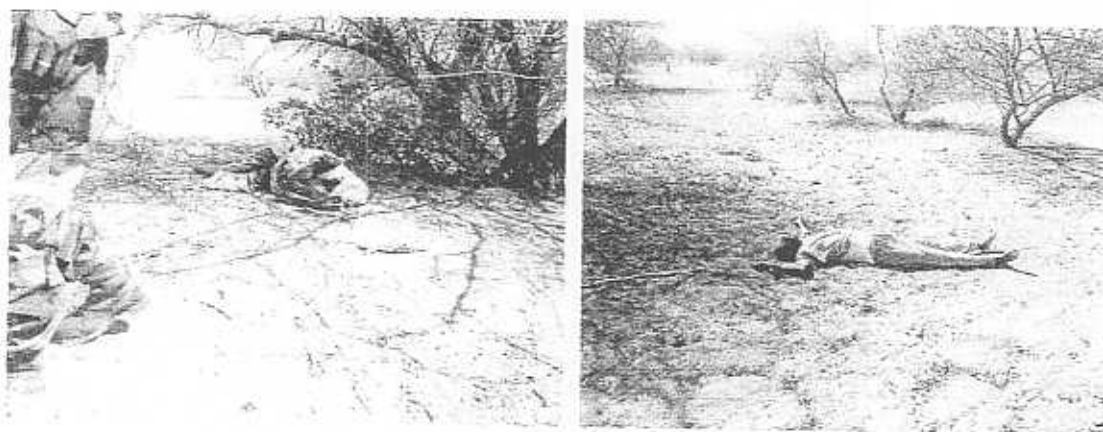
2. The Team conducted a patrol to LABADO by road. On the way to LABADO the Team stopped at the original position of GOS military forces which was about 8 Km before LABADO, but did not find any forces. It only found 2 destroyed trucks, containing ammunition inside and some beside them. The Team also found different kinds of ammunition in the field, and after 2 km from this position it found 5 corpses at different places suspected to be civilian. It was later discovered that the GOS forces had advanced further into LABADO.



Two destroyed trucks inside the previous GOS defensive area
About 8 km from LABADO (on 19 December 2004)



Corpses about 5 km before LABADO (on 19 December 2004)

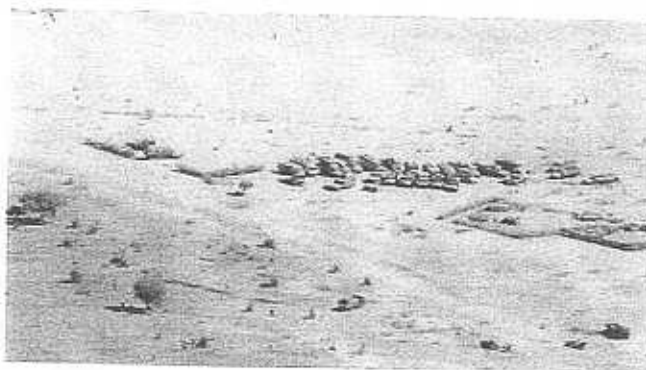


Corpses about 5 km before LABADO (on 19 December 04)

3. Interview with Brigadier General AHMED ALHAJAR MOHAMED Commander of the GOS forces that deployed at LABADO on 19 December 2004 at 1145 hours.

He stated the following:

- a. On 16 December 2004 at 2400 hours, he got instructions from his Commander to finish his mission and return to NYALA at the morning of 17 December 2004. At 0730 hours on 17 December 2004 during his preparations for withdrawal, the SLA / JEM forces suddenly attacked his forces from different directions and, he had to defend himself using all available firepower at his disposal. His forces succeeded in destroying the rebel forces, and then he followed them towards LABADO.
- b. The rebel forces, as they were escaping from LABADO, set parts of the village ablaze as tactical defense. When he reached the village, he did not find any civilian, but found some drivers and their mates with 26 trucks coming from different places passing through the village. The rebels stopped them and told them that the road was not safe. The rebels then took some goods and spare parts from them.



26 trucks cut off in the fire fight at LABADO (on 19 December 2004)

4. The Team observed some of the armed Arab nomads (Janjaweed Militia) on their horses and camels (numbering about 500), occupying the northern defensive area of the GOS forces. The Team asked the GOS Commander about these forces. He told the team that they were IDPs escaping to his place for protection. They had weapons to defend themselves. The Team noticed they were not IDPs as claimed by the GOS commander but Janjaweed Militia probably from the MISIRIYAH tribe.



Janjaweed militia in the defensive position at LABADO (on 19 December 2004)

5. The Team asked the drivers about the situation and was informed that the rebels stopped them and said the road was not safe, but that was after some goods and spare parts were taken from their trucks.

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6. Interview with Mr. AHMAD ALI AHMAD truck driver at LABADO. He stated that the following items were taken from them:

- a. A water tank with a capacity of 15 barrels.
- b. A barrel of Gasoline.
- c. Ten Gallons of engine oil.
- d. A lorry cover cloth.

7. Mr. OMER ALGAMRY AZZAT truck driver at LABADO stated that, the rebel forces took a diesel tank and a water tank from him.

8. Interview with BASONUGO HUSSEIN drilling supervisor at a Water& Sanitation NGO project on 19 December 2004. He stated that:

a. He moved from KHARTOUM on 7 December 2004 with one Land Cruiser and 3 Bedford trucks, and arrived at LABADO on 10 December 2004 at 1400 hours. The rebels stopped his convoy and asked for his identification and license, then they told him that the road was not safe and he could not move, they went to him on Sunday 12 December 2004 and told him that, they had a mission and needed his vehicle. They took the vehicle and changed its colour to a dark one.

b. On Thursday 16 December 2004 morning, he heard firing and saw burning at LABADO village. One of the rebels went to him and asked about the 3 drivers with him. The rebels hit them and took away the 3 Bedford trucks, all their money and the 3 drivers, and he had not seen them since their, the drivers' names were, SAID SAAD MOHAMED, HAMZAH HAROON and AMIN GASTIIN, the 3 drivers mates with the GOS now in LABADO village, their names were MOHAMED ADM, ABD ALAZIZ ADM and MORIS SATIMON.

9. The Team moved to the northern part of the GOS defensive area to confirm the investigation.

a. While moving one of the Janjaweed leaders stopped the team and began to shout, asking why we came to this area. He stated that.

(1) The AU helped the rebels at all times with their problems. When they (Janjaweed) came to AU and asked for help, the AU never helped them to solve their problems.

(2) The AU allowed the rebels to do what they wanted, killed and looted. He said he was traumatised because he had lost 200 men.

(3) The AU had in its team some of the representatives of SLA/ JEM and all of them came here to gather information to send to their leaders. Which they wanted to use to attack them, and he as a leader of these Arabs, he didn't need any help from AU and the team must go away from that place.

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10. The Team asked the GOS Commander to assist the team to enter the village, but he said it was not saving since some of the rebel forces were still hiding in the village. He stated that, he could not guarantee the safety of the team in the village.

ASSESSMENT

11. The Team in its investigation comes up with the following assessments:

- a. The Team confirmed that, the GOS with the support of Janjaweed Militia launched the attack on the SLA/JEM stronghold of LABADO on 17 December 2004 at 0730 hour.
- b. That, the attack was part of the GOS operations to clear the route from NYALA to KHARTOUM and push out the SLA /JEM forces from their strongholds in LABADO and MUHAJIRIYA.
- c. Five persons believed to be civilians were killed about 5 kilometers from LABADO during the attack.

CONCLUSION

12. The Team concludes that on 17 December 2004 at about 0730 hours, the GOS forces supported by the Janjaweed Militia lunched a coordinated attack on the SLA/JEM stronghold of LABADO. During the attack 5 civilians were killed about 5 km from LABADO. The Team could not carryout comprehensive investigation as it was prevented from interring LABADO. The GOS had violated article 2 of the 8 April 2004 NDJAMENA ceasefire Agreement and the additional protocols.

RECOMMENDATION

13. It is recommended that:

- a. The Government of Sudan should disarm the Janjaweed militia, respect the Ceasefire Agreement so that peace could prevail in the DARFUR region.
- b. The Government of Sudan should stop further deployment of its forces into the SLA\ JEM areas.

*see my comments
on attached paper*

May Osman Gomez

TEAM LEADER

col Ashraf *15/1/05*
16-1-2005

GOS REPRESENTATIVE

Lt-col Ahmed Fadl *Ahmed*
SLA REPRESENTATIVE

Lt-col Abdelrahman *Abdelrahman*
JEM REPRESENTATIVE

CPT- Bokhiti-Abdoul *Bokhiti*
CHADIAN MEDIATOR

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

تعلیق

أما ما ورد في الفقرة (٤١) من أقوال التامه الأولى ليست صحيحة ولم
يورد في أقواله بأن هذه المجموعات المصلحة هي من الناس من الذين الكفاية
وانما الأقوال كما كتبت لها أن منهم فزع عندهم سموا أن الكفاية
دخل ليدرو حضور لأن لديهم أشياء تم سرقتها بواسطة حركات
التمرير.

٥- حركات القوان لفتح اللرق معلومه لدى الاتحاد الإفريقي في الفاس
وتمتاز بخصايته توضع ذلك التمرير. عدم الهجوم على أي موقع
عالم تتهاجم القوه أيضا تمت توضيحها بواسطة القوه المنفذ
للهمه وذلك ما حدث في استغلال نماذج هذا الهجوم على القوان
على صديقه ليدرو.

٦- حركات التمرير من الدول والمكاتب وحركه تحرير السودان لا تخل
أي مواقع قبل توقيع اتفاقية الخمينا وانما تواجده فيها ليدرو
وذلك في حدوده واديه صوب دارفور.

عليه السلام

١٦/١٠/٢٠١٥

In the name of Allah the merciful the Compassionate

Comment

- What is mention in paragraph (4) from the Statement of the first witness is not true and is not mention in his statement that the armed group is from J-DPS who came for protection. And the Statement as it written is [they are rescuers hearing that the military enter Labadow and they came because they have properties were looted by rebels movement].
- Movement of troops to open the route is known for all in Alfashair and Nyala. By letters explaining this no attack at any location unless the forces is attack. This also explaining by the Commander carried the task, and that was happened on successive of forces to defense the attack on them at Labadow.

? - Movement of rebels from JEM and SLA has no location before N'Djamena agreement they passes location after N'Djamena agreement this in a whole Darfur.

Staff-Colonel.

16-1-2005