

DISCUSSION DRAFT

Below is a Discussion Draft of the Terms of Reference for the Commission of Enquiry which is to be held into the events which took place in West Kingston during the State of Emergency in May 2010. The public is invited to submit comments on this Discussion Draft no later than Friday 21st June, 2013, for consideration by the Government. Comments should be submitted in writing by that date to the following address, in an envelope addressed as follows:

Comments on the Discussion Draft of the Terms of Reference for the
Commission of Enquiry into the May 2010 Events in West Kingston
c/o The Ministry of Justice
NCB South Tower, 11th Floor
2 Oxford Road
Kingston 5, Jamaica

TERMS OF REFERENCE FOR THE COMMISSION OF ENQUIRY

1. The Commission shall enquire into and ascertain:
 - (a) the reasons and circumstances surrounding the declaration of a State of Emergency in Western Kingston and related areas in May 2010;
 - (b) the conduct of operations by the security forces of Jamaica into Tivoli Gardens and related areas during the said State of Emergency in May 2010;
 - (c) what arrangements were made, and what precautions were taken to protect citizens in Tivoli Gardens and other affected areas from unnecessary injury or property damage during the law enforcement action in the state of Emergency;
 - (d) the circumstances under which civilians, police officers and soldiers of the Jamaica Defence Force were shot and killed or injured during May 2010 in connection with the security forces seeking to effect the arrest Christopher "Dudus" Coke on a provisional warrant for extradition proceedings;
 - (e) the circumstances under which state officials and law enforcement officers came under gunfire attacks during the month of May 2010 in incidents connected to the attempts by law enforcement officers of Jamaica to arrest Christopher "Dudus" Coke;
 - (f) the conduct of persons in affected communities particularly Tivoli Gardens, including the circumstances where embattlements and barriers were unlawfully set up in Tivoli Gardens to restrict ingress and egress of law enforcement officers or to prevent the arrest of Christopher "Dudus" Coke;
 - (g) the circumstances under which, and by whom several Police Stations and other state property including police or military vehicles were attacked and damaged or

