



COMMISSION OF INQUIRY

**COMMISSION OF INQUIRY INTO THE FINANCIAL ACTIVITIES OF PUBLIC BODIES,
ENTERPRISES AND OFFICES AS REGARDS THEIR DEALINGS WITH FORMER
PRESIDENT YAHYA A.J.J. JAMMEH AND CONNECTED MATTERS**

VOLUME 3

SPECIAL LANDED PROPERTIES

(A)

EX-PRESIDENT JAMMEH ACQUIRED PROPERTIES

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CHAPTER 1

INTRODUCTION

The Commission, by its TOR, is required to investigate the existence, nature, extent and method of acquisition of assets and properties set out in the Schedule to the TOR, and any other properties or assets brought to the attention of the Commission, by Ex-President Jammeh, his family members and close associates during the period 22nd July 1994 to 21st January 2017. The Commission is to determine whether such assets and properties were lawfully acquired or otherwise¹.

The Schedule to the TOR listed 131 properties alleged to belong to the Ex-President or Kanilai Family Farms Ltd. An Interim Injunction was granted by the High Court² on the 22nd May 2017 restraining the Ex-President from disposing of or dealing with all moveable and immovable properties held by him or in his possession or control, or, of his agent or associates and family members, pending the conclusion of the investigations initiated by the Attorney General into alleged criminal conduct” of the Ex-President. Pending the said investigations, the Registrar General was given custody and control of the properties by the High Court.

By further Order dated 21st July 2017, the High Court granted a similar restraining Order in respect of another 49 properties, 48 of which were registered to Kanilai Family Farms Ltd and one to the Ex-President. This brought the total number of properties the Commission was required to investigate to 180.

The Commission has investigated the ownership (title) of 266 properties and their manner of acquisition and, consistent with its mandate under clause 2(4)(b) of the TOR, has in each case also sought to determine whether the properties were lawfully acquired. The number of properties investigated by local government area is as follows:

Banjul City 22
Kanifing Municipality 43
West Coast Region 117
Lower River Region 9
Central River Region 23
North Bank Region 14
Upper River Region 8

Of these 10 are Islands, 8 are forest parks, 26 are wild life reserves and Wetlands, and 10 are hills. The Commission’s inquiry also extended to properties alleged to be owned by President Jammeh outside the country. Two properties were investigated, one in the United States³ and another in the Kingdom of Morocco. Investigations outside the jurisdiction were constrained by several factors, including the sheer scope of the Inquiry

¹ See TOR Clause 2(2).

² Civil Suit No.HC/168/17/MF/056/F1

³ See Vol.4 Part 3 Chapter 3

as our work progressed; the challenges involved in tracing assets outside the jurisdiction; and the capacity of the Commission to embark on such a complex undertaking. Investigations in this regard were therefore of very limited scope.

The Commission recognizes that the properties reviewed in this Report are by no means exhaustive as more properties are being reported to the Commission, even as we write our Report, which require investigation. The Commission therefore expects, and recommends, that investigation into property acquired by the Ex-President should continue indefinitely, by the appropriate authority.

The Ex-President acquired property all over the country. The Commission has reviewed all the evidence available in respect of these properties. All files in the name of the Ex-President and his immediate family including his Mother- AJa Fatou Asombi Bojang, were retrieved from the Department of Lands and Surveys (DLS). Summonses were issued to all Seyfolu and Governors to provide information on properties owned by the Ex-President in their districts or Regions, as the case may be. Members of the public were also encouraged to submit any information regarding same. Investigators assisted by a surveyor from DLS inspected most of the properties identified. The Commission undertook locus visits to inspect some properties. These were, because of time and resource constraints, necessarily limited to properties of significant interest due to their nature or size⁴.

The Commission investigators also worked with the Registrar General's (RG) Office as well as the DLS to retrieve copies of land records under investigation. While both Offices were helpful, the process was hampered by the disorganized state of the records in the Deeds Registry and missing records in the DLS Office. The original title deeds of some properties could not be found and inspected even though the Deed's Register shows that the properties exist and are registered. In the case of several properties in the City of Banjul, in particular, the Commission relied on the Rates Register of the Banjul City Council and evidence of legal possession by the Ex-President. The Commission is of the view that this should not have been the case because all lots of land in Banjul are mapped and registered and the RG is expected to have a complete record of them.

As the Commission's focus is on the mode of acquisition by the Ex-President of these properties, for convenience, this Report presents the properties and its findings on them under seven broad themes/categories in the Chapters which follow by local government area. The last section of each Chapter sets out the Commission's, Findings and Recommendations in respect of that Chapter. The themes/categories are the following:

1. **Properties that were acquired by purchase from their owners:**
These are properties that upon investigation show that documents of title exist for them and were acquired by the Ex-President for value.
2. **Properties seized and or appropriated from third parties.**

⁴ See Volume 1 Introduction –Locus Visits.

These are properties which were claimed by the Ex-President, seized or appropriated, and known to be in his possession, and acquired by him without paying any financial consideration.

3. **Public Land grants by the State and District Authorities:**

These are public lands leased to the Ex-President by the State directly or by district authorities, with the concurrence and approval of the Minister responsible for Lands, without payment of any form of consideration. These are presented in two sections:

Part 1- **Lands within the TDA;**

These are free allocations to the President of public lands within the TDA.

Part 2- Other **Public lands - General**

These include all other lands including forests, reserves and parks, and islands.

4. **Community allocations of land –not leased.**

These are lands allocated by the communities under customary law and not yet leased by the Ex-President.

5. **Land in the process of being leased.**

These are properties identified and surveyed for allocation to the Ex-President or KFF and in respect of which the leasing process is yet to be completed.

6. **Properties with pending claims**

Some properties investigated have pending litigation, the Commission did not think it appropriate to make any findings in relation to these.

A number of claims were also received from members of the public in respect of some properties. The Commission determined early on that it was not within its mandate to resolve third party claims that are regarded as, substantially, contentious. More time than is available to the Commission is required to deal with such claims. It is the Commission's view that all such Claims must be referred by the claimant to some other forum for resolution. In determining whether a claim should be referred, the Commission reviewed the evidence and the nature of the claim and where it is unable to reach a conclusive determination without calling further evidence, has recommended that the claim be deferred for further resolution by another forum.

CHAPTER 2

LANDED PROPERTIES ACQUIRED BY PURCHASE BY EX-PRESIDENT JAMMEH

The Commission was able to establish that Ex-President Jammeh acquired 61 properties by outright purchase from their owners as follows: Banjul 21, KM 16, WCR 21, NBR 1, CRR 2. Each of these properties and how they were acquired is set out in this Chapter. The estimated current market value of most⁵ of these properties was also determined, with assistance from the Department of Lands and Surveys.

2.1. City of Banjul

78 Daniel Goddard Street (former Hagan Street) Banjul⁶ is a freehold property acquired by the Ex-President in 2 parts from 2 brothers- Dawda Jallow and Ebrima Jallow.

(1) 78A Daniel Goddard Street.



Size: 210.105 Square Metres. Purchase Price: D2,500,000.00

The previous owner was Percy Ebenezer Coker (deceased). It was conveyed to Momodou Alieu Jallow (deceased) by deed of conveyance dated 18th October 1976 SR No 95/76 Vol.40 CD. The part demarcated and known as No.78A was inherited by Dawda Jallow by decision of the Banjul Muslim Court dated 2nd July 2004. Sold by Dawda Jallow to Kanilai Family Farms Ltd.(KFF) for the price of D2,500,000 and conveyed by deed of conveyance S.R. 442/2011 Vol.74 C.D dated 16th June 2011 signed by Pa Ousman Bojang managing director KGI for the purchaser. Investigations show that the property is occupied by one Colombo Manga who told investigators that

⁵ The valuation exercise could not be completed in time for inclusion in the Report.

⁶ Exhibit LL1A(1)

he is a relative of Ex-President. Vendor paid Capital Gains Tax but deed of conveyance does not reflect a stamp denoting that 5% Stamp duty of D125,000.00 was paid by KFF.

The Commission finds that title to the property is vested in KFF.

(2) 78B Daniel Goddard Street Banjul⁷.



Size: 548.45 Square metres. Purchase Price D3,000,000.

78B was inherited by Ebrima Jallow from Momodou Alieu Jallow as No. 78B pursuant to a deed of assent from the Cadi of the Banjul Muslim Court dated 12th April, 2005 SR No.174/2005 Vol.68 CD. It was attached by the Sheriff of the High Court in civil suit No. HC/CS/387/10 between First International Bank and 4 others including Ebrima Jallow. The Sheriff sold it to KFF for the stated price of D3,000,000 and conveyed same by certificate of purchase and ownership dated 19th June 2013.

The 2 portions (78A & 78B) although separately acquired constitute one composite unit known as 78 Daniel Goddard Street.

The Commission finds that title to the property is vested in KFF.

Estimated Current value of the land & building on both plots: D17,500,000.00.

⁷ Exhibit LL1A(12)

(3) 26 ECOWAS Avenue (former Buckle Street), Banjul⁸

Location: Ecowas Avenue (Buckle) 26



Size: 1000 Square metres.

Purchase Price D9,600,000.

Freehold Property. The previous owner was Dr. Ebrahim Samba (deceased). It was sold by him to KFF and conveyed, according to the Deeds Register⁹, by deed of conveyance S.R. No. 524/2010 Vol.73 KD. The property comprises 2 buildings with flats and stores. The RGD was unable to produce a copy of the Conveyance.

Investigations revealed that property is occupied by soldiers who claim that they were assigned to the premises by General Ansumana Tamba and Major Gilbert Gibba.

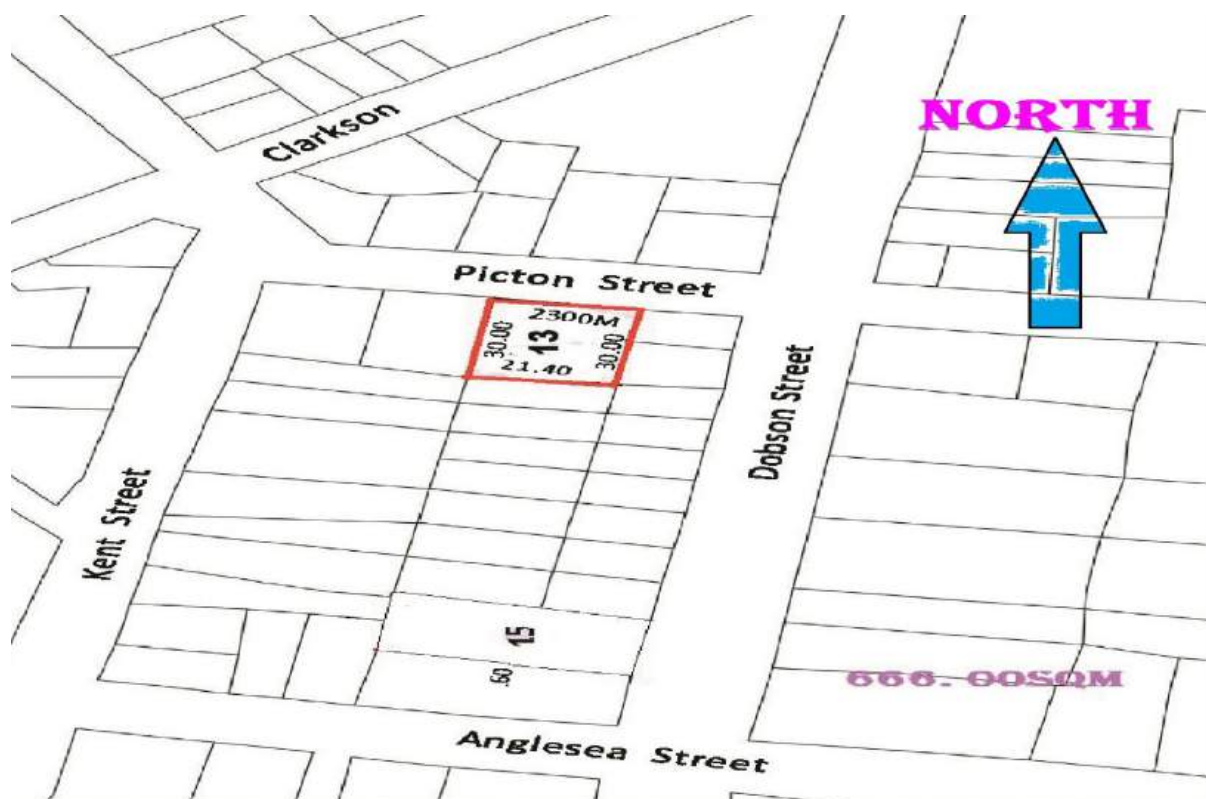
The Commission finds that title to the property is vested in KFF.

Estimated Current value because of its poor state of disrepair is D17,519,100.

⁸ Exhibit LL1A(2)

⁹ The deed could not be located by the RGD

(4) **13 Davidson Carrol Street (former Picton), Banjul¹⁰**



Size 666 Square Metres. Purchase Price D4,000,000.

Freehold property. The previous owner was Harry Emerson Maurice Jones (deceased). It was sold to KFF by the personal representatives of the deceased- Daphne Sarian Atere-Roberts, and conveyed by deed of conveyance S.R. No. 605/ 2014 Vol. 77KD dated 23rd July 2014 pursuant to letters of administration said to be dated 7th March 2006. Property comprises a single Storey building.

Investigations revealed that the property is occupied by soldiers.

The Commission finds that title to the property is vested in KFF.

Estimated Current value: D4,800,000.00

¹⁰ Exhibit LL1A(3)

(5) **15 Dobson Street, Banjul¹¹**



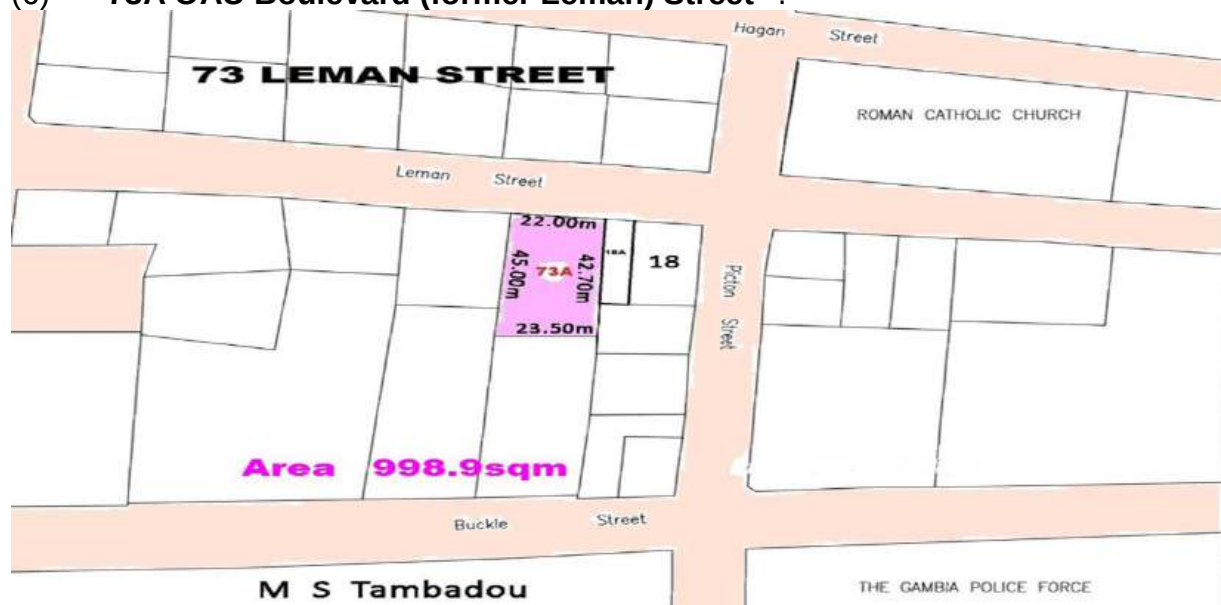
Size: 717.7Sq. Metres.

Purchase price D3,000,000.

Freehold property. The previous owner was John Benedict Ndow (deceased). It was inherited by Anna Ndow (deceased). Sold to Kanilai Wani Family Farms Ltd by Peter John Ndow as personal representative of Anna Ndow and conveyed by deed of conveyance S.R. No.699/2010 dated 25th December 2010 pursuant to letters of administration said to be dated 12th August 1975. Deed of conveyance signed by Ex-President. Property comprises of a partly demolished structure. The Commission finds that title to the property is vested in KFF.

Estimated Current value: D3,500,000.00

(6) **73A OAU Boulevard (former Leman) Street¹²**



Size: 998.90 Square metres.

Purchase price not known.

¹¹ Exhibit LL1A(4)

¹² Exhibit LL1A(7)

Freehold property. The previous owners were James Sam Jacob Kebba Mahoney & Julia Clark. According to Banjul City Council rates records the property was sold to KFF and rates were paid by that company. The documents of purchase were not found. The property is an empty plot with a cement wall fence and a metal gate. The metal gate has 'Kanilia Family Farms' written on it. Mr. Amadou Samba confirmed that he negotiated the purchase of this property on behalf of the Ex-President¹³.

Investigations have revealed that all structures were demolished by Ex-President after he took over possession.

The Commission finds that title to the property is vested in KFF.

Estimated Current value: D7,500,000.00

(7) **64 OAU Boulevard (Leman) Street, Banjul¹⁴**



Size: 405.5 Square Metres.

Purchase Price: D4,100,000.

Freehold property. The previous owners were Kebba Cham (deceased) pursuant to a Judgment memorial S.R.327/1992 Vol. 55 CD. Property was inherited by Mass Cham, Musa Cham, Bai Ibrahim Cham, Amie Cham, Fatou Cham, Isatou Cham, Alimatou Sadia Cham, Alieu Cham, Ramatoulie Cham and Awa Cham by order of Banjul Muslim Court dated 30th June 2011. Sold by them for D4,100,000 to KFF and conveyed by deed of conveyance S.R.517/2011/Vol.14/CD dated 2nd July 2011 signed by Pa Ousman Bojang for purchaser in the presence of Saja Camara.

¹³ See MS99 – transcript of Amadou Samba of 16th November 2017.

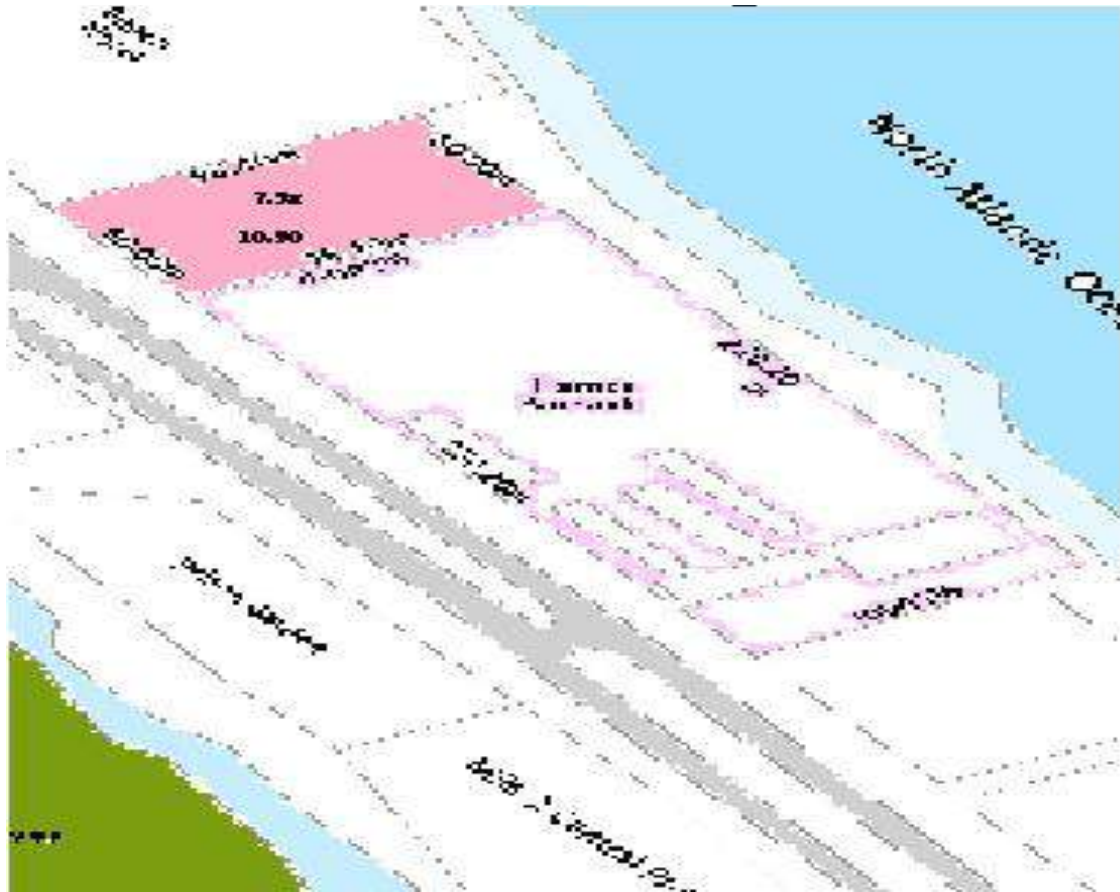
¹⁴ Exhibit LL1A(8)

The deed does not have a stamp denoting that stamp duty of **D205,000** was paid to Gambia Revenue Authority. The property is an empty plot.

The Commission finds that title to the property is vested in KFF.

Estimated Current value: D5,000,000.00

(8) Banjul -Serekunda Highway- Jengdula Night Club (former Cape Road)¹⁵



Size: 262.78 Square metres. Purchase Price D750,000

Leasehold property. This property comprises 2 parts. The first part which measures 262.78 Square metres is the Former Jengdula Night Club Mile 2. The previous owner was Jeng's Electrical Company Ltd. It was held under 2 Leases C315 & C316/1976 dated 17th November 1976 issued for a restaurant, bar and discotheque. The company sold this first part for D750,000 to KFF and assigned it by deed of assignment S.R. No. 102/ 2012 Vol. 13 CD signed by Pa Ousman Bojang for purchaser.

¹⁵ Exhibit LL1A(9)

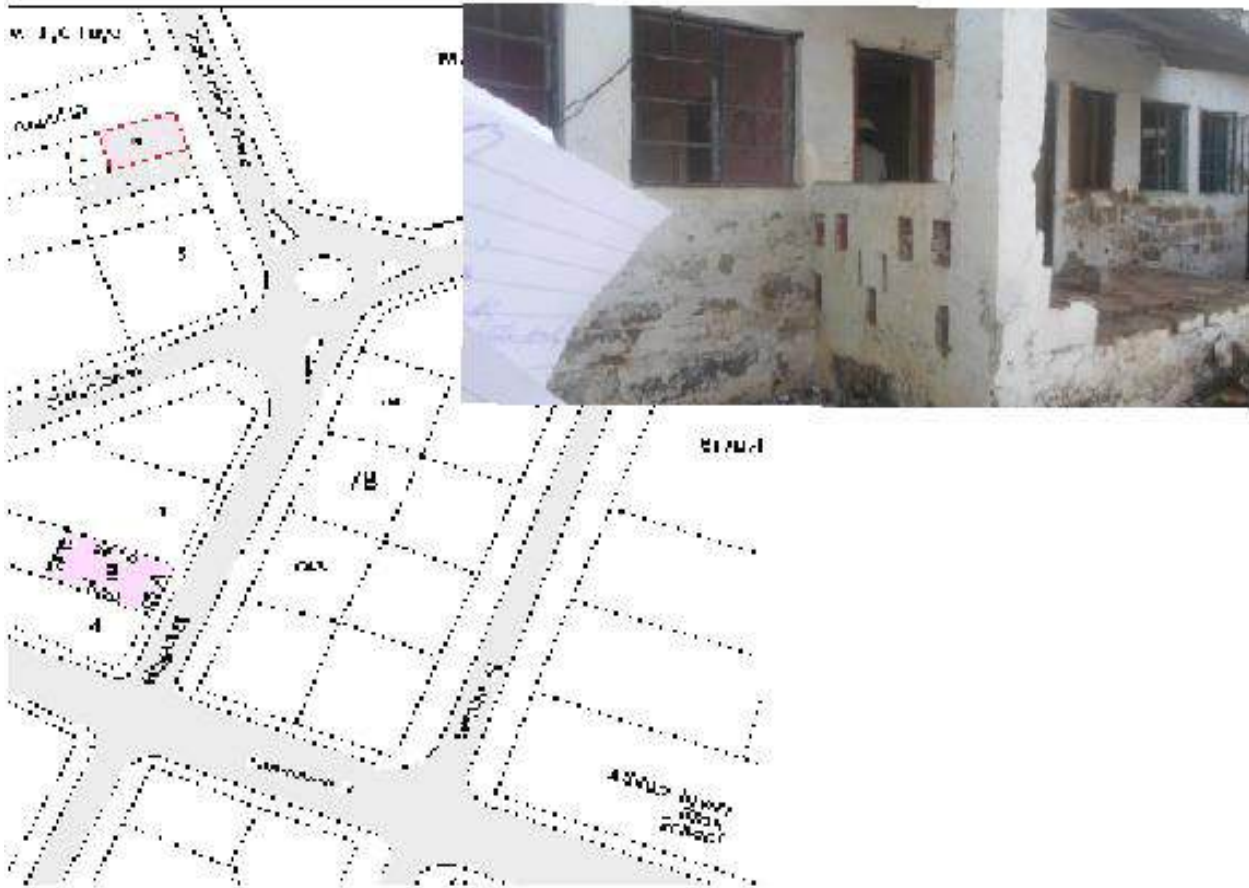
Property comprises abandoned structures. No stamp denoting that stamp duty of **D32,500** was paid to GRA appears on the deed.

Area purchased by KFF was subsequently extended by the Ministry of Lands to include the Lagoon¹⁶ which is public land.

The Commission finds that title to the portion of the property purchased from Jeng Electrical Company is vested in KFF.

(To be valued.)

(9) 3 Daniel Goddard (former Hagan) Street¹⁷



Size: 323.70.Square metres.

Purchase price Unknown

Freehold property. The previous owner was Amiet Benoi Okeke Thomas (deceased). Register of City Deeds for the City of Banjul shows that the property was assigned to

¹⁶ See Chapter 4

¹⁷ Exhibit LL1A(10)

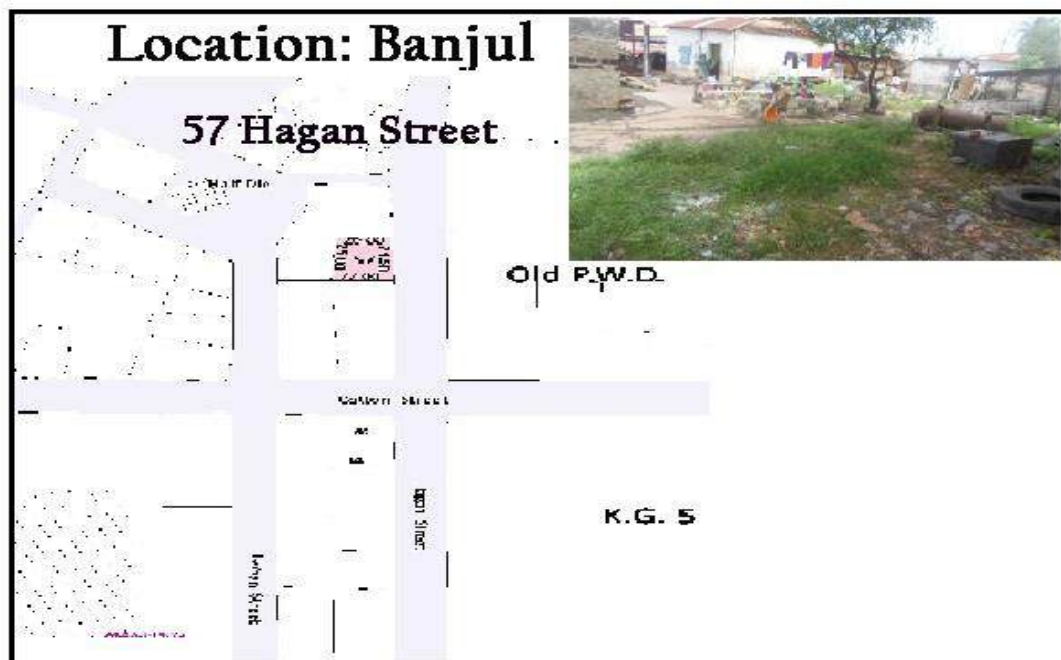
KFF. The Register of Deeds show that it was conveyed to KFF by deed of conveyance SR No. 423/2001Vol.64KD.

The RGD was unable to find a copy of the deed, so the purchase price is not known.

The Commission finds that title to the property is vested in KFF.

Estimated Current value: D5,000,000.00

(10) **57A Daniel Goddard (former Hagan) Street¹⁸**



Size: 402.89 Square Metres. Purchase price: D900,000.

Freehold Property. The previous owners were Jankeh Sallah and Anna Sarr (deceased). Inherited by Pa Abdou Joof, Assan Joof and Ya Ida Joof by vesting deed S.R.185/2012 dated 26th March 2012. It was sold by then for D900,000 to Kanilai Family Farms Ltd. and conveyed by deed of conveyance S.R. No. 229/ 2012 Vol. 75KD (by their attorney Pap Williams). Signed by Pa Ousman Bojang for purchaser.

Property comprises house occupied by one Ya Jobe Ndong- a previous tenant to the vendors, rent free. The deed of conveyance was not bear a stamp denoting that Stamp duty of **D45,000** was paid to GRA.

The Commission finds that title to the property is vested in KFF.

Estimated Current value: D1,000,000.00

¹⁸ Exhibit LL1A(11)

- [illegible]

(12) 6A 22nd July Square (former MacCarthy Square) Banjul¹⁹



Purchase price – (same as above)

17

Freehold Properties adjoining each other. The previous owner of both No. 49 Grant Street and 6 Independent Drive was Gambia Cooperative Union (GCU). GCU was liquidated on the 15th November 1998 and both properties were conveyed to Standard Chartered Bank Gambia Ltd by the liquidator by vesting transfer S.R. No. 91/2000 Vol.63KD dated 7th February 2000. Standard Chartered Bank sold the properties to Gambia National Lottery Company Ltd by deed of conveyance 423/2000 Vol.63 KD dated 26th July 2000. Sold by Gambia National Lottery to KFF for D14 million and conveyed by deed of Conveyance S.R.516/ 2008 Vol.71KD dated 3rd June 2008. Stamp duty paid.

The Commission finds that title to the property is vested in KFF.

Estimated Current value for both properties as a composite whole is D19,000,000.00

(13) **9 Fitzgerald Street²⁰**



Size: 715 Square metres.

Purchase price D1,200,000

Freehold Property. The previous owners were Victoria Roberts, Irene Danner, Mary Darboe and Francis Isaac Thomas (deceased). Sold to KFF by Gabriel Roberts as personal representative (executor & administrator respectively) of the deceased pursuant to probate and letters of administration from the High Court both dated 27th April 2015 and conveyed by deed of conveyance S.R. No. 122/ 2012 Vol. 7 KD dated 27th February 2012. Signed by Pa Ousman Bojang for purchaser. Comprises abandoned building.

The Commission finds that title to the property is vested in KFF.

²⁰ Exhibit LL1A(15)

Estimated Current Value: D2,500,000.00

(14) **18A Picton Street, Banjul²¹**



216 Square metres.

Purchase Price:D2,100,000

Freehold property. Previous owners Alhaji Momodou Bajaha (deceased). Inherited by Pa Momodou Bajaha pursuant to Vesting deed S.R. No 158/2008 Vol 71 KD. Sold to KFF by Pa Momodou Bajaha. RGD has been unable to locate deed of conveyance.

The evidence shows that the property is a strip of land at the back of 18 Picton measuring 7.2 metres on the road and 30m deep, abutting 73A OAU Boulevard (Leman. No.73 Leman Street was purchased by KFF. The Commission finds it reasonable to assume that 18A Picton Street may have been purchased to extend 73A Leman and enable access to the deeper/back of that property.

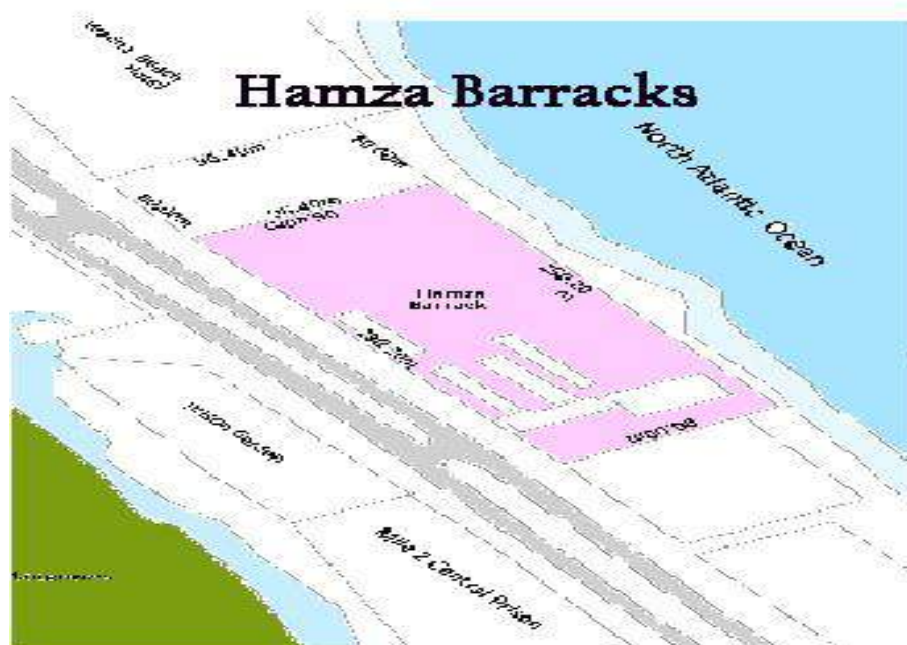
Pa Momodou Bajaha has made a statement claim that a purchase price of D6.1million was agreed with the Ex-President of which only D2.1 was paid. He produced a letter purportedly written to KFF dated 23rd January 2013 claiming D4million as the unpaid balance outstanding on the sale.

²¹ Exhibit LL1A(16)

The estimated current value of the property according to the Commission Valuer is D1.5million. The Commission finds it most improbable that the Ex-President would agree to purchase the property for D6.1 Million. The Commission finds that there was a valid sale of the property which is vested in KFF and a claim for the unpaid balance of the purchase price does not affect the validity of the sale.

The Commission finds that title to the property is vested in KFF.

(15) Hamza Barracks – Former Palm Grove Hotel, Banjul Serekunda Highway - Mile 2-²²



2,145 Hectares. Purchase Price £500,000.

Leasehold Property. The previous owners were Aly Jacobs by lease C120/1966 & C50/1971. Assigned to Vingressor Club 33 Ltd in 1976. Assigned by Vingressor to General Distributors Ltd. Assigned to Saihou Ceesay by Receivers of General Distributors and taken over by Assets Management and Recovery Corporation (AMRC). Sold by PS, MoFEA on behalf of Government to Edward Raphael Jansz and Carol Anne Jansz by deed of assignment 314/1995 Vol.58 KD. Sold by them by their attorney Ann Rivington, legal practitioner to KFF by sale agreement dated 5th November, 2010 signed between Vendors and Ex-President Jammeh. Deed of assignment could not be found by Registrar General. Commission cannot determine whether stamp duty was paid.

The property is fully occupied as a barracks by soldiers and their families.

The Commission finds that title to the property is vested in KFF.

²² Exhibit LL1A(17)

Estimated Current value: D41,000,000.00

(16) 61 Daniel Goddard Street (former Hagan) Freehold ²³



Size: 224 Square metres.

Purchase price: D1,500,000.

Freehold Property. The previous Owner was Alhaji Dodou Matarr Njie (deceased). The property was vested in Ebrima Njie, Adama Njie and Risalla Njie by Bouba Njie, the administrator of the estate, pursuant to letters of administration said to be dated 23rd August 1963 granted to Bouba Njie. The property was sold for D1,500,000 by Ebrima Njie and Adama Njie (the latter acting as attorney for Risalla Njie) to **KFF** by agreement said to be a deed of sale dated 13th October, 2010.

Deed does not have stamp denoting that stamp duty of D75,000 was paid to GRA.

The Commission finds that title to the property is vested in KFF.

Estimated Current value. D2,250,000

²³ Exhibit LL1A(18)

(17) 60 Daniel Goddard Street (former Hagan) Freehold²⁴



347.70 Square metres.

Purchase price: D1,500,000

Freehold Property. The previous Owner was Alh. Malick Mbye (deceased). The property was sold for D1,500,000 to **KFF** by Habib Mbye as personal representative of Alh. Malick Mbye and conveyed by deed of conveyance S.R.295/2015 Vol. 78 CD dated 28th October 2013.

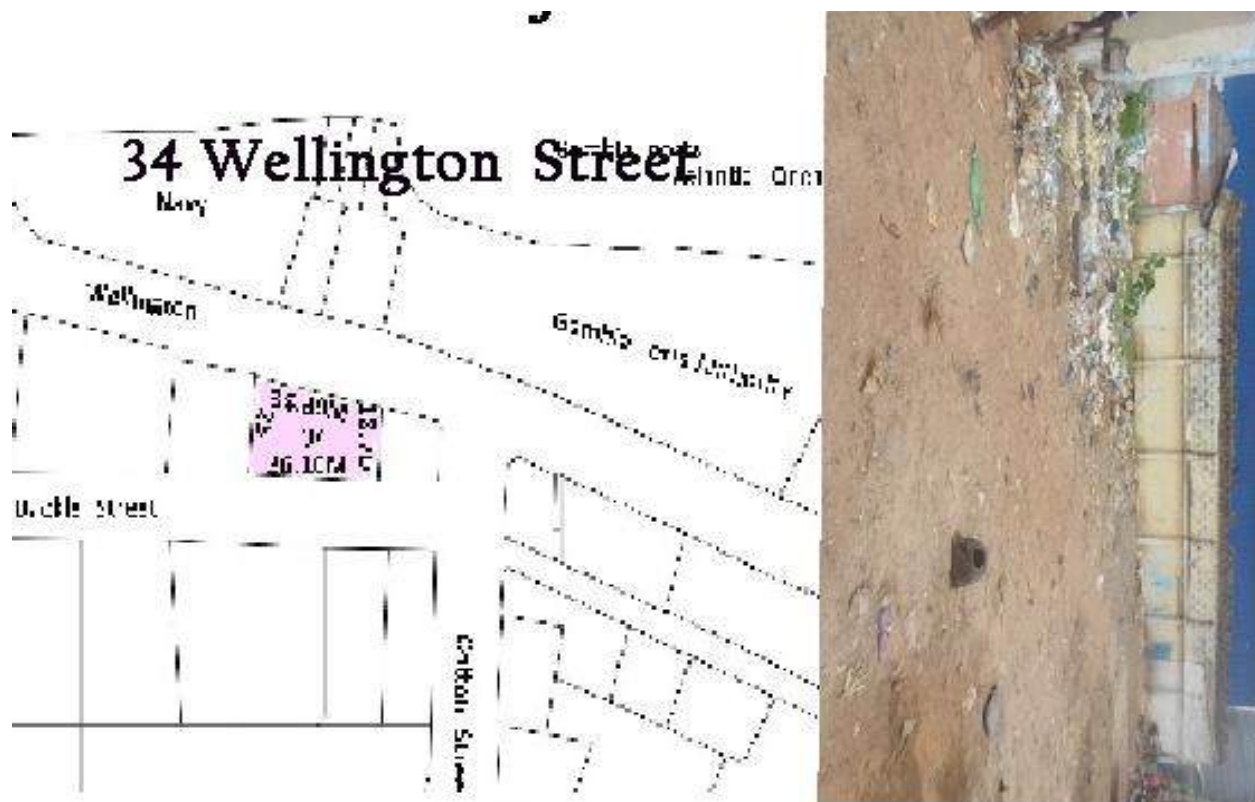
Deed does not have stamp denoting that stamp duty of D75,000 was paid to GRA

The Commission finds that title to the property is vested in KFF.

Estimated Current Value: D2,000,000.00

²⁴ Exhibit LL1A(19)

(18) 34 Liberation Avenue (former Wellington Street) ²⁵.



779.93 Square metres.

Purchase price: £650,000

Freehold Property. The previous owner was Sir Dawda Kairaba Jawara. Sold for £650,000 to KFF – and conveyed by deed of assignment²⁶ S.R. No. 66/2008 Vol. 71 KD²⁷ dated 18th January, 2008 signed by the Ex-President for KFF and witnessed by his wife Zineb Jammeh.

Deed does not have stamp denoting that stamp duty of **£32,500** was paid to GRA.

The Commission finds that title to the property is vested in KFF.

Estimated Current Value (land only): D7,500,000.00

²⁵ Exhibit LL1A(20)

²⁶ Note that same should have been by conveyance but does not affect the validity of the transfer.

²⁷ Should have been by deed of conveyance.

(19) **2 Fitzgerald Street, Banjul**²⁸



Size: 452.235 Square metres. Purchase price - D2,200,000

Freehold property. The previous owner was John W. Bidwell Bright (deceased). Devised to Anglican Diocese with life interest to wife Harriet Bright (deceased). One third portion adjudged to belong to Angelina Paulina Bright (28th December 1965) and conveyed to Clarence George, Paulina Potin and Mary Onike Williams on 26th July 1971.

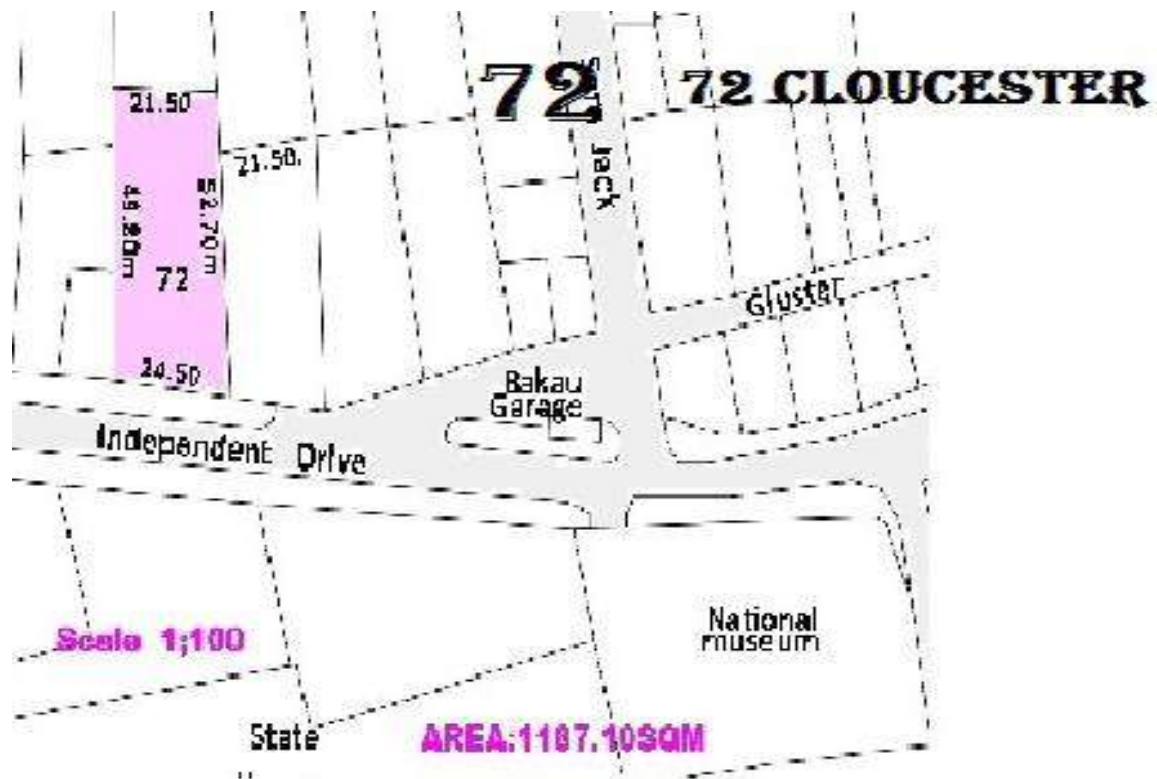
Sold by Registrar of High Court for D2,200,000 to KFF pursuant to a court order for the sale of the property dated 17th February 2010. Wall fenced but empty.

The Commission finds that title to the property is vested in KFF.

Estimated Current value: D3,750,000.00

²⁸ Exhibit LL1A(21)

(20) 72 Gloucester Street (borders Gloucester Street and Independence Drive).²⁹



Size: 1,107.10 Square metres. Purchase price -D1,500,000.

Freehold Property. The previous owner was Samuel Horton Oluwole (deceased). Property was sold to Ebrima M. Manneh (deceased) by deed of conveyance S.R.72/88 Vol. 51 CD dated 6th May 1988. Inherited by Abdoulie Manneh by vesting assent S.R.18/2011 Vol.74 KD dated 11/1/2011. Property sold to KFF by Abdoulie Manneh and conveyed by deed of conveyance Serial Registration No. 58/2011 Vol.74 KD dated 24th January, 2012.

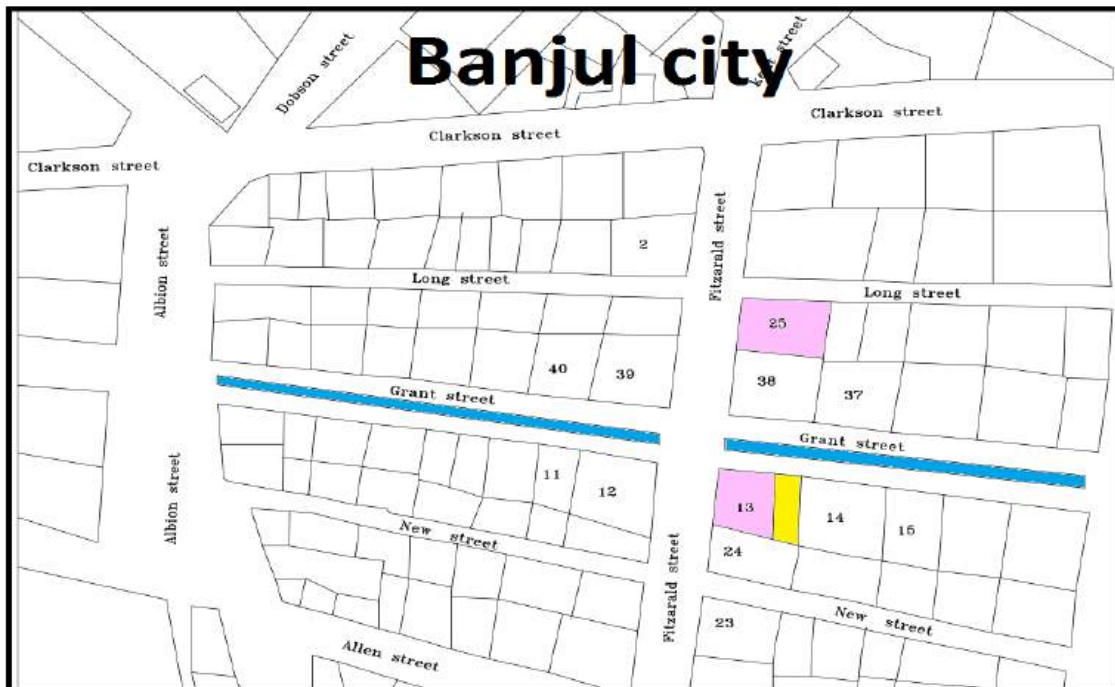
Deed does not have stamp denoting that stamp duty of **D75000 was paid** to GRA.

The Commission finds that title to the property is vested in KFF.

Estimated Current value: D7,500,000.00

²⁹ Exhibit No.LL1A(72)

(21) 13 William Cole (former Grant) Street³⁰



318 Square metres.

Purchase price: D1,500,000.

Freehold property. Previous owner Julius Hector Ceesay (deceased). Conveyed by deed of gift S.R.No.31/71 Vol.35 CD to Julia King Ceesay (previously called Jainaba Ceesay). Property sold to KFF by her attorney Ramond King Ceesay and conveyed by deed of conveyance S.R.No.121/2012 Vol.75CD (undated) registered 5th March 2012.

Deed does not have a stamp denoting that Stamp duty of **D75,000** paid to GRA.

The Commission finds that title to the property is vested in KFF.

Estimated current value: D2,500,000

³⁰ Exhibit LL1A(24)

2.2. Kanifing Municipality

(22) No.16 Kairaba Avenue³¹



Size: 2096.35 Square metres.

Purchase Price D20,000,000

Leasehold Property. The previous owner was Lucy Mensah (deceased). High Court judgment ordered that rent accruing from the property be shared between the estate of Lucy Mensah and Edward Graham pursuant to a court case between them. The property was sold to KFF by both the administrator of the estate of Lucy Mensah (Adjuah Sowe) and Edward Graham separately for D10 million each. A copy of the deed of assignment signed by Adjuah Sowe has not been found by the RGD. Edward Graham assigned his rights by deeds of assignment S.R. No.485/2013 dated 16th July, 2013. The property comprises shops rented out by KFF.

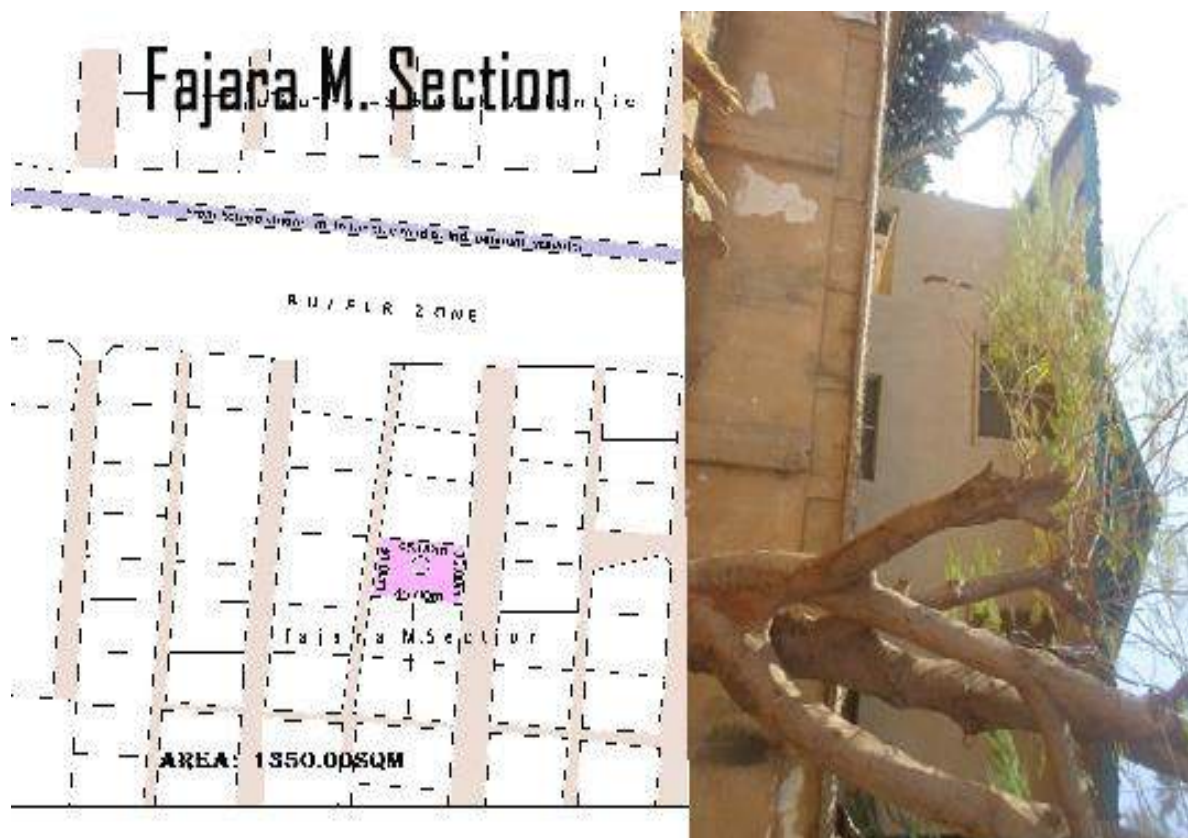
Edward Graham has claimed that he was forced to accept D10 million although property was valued at D60Million and his 50% share was D30Million. He was MD SSHFC at the time. The Commission does not find sufficient evidence to indicate duress that would warrant a recommendation for further hearing of his claim. In the Commissions view the sale by both Adjuah Sowe and Edward Graham are effective and convey title to KFF.

The Commission finds that title to the property is vested in KFF.

³¹ Exhibit LL2A(13)

(To be valued.)

(23) **Fajara 'M' Section**³²



Size: 1255 Square metres.

Purchase price D5,000,000

Leasehold property. Lease dated 10th July 1981 S.R. No.235/81 previously owned by Najib Habib Nachif. Sold to KFF by The Gambia Baptist Mission represented by one Shad Spannagel of Daar Senegal as beneficial owners by a Sale Agreement bearing S.R.No.272/2015Vol.78 KD dated 13th April 2015. The property was subsequently assigned to KFF by deed of assignment S.R. No.324/2015 Vol.78 KD. The Commission notes that the deed of Assignment does not cite title of the Mission. However, the undisputed evidence is that the Ex-President was put in possession. The Minister of Lands also granted consent to the assignment on 9th March 2015.

The Commission does not have any cause to question the validity of the sale.

The Commission finds that title to the property is vested in KFF.

Estimated current value: D9.700,000.

³² Exhibit LL2A(14)

(24) **Fajara South Atlantic**³³



Leasehold property. Lease K107/1985 dated 11th June 1985. The previously owner was Baboucarr Sompou Ceesay. The property was sold to KFF by Arab Gambia Islamic Bank Limited pursuant to a judgment of the High Court against Baboucarr Sompou Ceesay as mortgagor in favour of the bank as mortgagee. The judgment also gave the bank conduct of the sale of the property.

The property was sold by bank and assigned to KFF by deed of assignment S.R. No 654/2008 Vol. 71 KD dated 8th August 2008.

The Commission finds that title to the property is vested in KFF.

(To be valued)

³³ Exhibit LL2A(17)

(25) **Bakau CFAO Supermarket (Opposite Police Station)**³⁴



Size: 2120.25 Square metres. Purchase price- D8,000,000

Leasehold Property. Lease K62/1996 dated 19th March 1996 previously owned by CFAO Gambia Ltd. Sold by CFAO to Equiptech Ltd. Assigned by Equiptech to VMC Gambia Limited by deed of assignment S.R. No.588/2011 Vol74 KD dated 21st January 2011. It was sold to KFF by VMC Gambia Ltd. and assigned by deed of assignment S.R.No.601/2011 dated 25th August 2011.

The property comprises building previously used as a supermarket and store.

The Commission finds that title to the property is vested in KFF.

Estimated Current value: D13.700,000.

³⁴ Exhibit LL2A(29)

(26) **Bakau - Ndebaan Clinic**³⁵



Leasehold property. Lease K246/1994 previously owned by Ndebaan Medical Services Ltd. The property was purchased by Ex-President from the Sheriff of the High Court pursuant to a judgment and Order for judicial sale issued in suit No. HC/414/07/MF/088/F1 dated 11th September 2009 between International Finance Corporation (IFC) and Ndebaan Medical Services Ltd. as lessee and mortgagor, in favour of IFC.

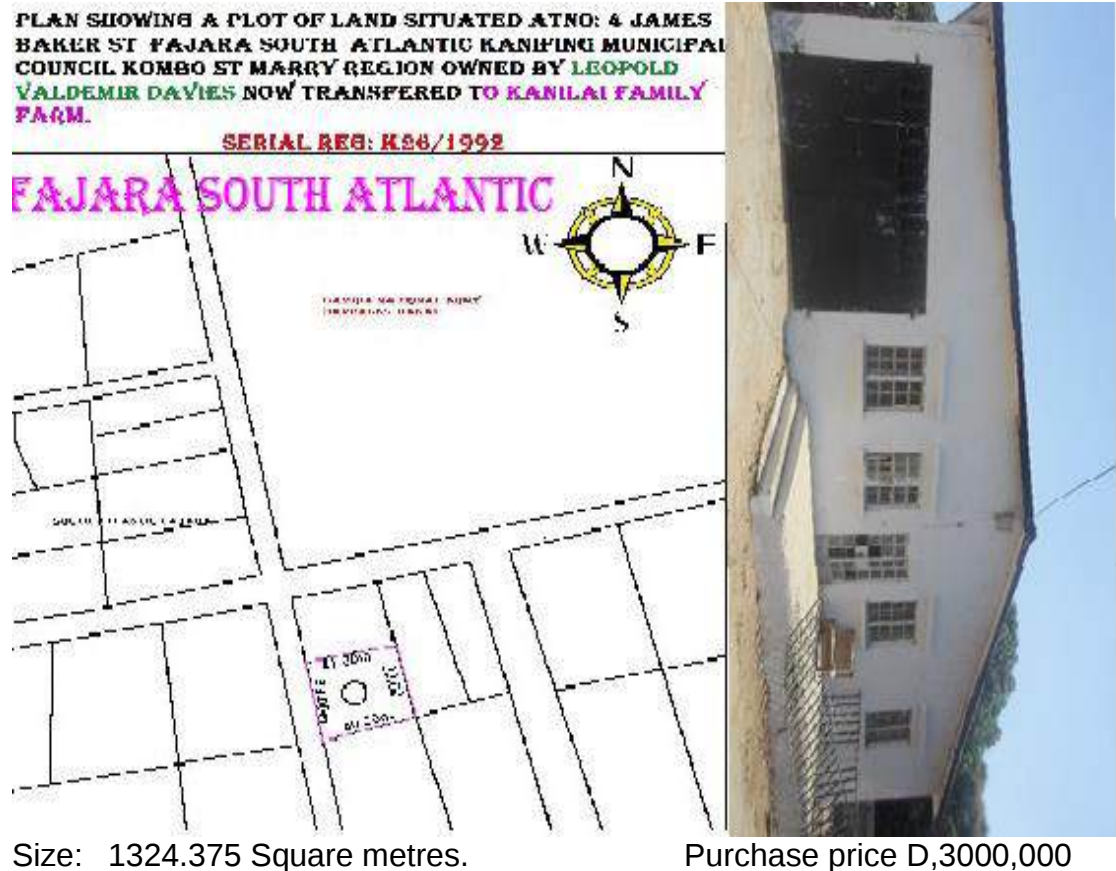
The property was sold by the Sheriff and assigned by the Sheriff to KFF by certificate of purchase and ownership dated 30th July 2010. The Commission has reviewed the claim made by one George Madi to the effect that he has a prior interest in the property. Having regard to the fact that he was merely a competing purchaser and does not claim any pre-existing rights to the property, the Commission is of the view that the claim is unmaintainable.

The Commission finds that title to the property is vested in KFF.

Estimated Current value: D80,200,000 million

³⁵ Exhibit LL2A(30)

(27) **Fajara South Atlantic – 4 Baker Street**³⁶



Size: 1324.375 Square metres.

Purchase price D,3000,000

Leasehold property. Lease S.R No. K26/1992, previously owned by Leopold Valdemir Davies (deceased). Sold to KFF by the Curator of Intestate Estates as personal representative of the estate of Leopold Valdemir Davies pursuant to letters of administration dated 14th August 2003. Property was assigned to KFF by deed of assignment S.R.No.407/2013 Vol.76KD dated 14th May 2013.

The Commission finds that title to the property is vested in KFF.

Estimated Current land value: D5,270,000.

³⁶ Exhibit LL2A(31)

(28) **Bakau New Town**³⁷



Size: 1079.5 Square metres.

Purchase price D2,000,000

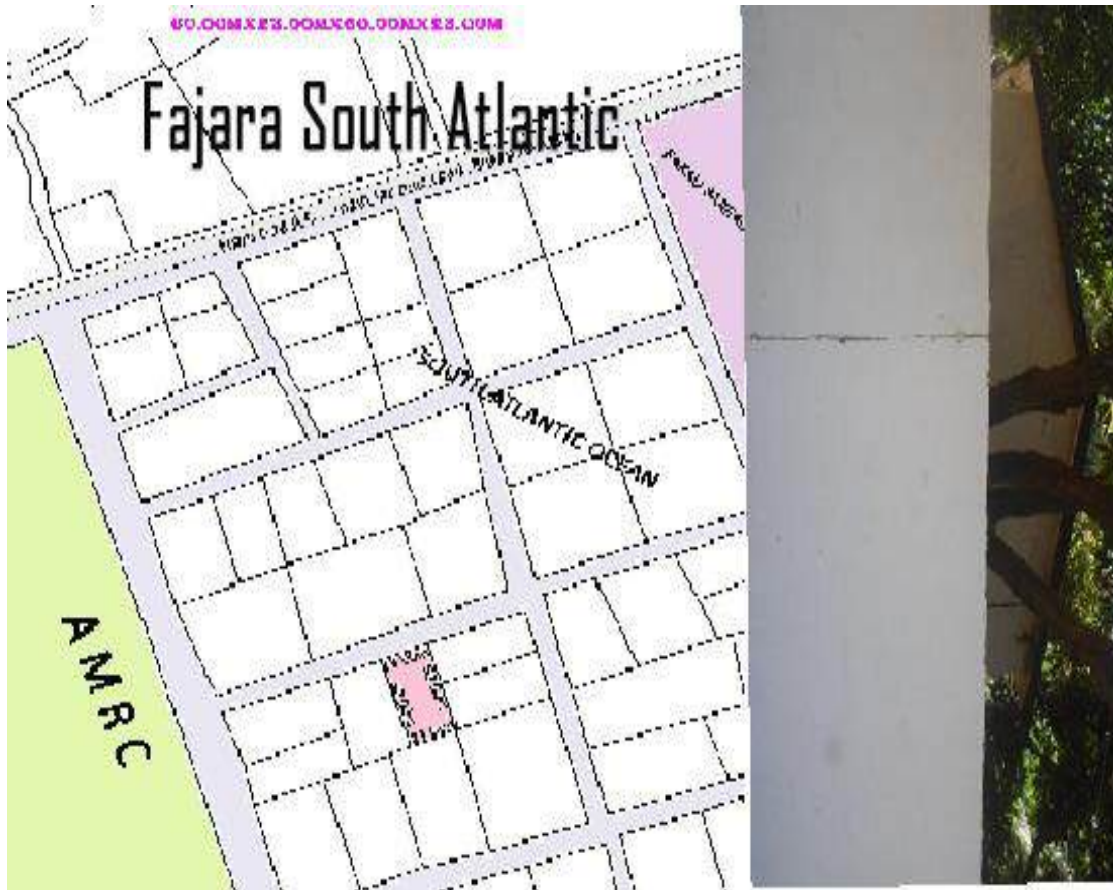
Leasehold property. Lease CL/177/1967, previously owned by Momodou Sey (deceased). Portion inherited by Momodou Bah pursuant to decision of the Banjul Islamic Court by Vesting deed S.R. No. 683/2011 Vol. 74KD dated 13th July 2011. Sold by Momodou Bah to KFF and assigned by deed of assignment S.R. No. 14/2012 Vol.75 KD 20th December 2011.

The Commission finds that title to the property is vested in KFF.

(To be valued)

³⁷ Exhibit LL2A(32)

(29) Fajara South Atlantic³⁸



Size: 1380 Square metres.

Purchase price D2,700,000

Leasehold property. Lease C60/1966, previously owned by Annie Millicent Mensah of 11 Clarkson Street, Banjul (deceased). Inherited by Gladys Amah Sowe, Mansa Gwendoline Sowe, and Adjuah Ruth Sowe as joint tenants pursuant to Probate granted by High Court bearing PR/4/1974 dated 1st March 1974. Gladys and Amah died leaving Adjuah Sowe as sole tenant.

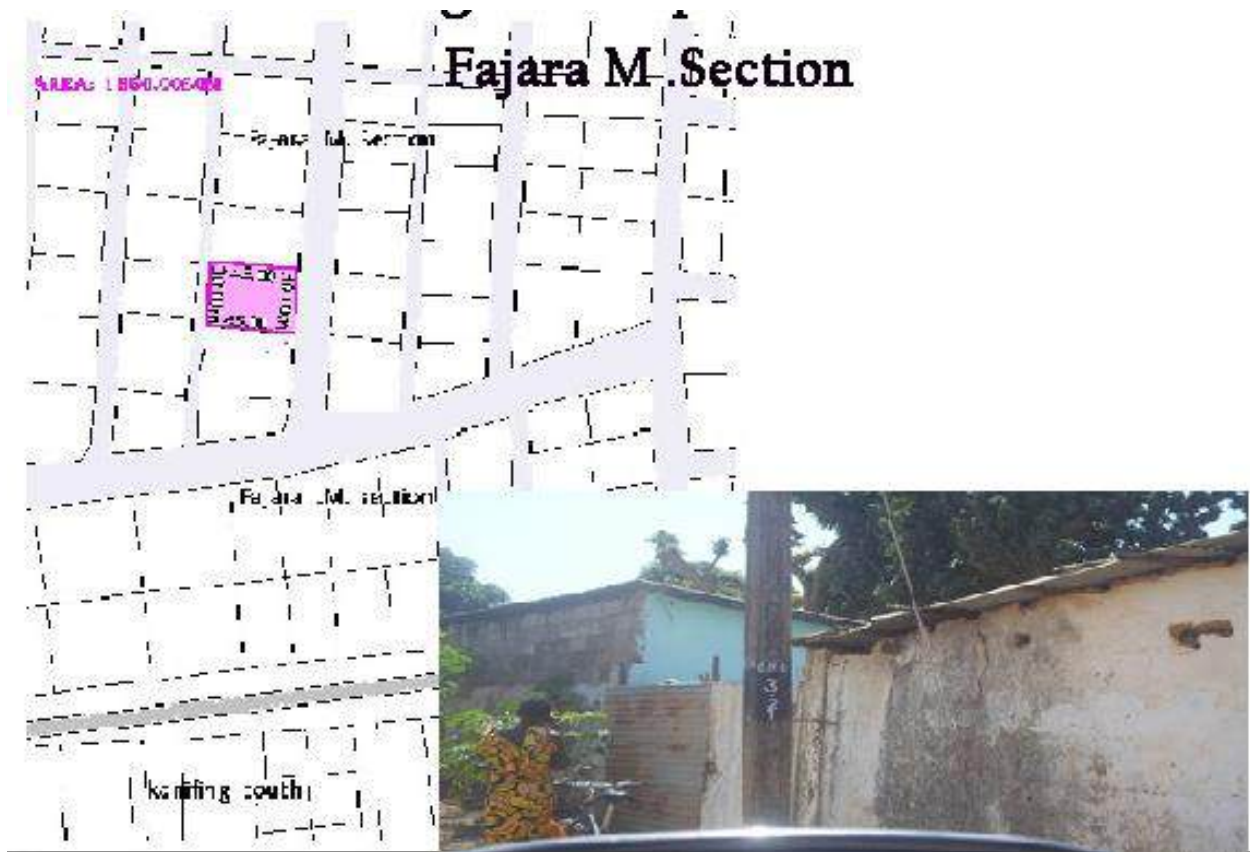
Property sold by Adjuah Ruth Sowe to KFF and assigned by deed of assignment S.R. 210/2012/Vol.75 KD dated 5th April 2012.

The Commission finds that title to the property is vested in KFF.

Estimated Current value: D3.500,000.

³⁸ Exhibit LL2A(33)

(30) Fajara 'M' Section³⁹



1350 Square metres

Plot.190 Fajara "M" Section. Occupied by Kekoi Bojang.

Leasehold property in Fajara 'M' Section Layout. Previous owner Sulayman Mboob. Presently occupied by one Kekoi Bojang. Title deed not found. However, Mr. Amadou Samba⁴⁰ confirmed that he negotiated the purchase of the property on behalf of the Ex-President. Mr. Kekoi Bojang has also confirmed to the investigators that the property belongs to the Ex-President.

The Commission concludes on the unchallenged evidence before it that the property was acquired by the Ex-President by purchase from Sulayman Mboob.

³⁹ Exhibit LL2A(15)

⁴⁰ See MS99 List of properties submitted by Amadou Samba

(31) Bakau Cape Point⁴¹



Size: 1498.63 Square metres.

Purchase price D4,500,000

Leasehold property. Lease previously owned by Nasser H. Farage. Sold by the Sherriff of the High Court to KFF by certificate of purchase and ownership dated 15th September 2011 pursuant to a judgement of the High Court in Civil Appeal N. 53/99 between Singham Investment Co. Ltd and Nasser H. Farage dated 25th November 2009

The Commission finds that title to the property is vested in KFF.

Estimated Current Value: D7.500,000

⁴¹ Exhibit LL2A(35)

(32) **Cape Point, Bakau - Location: Plot No. 14 Cape St. Mary**⁴²



Size: 20787 Square Feet - Purchase Price D800,000 -

Leasehold property. Lease dated 6th June 1973 S.R.K102/1973 granted to Mustapha Bittaye. Assigned to Mbye Njie & Sons by deed of assignment S.R.41/1981 Vol45 KD. Assigned by Mbye Njie & Sons to Fawzat Farage on or about 20th July 1990. Assigned by Fawzat Farage to Ansuman Kujabi for D800,000. According to Ansuman Kujabi's statement dated 20th December 2017 to this Commission, Ex-President bought the property in his (Ansumana Kujabi's) name. He said he was then made to effect the transfer of the property to KFF at the National Intelligence (NIA) Headquarters on the 26th March 2008 in the presence of Pa Bojang and the DG NIA –Ben Jammeh (deceased) by deed of assignment S.R. No.659/2008 Vol.71 KD.

The Commission notes that from his Statement, Ansumana Kujabi admitted that it was the Ex-President who put forward the purchase price for the purchase of the property from Fawzat Farage. The Commission concludes that the Ex-President became the beneficial owner of the property upon purchase even when it was in the name of Ansumana Kujabi.

The Commission finds that title to the property is vested in KFF.

(To be valued)

⁴² Exhibit LL2A(36)

(33) Dunes Hotel & Resort - Kotu⁴³



11,960 Square metres

Purchase Price USD650,000

Leasehold property. Lease K133/2009 dated 3rd March 2009 previously owned by Dunes Resort and Casino a company owned by David Ford. The Commission has already found that the property comprising the Hotel and Resort were purchased by the Ex-President from monies illegally taken from a GNPC Account in Skye Bank, Number 1022520031538 in the sum USD650,000. The property was assigned to KGI on the directives of the Ex-President by deed of assignment dated 22nd October 2013 SR.No.882/2014 Vol. 77KD. Deed signed by the Ex-President and witnessed by Susan Waffa Ogo.

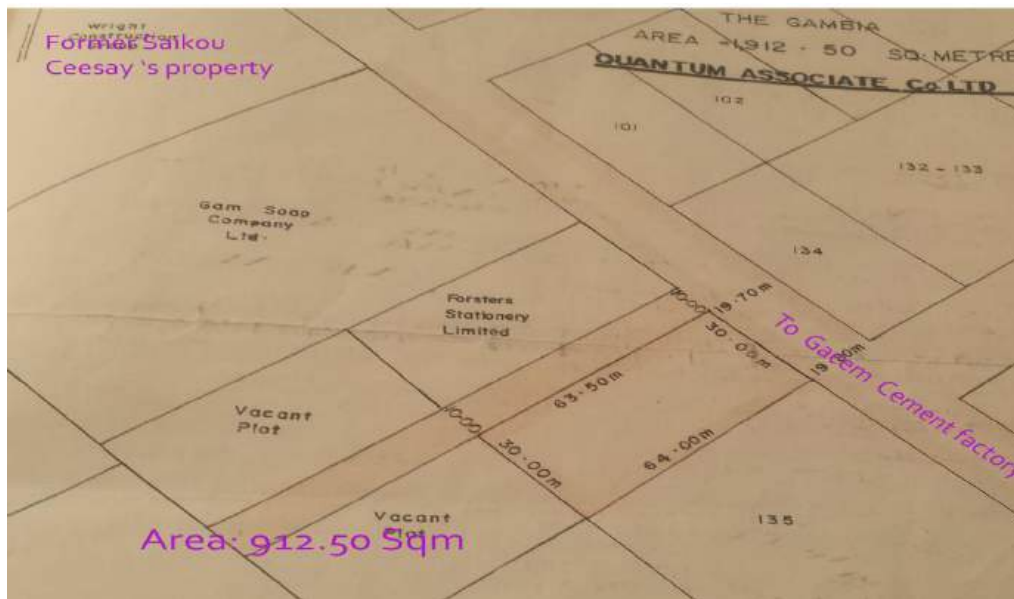
It was agreed that the Buyer would pay the CGT of US\$97,500. This was never paid. The investigations have revealed that the property was used by the NIA for their operations.

The Commission concludes that having been purchased from stolen funds, GNPC retained proprietary rights over the Dunes Hotel and Resort & KGI is deemed to hold the property in trust for GNPC.

(To be valued)

(34) Kanifing Industrial Area - (Former Quantum associates)⁴⁴

⁴³ Exhibit LL16. Also See Chapter ...on GNPC



1912.50 Square metres

Purchase price- D6,500,000

Leasehold Property. The property was previously owned by Quantum Associates Company Ltd. under Lease K377/1998 dated 7th October 1998.

The property was sold to KFF by the Sheriff of the High Court, pursuant to a judgment and Order for Judicial sale made by the High Court in Civil Suit No. HAC/307/07/C0/049/D2 between GTB and Quantum Associates, dated 25th April 2008. The property was assigned to KFF by Certificate of purchase and ownership S.R.663/2008 Vol.71KD dated 25th April, 2008.

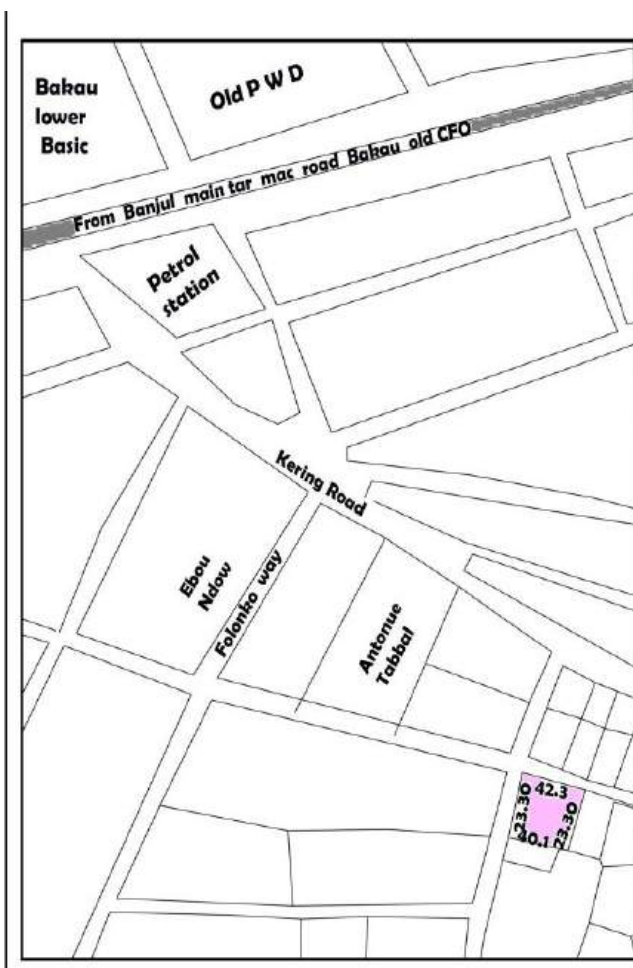
The Commission finds that title to the property is vested in KFF.

(To be valued)

(35) Bakau Katchikali - Bakau⁴⁵

⁴⁴ Exhibit LL16

⁴⁵ Exhibit LL16



Bakau Kachikally
Kombo st mary Region
Kanifing Municipal Council

Musa Kujabi now to
 Kanilai Family Farm Ltd

Leased Reg NO: K 1037/1990



Total land Area : 959.96sqm



40.7x23.3x42.3x23.3 Square metres Purchase price D50,000

Leasehold property K1037/1990 dated 8th November 1990.

Previously owned by Musa Njie. Musa Njie assigned it to Musa Kujabi by deed of assignment S.R. No.442/99Vol.62KD dated 14th September 1999. Musa kujabi sold the property to KFF and assigned same by deed of assignment S.R.174/2013 Vol.76 KD dated 5th March 2013.

The Commission finds that title to the property is vested in KFF.

(36) Abuko Abbatoir - ABUKO⁴⁶

⁴⁶ Exhibit LL16

Property comprises several parcels of land and leases.



12.06 Hectares Purchased for D16,000,000 (Extended to include public land)

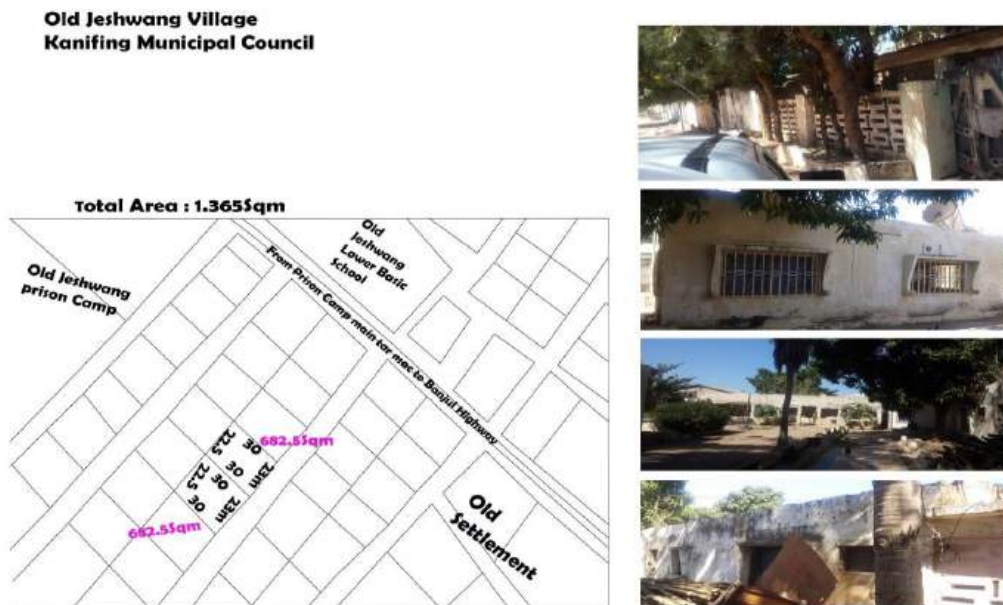
Abuko Abattoir was founded in 1978 by the Government. It was closed in 1979 and reopened in 1981. In 1988 the land comprising the Abattoir was leased to the Livestock Marketing Board (LMB) as a meat processing plant and cattle market. Lease K27/1989 was issued to LMB dated 30th December 1988 comprising 37,226.22 Square metres. A further lease was issued dated 7th November 1991 K139/1992 for 24,554,98 square metres to LLM. A GAMTAN project also established by the LMB as a tannery for the marketing of skins and hides also held a third lease K71/1984 dated 9th April 1984 for 40,416 Square metres. Government decided to privatize the LMB and it was incorporated into a company- Livestock Marketing company Ltd (LMCL). In 1993, it was privatized and 1005 shares sold to Yams Agricultural Enterprises Ltd (YAMS) whose majority shareholder is one (Modou Gaye) with 40% of GAMTAN shares by Agreement SR. No.2/1994 dated 13th December 1993. A lease was to be issued upon full payment of the purchase price of D2million.

By letter dated 14th January 2008 YAMS informed the MoL that it had entered into an agreement to sell the Abbatoir to KFF and requested the granting of the lease to KFF

directly. A new lease dated 17th January 2008 was issued to KFF for a total land area of 12.06 Hectares which included the land area in the leases K139/1992, K27/1988, and K71/1984. The lease to KFF also included additional vacant public land⁴⁷.

(To be valued).

(37) Old Jeshwang⁴⁸



Property said to have been sold by the Sheriff of the High Court to Ex-President. Property occupied by one James Kujabi. Sheriff yet to produce documents. From the investigations, the property is lease K95/1978 to one Sulayman Jammeh (deceased). He sold the property to one Sulayman Jallow of 1 Thompson Street, Banjul by deed of assignment S.R. No 80/82 Vol.46K.D. Sulayman Jallow said he mortgaged the property to Standard Bank between 1988-1990 and travelled to Guinea Conakry for treatment. He heard his family moved out in 1995. He only returned to Gambia in 2019.

The Commission finds it most probable that the property was by the Sheriff. Documents should be located.

2.3 West Coast Region

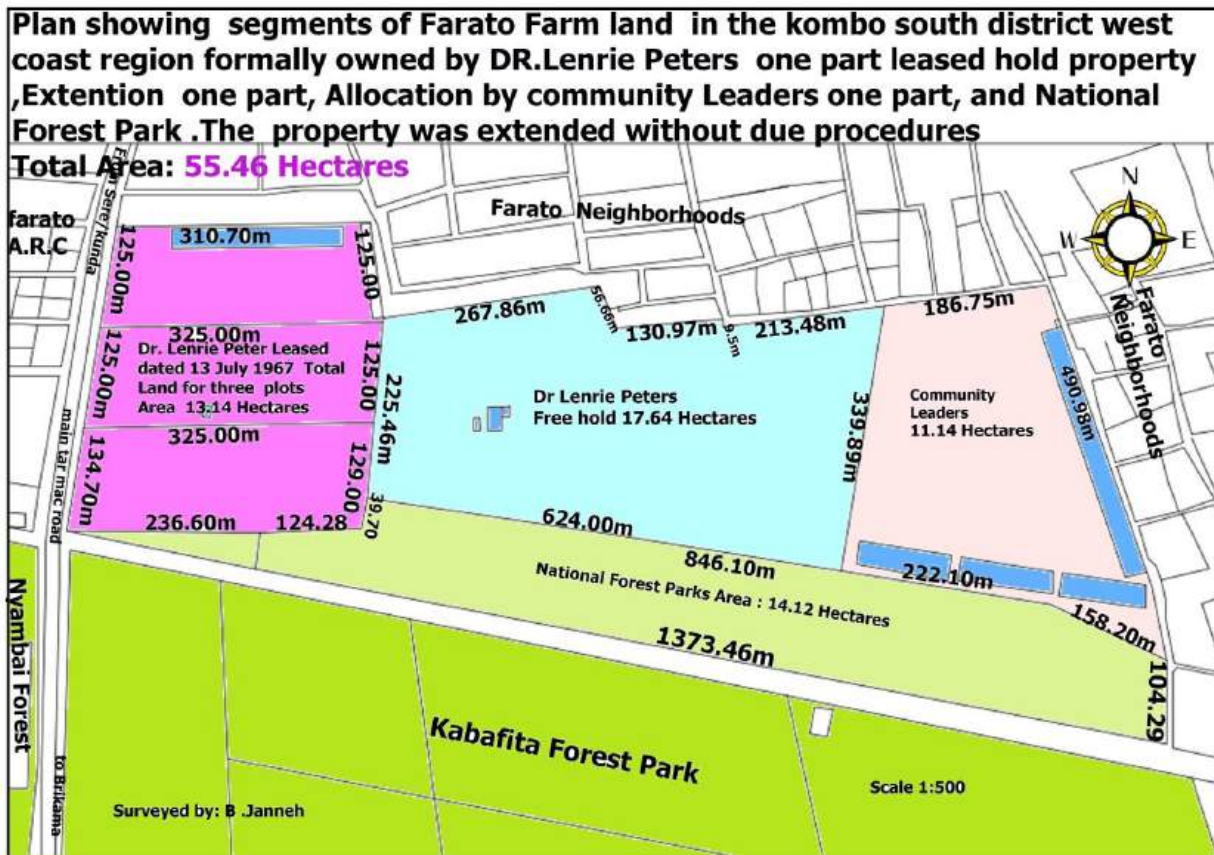
A. Kombo South District

(38), (39), (40) Farato Farms – Nyambai Forest⁴⁹

⁴⁷ This part is dealt with under Chapter 4 –Public Lands

⁴⁸ Ibid LL16

Part purchase property and other part allocated public land.



Original Area purchased: 13.14 Hectares & 17.64 Hectares. Purchase price
D7,600,000

Comprises 5 properties – 3 leasehold properties purchased from Dr Lenrie Peters, 1 community allocation, and appropriated forest park.

(1) Lease DI.34/L28 dated 18th January 1967 was previously owned by Malick Baboucarr Jagne. Assigned to Dr. Lenrie Peters by deed of assignment SR No.39/1976 Vol.40 KD dated 13th April 1976. Purchased by Ex-President by deed of assignment S.R. No. 998/2008 Vol. 71KD dated 31st December 2008 from Dr Peters for D2,533,333.3 to KFF.

(2) Lease DI 34/L30 dated 13th July 1967 previously owned by Sait Baboucarr Jagne. Assigned to Dr. Lenrie Peters by deed of assignment SR No. 8/1976 Vol 8PD. Purchased by Ex-President by deed of assignment S.R. No. 999/2008 Vol.71KD dated 31st December 2008 from Dr Peters for D2,533,333.3 to KFF.

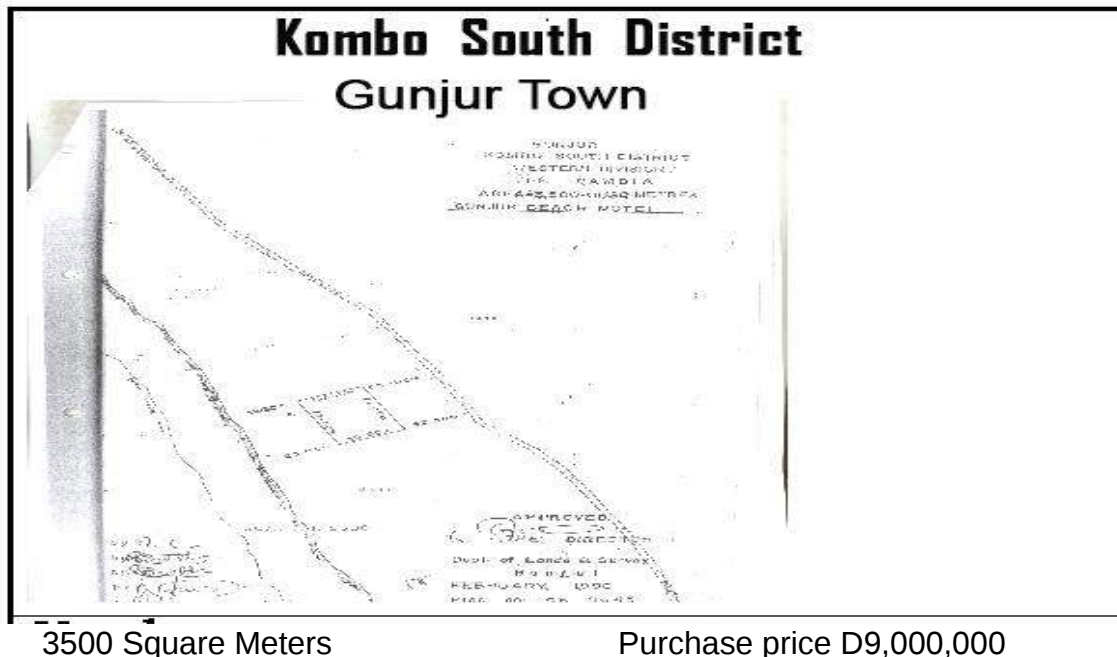
(3) Lease DI/L116 dated 3rd April 1988 comprising 15.356 Hectares leased to Dr Lenrie Peters by the District Authority. Purchased by Ex-President by deed of assignment

⁴⁹ Exhibit LL3A(1)

dated 31st December 2008 from Dr Peters for D2,533,333.3. The registered copy of the deed has not been found by the RGD.

An extension was granted by Alkalo of Farato. Transferred gratuitously and leased to Ex-President. The Ex-President then annexed forest Land measuring 14.12 Hectares to expand the area⁵⁰.

(41) Gunjur Beach Motel 5M Africa⁵¹



Leasehold. Lease K50/98. Previous Owner Gunjur Beach Motel Ltd. Assigned to 5M's Africa Limited by deed of assignment SR.No.146/2012 Vol.75KD dated 12th March 2012. Consent of the Minister to the assignment was issued on 13th March 2012. Sold to KFF by 5Ms Africa Ltd. and assigned by deed of assignment SR No.157/2012 Vol.75KD (See DLS File SL/167/2013).

Land now falls within the area leased to KFF by the State known as Gunjur Kajabang and bearing lease No K293/2013⁵²

(42) Santangba - Sayang⁵³

⁵⁰ See Exhibit LL3A1. Also see Chapter 6

⁵¹ Exhibit LL3A

⁵² See Exhibit LL3A(4) – Also see Chapter 4 item (7)

⁵³ Exhibit LL3A(11)

[illegible]

Price not known

Lease approved by Manlafi Jarju. The DLS file LS/2009/2002 opened 27th December 2002 indicates that there are 2 properties Santangba (1) and (2) said not to be in the TDA. This property is Santangba (2). It is stated in the minutes that the Lease prepared in 2005 was signed by Ousman Bojang. It was not signed by Manalfi Jarju the Minister at the time. The Alkalo Senekeh Bojang issued a document – confirmation of Ownership of plot at Sanyang on 31st January 2002. The file contains an Application for a lease dated 13th January, 2003 for Santangba which indicates that the land was purchased and an unsigned Transfer of Ownership of Land Form from Brikama Area Council purportedly from Gibba Jabang to Santangba, which is not signed by the Vendor or purchaser but is stamped and signed by the Alkalo Buba K Bojang and also stamped and signed by the Seyfo. A second DLS file SL/248/2012, Date 21/6/2012 contains an incomplete lease dated in 2012 and signed by Pa Ousman Bojang which shows what appears to be the same land as situate in in Sanyang Howba leased to KFF.

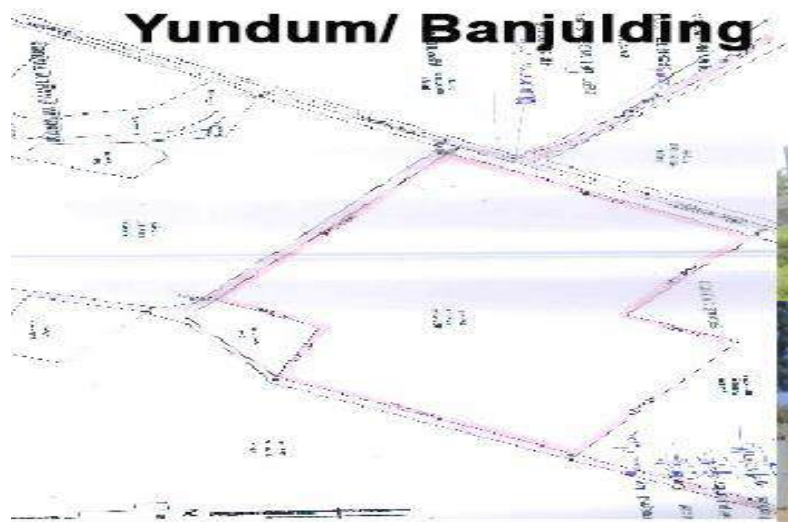
The Commission finds that title to the property is vested in KFF.

45

(43) & (44) Banjulinding – Gardens – 2 Properties opposite each other.⁵⁴



Size: 7.95 Hectares



Size: 22 7.95 Hectares

Purchase Price: Not Known

Leasehold property. Leases & K400/2010 DI35/L. and DI/35/L.6 K399/2010) situate in Yundum. The previous owner of both properties was Sir Dawda Kairaba Jawara by leases dated 24th March 1960.

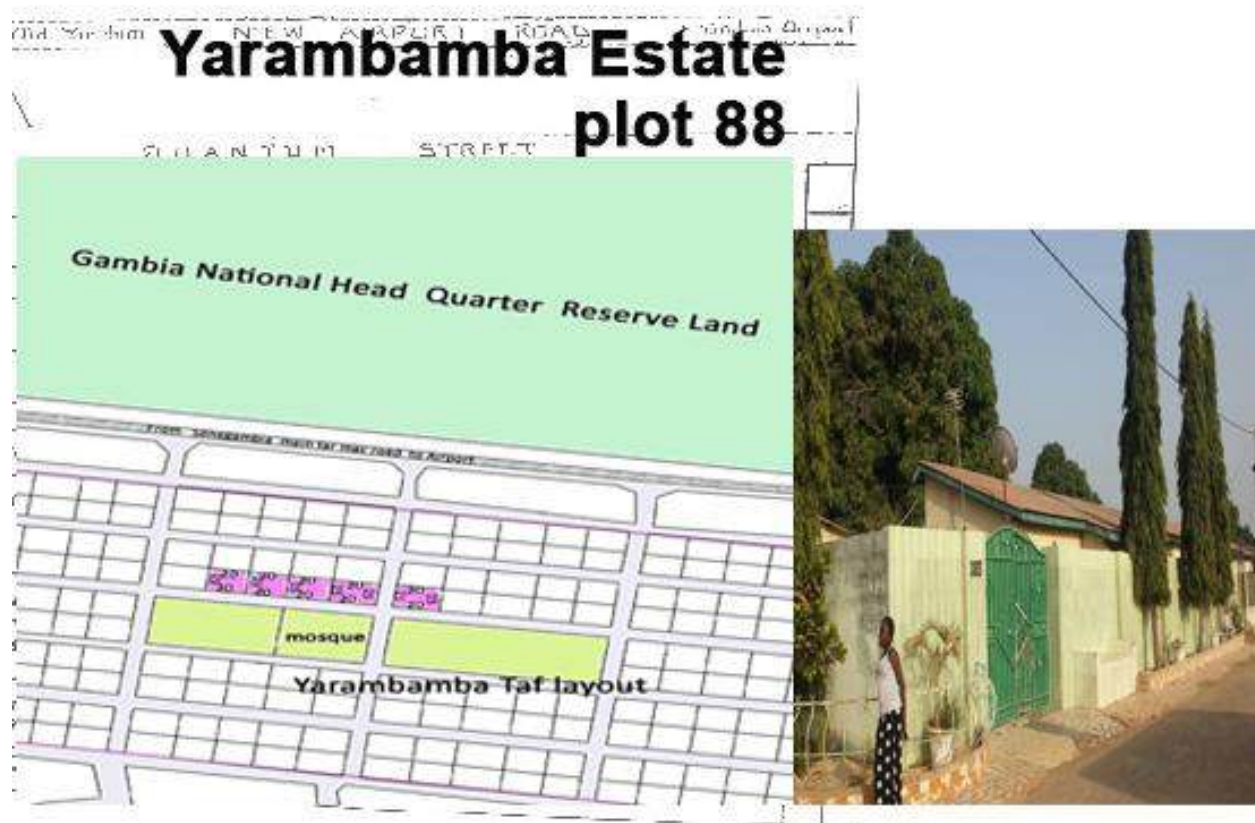
⁵⁴ Exhibit LL4A(11)

Both were assigned to KFF in 2010 according DLS File CL/121/59 dated 21/10/59. New leases for the property were then issued to Kanilai Family Farms Ltd. by Minister Pierre Biram Tamba- K400/2010 dated 29th December 2010 and Lease K399/2010. The registered leases in the name of David Kwesi Jawara could not be located.

The Commission finds that title to the property is vested in KFF.

(45), (46),(47),(48) & (49) 5 Plots - Yarambamba

PLOTS SHOWN IN A ROW.



300 Square metres each. Purchase Price D200,000 each. Total D1,000,000.

Plots 83,85,86,88 &89 Yarambamba Estate – Kombo Coastal Road⁵⁵

Plots assigned to KFF by deeds of assignment S.R. Nos: 160/2008, 161/2008, 162/2008, 163/2008, 164/2008 all dated 28th February 2008 for the D200,000 each by Taff Holding Company Limited. Taf Holding claims that these properties were allocated to the Ex-President Temporarily to accommodate his guests and the properties were never returned.

⁵⁵ Exhibit LL4A(14)

In the light of the fact that the deeds were perfected by TAF Holdings Company Ltd. in favour of KFF, the Commission has no cause to question the validity of the assignment to KFF.

The Commission finds that title to the properties is vested in KFF.

(To be valued)

(50) & (51) Bijilo - Village⁵⁶



1217 Square Metres.

Purchase price D10,000,000.00

Two Leasehold properties S.R. Nos.K234/2006 & K249/2006. The previous owners are Ndey Jallow and her son Baboucarr Musa, respectively. The property was rented out to GAMVEG Oil Limited in 2008 then to KFF in 2010. Property comprising lease No K234/2006 was sold to KFF by Ndey Jallow by deed of assignment SR No. 119/2012 Vol 75 KD dated 23rd February 2012. The second property comprising Lease No K249/2006 was sold to KFF by the said Ndey Jallow acting for herself and by virtue of a power of attorney from Baboucarr Musa by deed of assignment dated 22nd February 2012 SR Number (not legible & Registry copy not produced.)

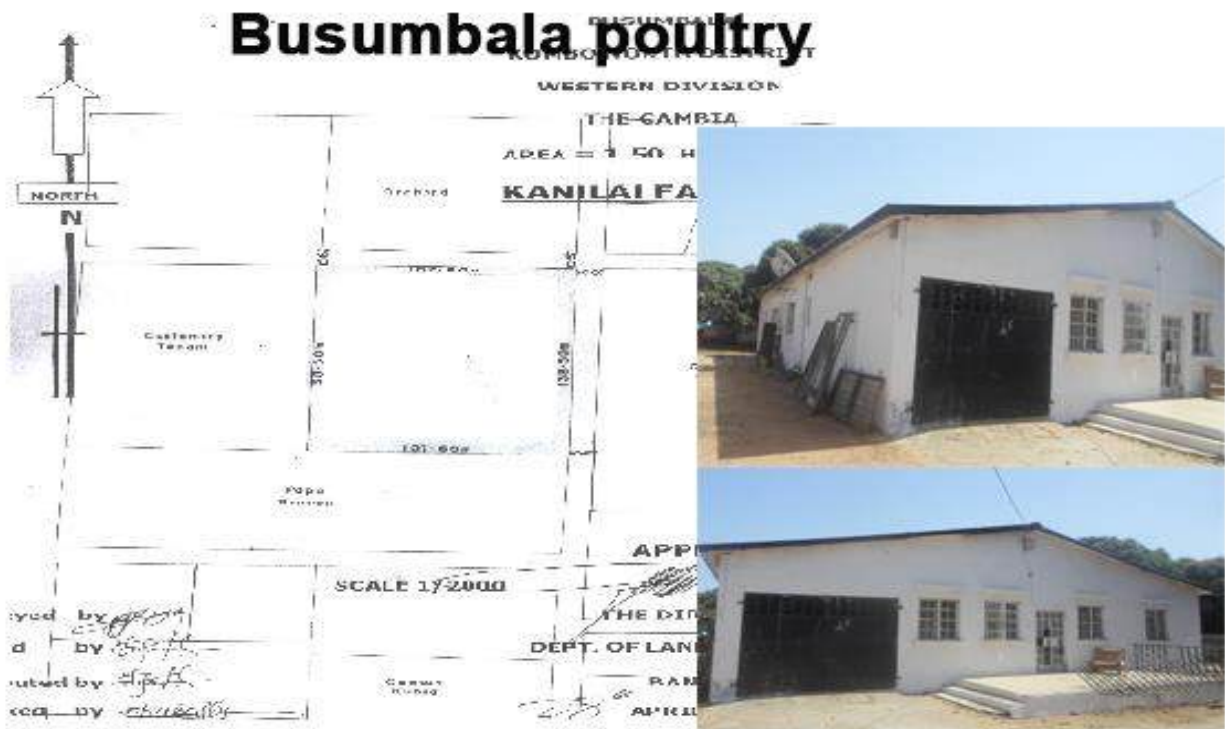
Ndey Jallow has made a statement to the Commission to the effect that the properties were rented out not sold. In the face of deeds of assignment perfected in favour of KFF the Commission has no cause to question the validity of the sale to KFF.

⁵⁶ Exhibit LL4A(18)

The Commission finds that title to the property is vested in KFF.

(To be valued)

(52) Busumbala Poultry⁵⁷



1.50Hectares Purchase price D5,000,000

Leasehold land. Lease K38/2009 previously K251/2002 owned by Baboucarr Sompou Ceesay. The property was mortgaged to Arab Gambia Islamic Bank (AGIB) on 30th December 2004. AGIB obtained judgment for the sum of D8,763,254.80 against Baboucarr Sompou Ceesay and an order for judicial sale of the property. AGIB sold the property to KFF and assigned same by deed of assignment S.R. 653/2008 Vol.71 KD dated 8th August 2008

The Commission finds that title to the property is vested in KFF.

(To be Valued)

(53) Paradise Estate Plot 211 & 214⁵⁸ 2 Complete houses
(1) Las Vegas Block –

⁵⁷ Exhibit LL4A(21)

⁵⁸ Exhibit LL4A(22)

Kombo North District

Coastal Road Layout plot No 214



Size: 17.50x35 Square Metres

D3,500,000

(54) Las Vegas Block (payment incomplete)

Coastal Road Layout plot No 211



Size 17.50x35 Square Metres

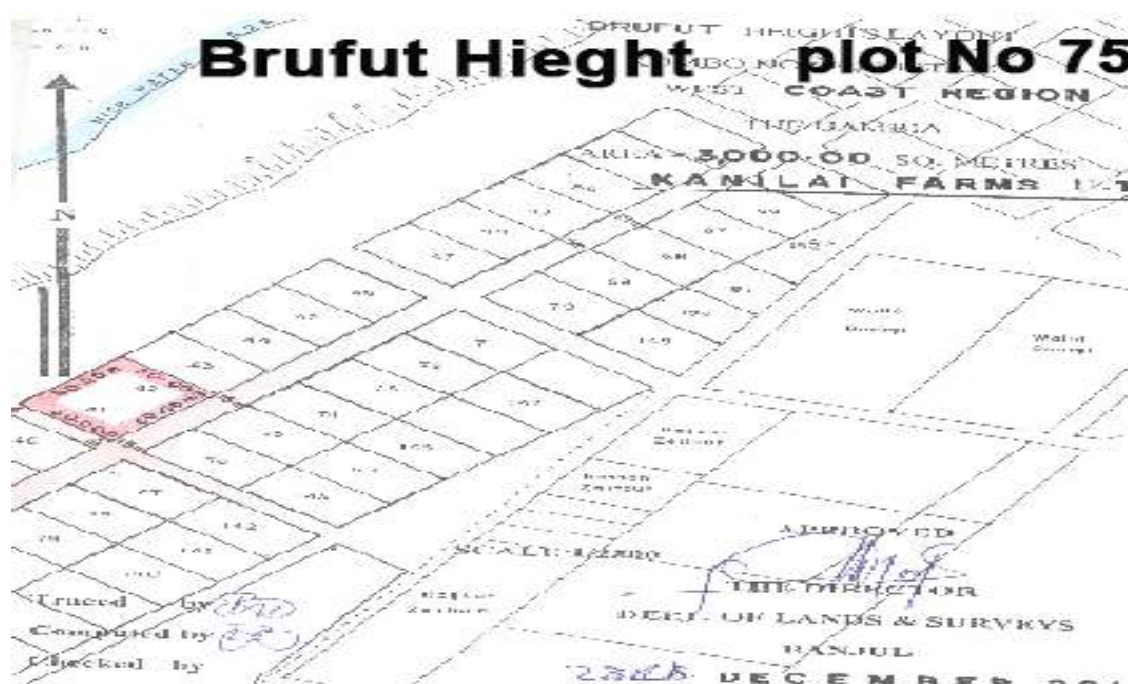
Purchase price D3500,000 x2 = D7,000,000

Two houses owned by developers Swami India International Limited.

KFF entered into a sale agreement to purchase both properties and to pay the purchase by installment pending construction of the houses. One property was fully paid for and assigned by deed of assignment dated 5th March 2013 S.R.157/2015 Vol.76KD. Payment for second property was not completed. The balance of purchase price outstanding on the second property is D350,000.

(To be valued)

(55) Brufut Heights⁵⁹ Plot No.75



3000 Hectares Purchase Price D3,000,000

Leasehold land. Lease S.R. No.285/2010 Vol.73KD. Property previously owned by Njogu Nyren Demba. Sold by the Sheriff of the High Court to KFF pursuant to a judgment in favour of GTB in Civil Suit No. HC/275/11/CO/051/D2 to KFF. Assigned by the Sheriff to KFF by Certificate of Purchase and Ownership dated 22nd February 2012

The Commission finds that title to the property is vested in KFF.

(To be valued)

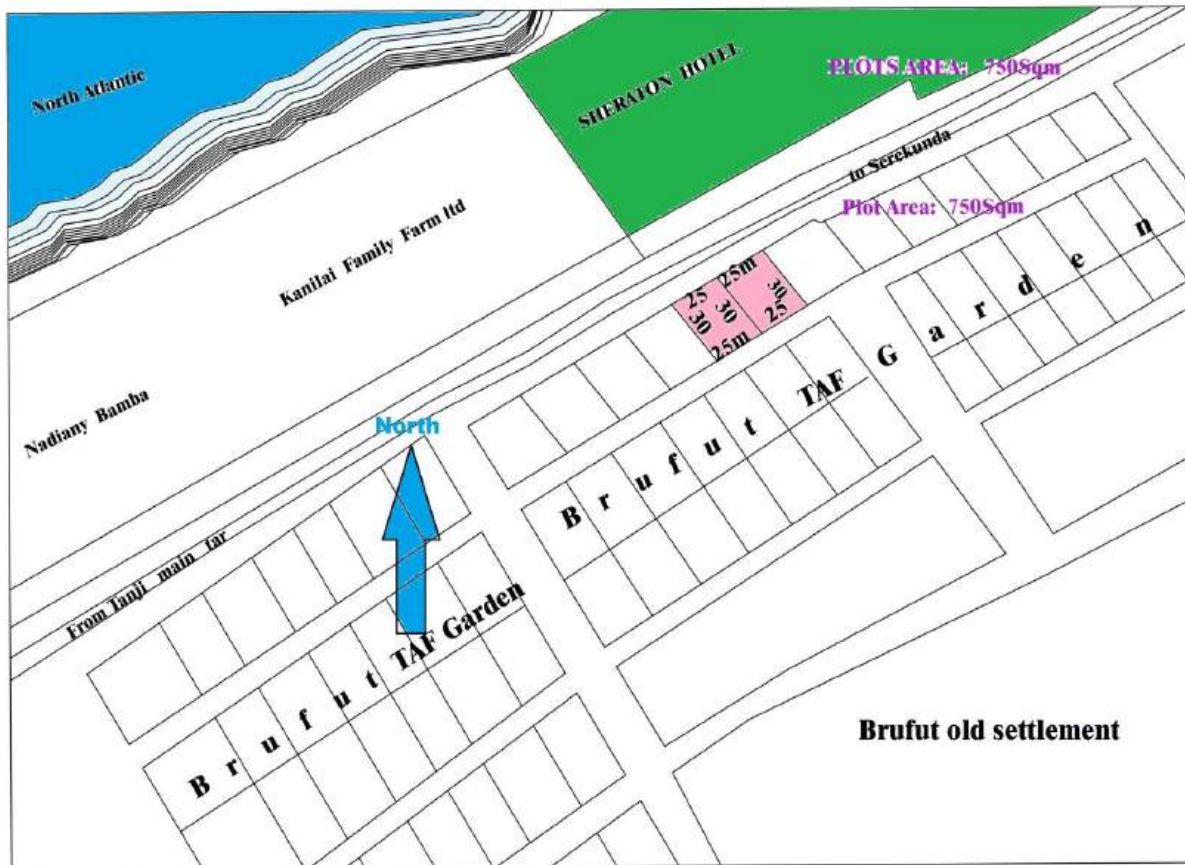
(56) & (57) Brufut TAF Gardens⁶⁰

(1)Plot No. B/300/04

⁵⁹ Exhibit LL4A(25)

⁶⁰ Exhibit LL4A(26)

(2)Plot No.B381/08



Sizes: Each 25x30 Square metres. Purchase price D6,000,000 &D4,000,000

2 Plots of leasehold land. Previous owner was Oceanic Bank (Gambia) Limited. Both Plots were sold by the liquidator of Oceanic Bank to KFF- Plot 1 by deed of assignment dated 27th June 2011 S.R.455/2011 for D6million. Plot 2 by deed of assignment dated 27th June 2011 S.R.450/2011 for D4million.

The Commission finds that title to the property is vested in KFF.

(To be valued)

(58) Yundum - CITRO PRODUCT⁶¹

⁶¹ Exhibit LL16



7.811 Hectares Purchase price D1,681,600

Deemed Leasehold. Previously owned by Citro Products Limited. The company owed Gambia Commercial and Development Bank (GCDB). The property was transferred to AMRC as property mortgaged to GCDB. AMRC has informed the Commission that the property was sold to KFF, pursuant to their statutory powers by deed of assignment S.R.No.636/2007 Vo. 70 KD dated 30th August 2006.⁶² The evidence shows that on the 25th February 2013 a deed of rectification S.R.No.94/2013 Vol.32 was filed substituting the sketch plan attached to the deed of assignment with another one for a total of 7.811 Hectares. There is no evidence that the property was advertised for sale, or that it was valued before the sale. It would appear that it was a sale by private treaty. AMRC was represented by A.B. Tamba.

The Commission finds that there is probable cause to believe that the property was fraudulently arranged for KFF to purportedly purchase same and the sale ought to be rescinded.

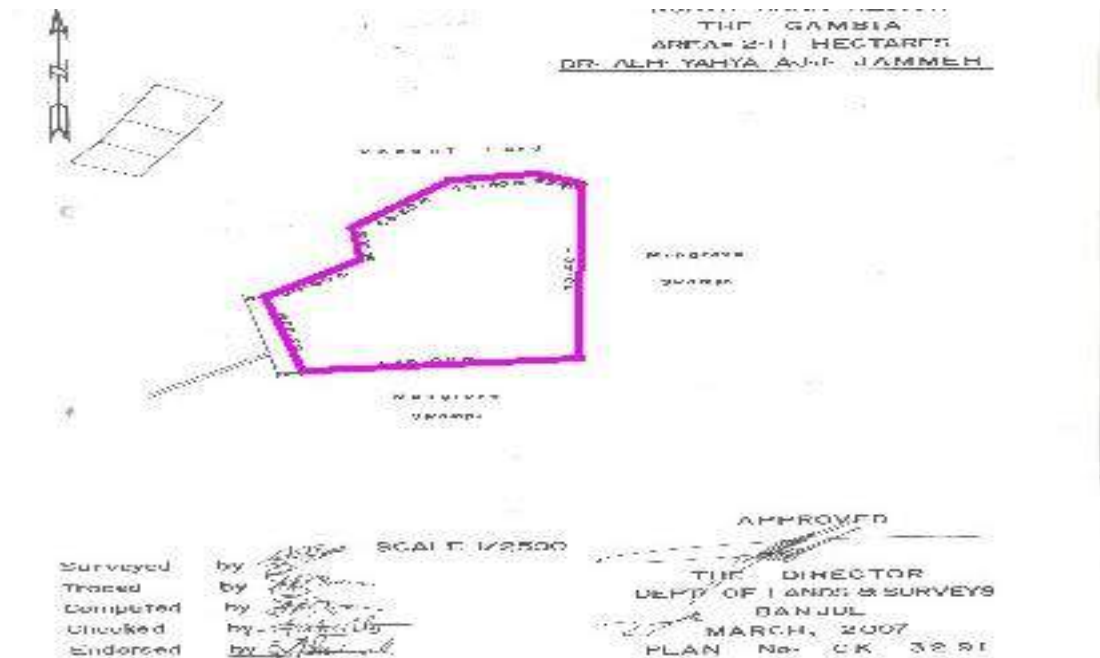
(To be Valued)

⁶² See statement of Saikou Kujabi dated 18th May 2018, Exhibit LL16.

C. North Bank Region

LOWER NIUMI

(59) Barra⁶³



Size: 2,142 Sq.Metres

Purchase price: D1000,000

Leasehold. Lease P11/2007 dated 2^{3rd} March 2006 issued under the Lands Provinces Act Cap 103 to Dr. Alh. Yahya A.J.J Jammeh for trading station, factory residential and agricultural purpose for 21 years with effect from 27th March 2007 by the District Authority presided over by Seyfoand endorsed by the Alkalo of Barra Alhaji Kenbugul Fye. Lease endorsed by Governor Edirisa Secka and approved by Minister Ismaila Sambou.

Land previously leased under P129/1979 owned by Alhaji Kebba Ndure of Barra. The plan to the lease indicates that it was a coconut plantation. A transfer of ownership signed by 14 members of the Ndure Family indicates that it was transferred to Ex-President with effect from 28th February 2007. The transfer was approved by resolution of the Lower Niumi District authority presided over by Chief Tabora Manneh on the 22nd March 2007. A member of the Family Serign Ndure claims that the transfer was initiated by the Ex-President. A price was not negotiated. Ex-President unilaterally paid D1,000,000. The transfer of ownership document was signed by 14 members of the family. The Commission does not find sufficient evidence of duress or coercion exerted by the Ex-President on the transferors to avoid the sale.

⁶³ Exhibit LL8A(2)

The Commission finds that title to the property is vested in KFF.

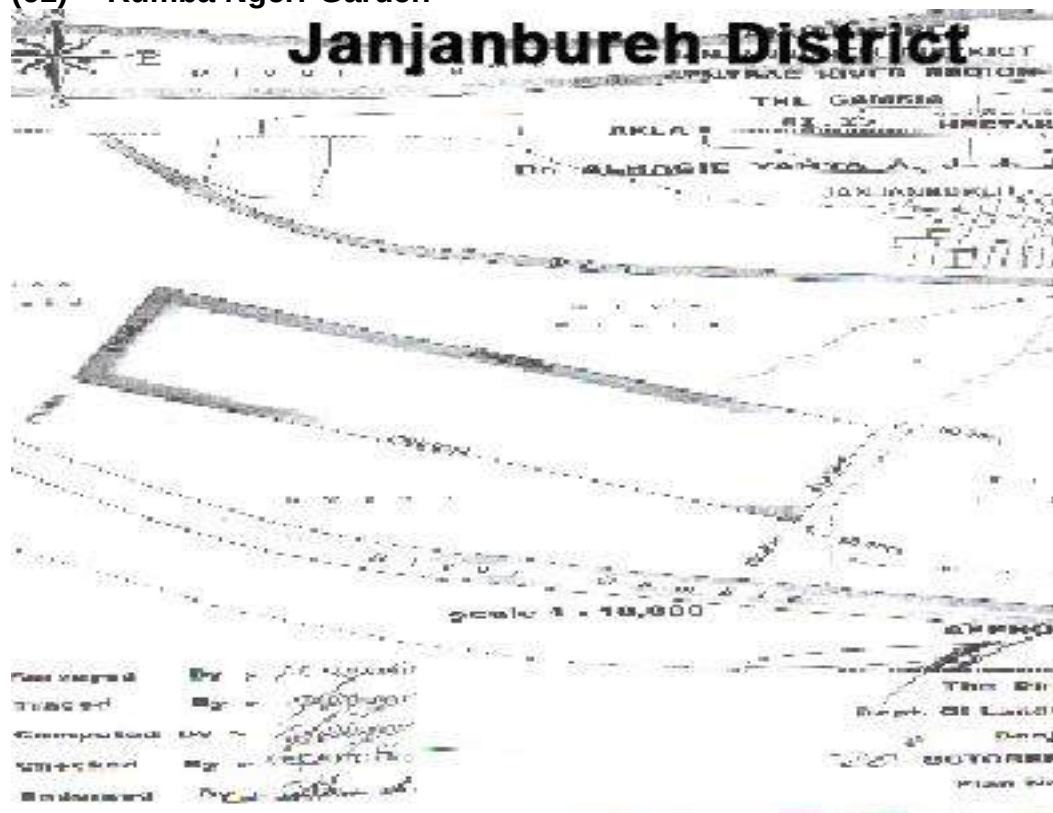
D Central River Region

(60) JanJangbureh⁶⁴, Janjangbureh District

(PLAN MISSING)

Said to be garden full of trees in the possession of the Ex-President. Investigations revealed that he purchased the property from one Omar Mambureh (deceased). Documents of purchase not found.

(61) Kumba Ngerr Garden⁶⁵



62.25 Hectares

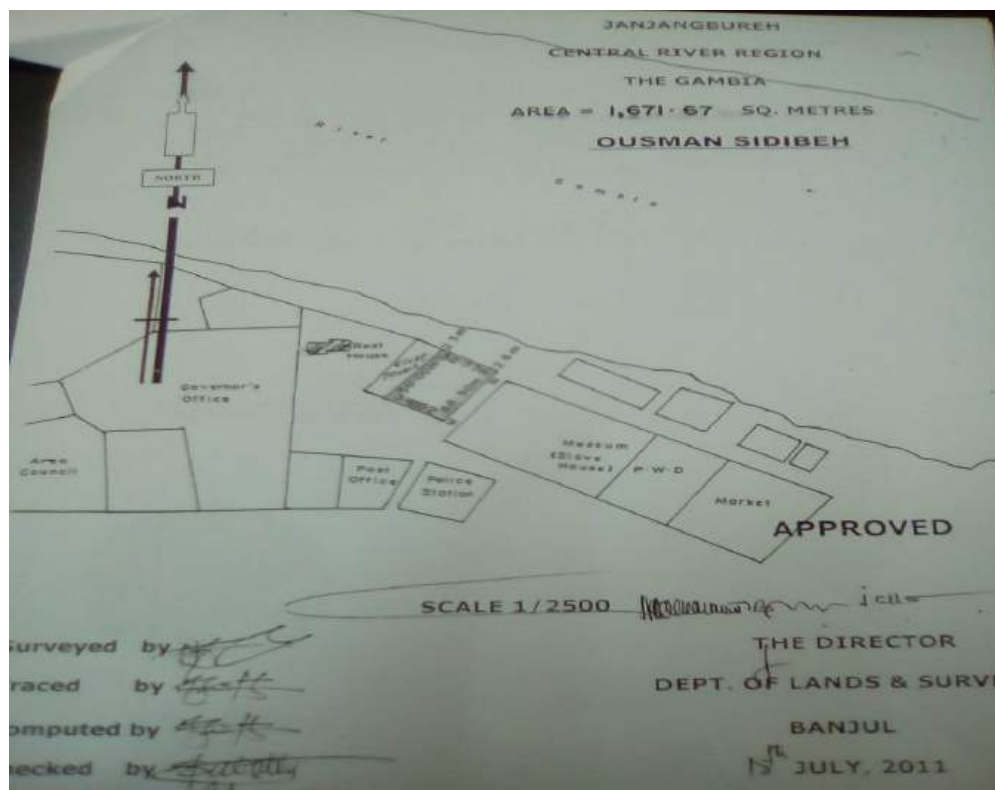
D1,000,000.

Mango orchard allegedly purchased from one Sory Camara (deceased). Documents of purchase have not been found. Property was leased to Alh. Dr. Yahya AJJ Jammeh on the 7th November 2008 for 99 years with effect from 7th November 2008 by the district authority. Approved by Seyfo Bakary Jam Jawo, Governor Alh. Ganyie Touray and Minister Ismaila Sambou.

⁶⁴ Exhibit LL9A(15)

⁶⁵ Exhibit LL9A(17)

(62). Janjanbureh District⁶⁶



Size: 1671.67 Sq. m

Purchase Price D1, 500, 000

Leasehold Property bearing Lease NO: DI 17 L261 and SR NO: P13/2012 dated 3rd February 2012. The previous owner was Mr. Ousman Sidibeh (deceased). Sold to Yahya A.J. J Jammeh by a deed of Assignment bearing SR NO: 57/2016 Vol. 35 P.D. dated 2nd March 2016 by Aja Jabou Sidibeh pursuant to a Power of Attorney bearing SR No.9/2016 Vol.34 P.A. dated 6th January 2016. Deceased died on the 21st February 2016 of natural causes and letters of administration PR No.135/2016 were granted to one Hawa Sanneh on the 20th April 2016.

Ms. Fatoumatta Sidibeh, eldest daughter of the deceased person claims the return of the said property and alleges that the property was unlawfully sold to the Ex-president by the deceased person's elder sister, his elder brother and his wife.

In view of the fact that the Vendor held a power of attorney from the deceased and sold the property before his death, the Commission is of the view that the Sale to Ex-President Yahya Jammeh is valid.

⁶⁶ Exhibit LL9A

2.8. FINDING & RECOMMENDATIONS GENERAL

A. FINDINGS

The Commission finds that 62 properties were purchased by the Ex-President in respect of which he obtained clean title. 5 properties were purchased in his own name, 1 property in the name of Kanilai Group International Ltd. (KGI), and 56 properties in the name Kanilai Family Farms Ltd. (KFF). The purchase price of 6 properties is not known. The 51 properties (excluding the Dunes Hotel and Resort) purchased from GNPC funds were purchased for the total sum of **D196,500,000.00** and **£1,150,000 & USD150,000**.

Ex-President Jammeh owns 99% of the shares in KFF⁶⁷. The other 1% is a nominal share in the name of his brother Ansumana Jammeh. KGI is owned 79% by KFF, the other 29% is held in trust by Zineb Jammeh for her children Mohamed Jammeh and Mariam Jammeh⁶⁸.

Source of Funds

The Commission finds that most of the properties were purchased with cash payments. 27 were purchases arranged or negotiated by Mr. Amadou Samba⁶⁹. He told the Commission that he acted as a middleman between the buyer and Seller but it was the Ex-President who paid for these properties.

The Dunes Hotel and Resort was purchased by Funds illegally taken from GNPC. Being Land acquired from stolen funds, KGI held it as constructive trustee of the owner. The property is therefore liable to be forfeited to be restored to the owners, subject to any overriding interest of Government.

The Commission finds that the Ex-President's legitimate earnings are insufficient to acquire properties worth **D195,000,000.00** and **£1,150,000 & \$150,000**. The Commission has already found the Ex-President received bribes from EAGL⁷⁰ and MGI Telcoms AG & Mobicel Blue Ocean Wireles⁷¹; that he misappropriated and/or illegally converted funds from charities and foundations established by him⁷² and public bank accounts, loans and grants and other funds.

KFF was not a trading company. It was a holding company. The Commission has already found that the company was operated illegally, contrary to the Constitution and the law. It, among other illegal activities, did not pay taxes, port dues, and NAWEC utilities⁷³. It borrowed money from SSFC illegally without refunding same⁷⁴. It, under the

⁶⁷ See Vol.4 Part 1 Chapter 1(KFF)

⁶⁸ See Chapter...(KFF)

⁶⁹ See Exhibit MS99- Transcript of Amadou Samba dated 16th November 2017.

⁷⁰ See Vol.2 Chapter 2, Vol.4 Part 3 Chapter1, Vol. 6 Chapter 4.

⁷¹ See Vol.4 Part 3

⁷² See Vol.6 Chapter 4

⁷³ See Col 6 Chapter 1-5

⁷⁴ See Vol.6 Chapter 2

directives of the Ex-President, appropriated the Mahindra Tractors purchased from the proceeds of an EXIM Bank of India loan of US\$6.7 million and never remitted the funds to Government to service the loan⁷⁵; it received US\$7,810,115 from illegal export of timber in collusion with Westwood⁷⁶.

The Commission finds that there is overwhelming evidence that the source of funds for the acquisition of all the above properties, whether acquired in the name of KFF, KGI or the Ex-President personally, was from the illegal activities of the Ex-President and most probably public funds. In the Commissions view all the properties acquired by purchase vest in the Ex-President, KFF and KGI as constructive trustees of the State to the extent of the monies illegally taken from the State.

Transaction taxes.

In most of the transactions reviewed, it would appear that the Vendor paid capital gains tax. However, Stamp duty was not paid by Ex-President or KFF in most of them. Stamp duty is payable by the purchaser.

RECOMMENDATIONS

- (1) All the properties listed below should be sold by public auction and the proceeds of sale applied to the payment of monies for which President Jammeh, and all companies associated with him and his wife are found to be liable in this Report.
- (2) The Balance outstanding on the sale of Paradise Estate Plot 214 in the sum of D350,000 shall be paid to the developers Swami India International Ltd from the sale of the property to enable clean title to be transferred to the successful buyers at the public auction.

	PROPERTY	VENDOR	Price purchased
1	No. 78A Hagan Street	Dawda Jallow to KFF	D2,500, 000
2	No. 78B Hagan Street	The Sheriff to KFF	D3, 000, 000
3	No. 26 ECOWAS Ave. (former Buckle Street)	Dr. Ebrahim Samba to KFF	D9,600,000
4	No13 Davidson Carrol Street (former Picton Street)	Daphne Sarian Atere-Roberts to KFF	D4,000,000
5	No. 15 Dobson Street	Peter John Ndow to KFF	D3,000,000
6.	No. 73A OAU Boulevard (former Leman Street)	James Sam Jacob Kebba Mahoney and Julia Clark to KFF	Price not known

⁷⁵ Vol.5 Chapter1

⁷⁶ See Vol.4 Chapter 5.

7	No. 64 OAU Boulevard (former Leman Street)	Family of Kebba Cham (Deceased) to KFF	D4, 100, 000
8	Jendula Night Club, Banjul-Serrekunda Highway (Portion measuring 262,78 Sq.M only)	Jeng's Electrical Company Limited to KFF	D750, 000
9	No. 3 Daniel Goddard (former Hagan Street)	Amiet Benoi Okeke Thomas to KFF	Price not known
10	No. 57A Daniel Goddard (former Hagan Street)	Pa Abdou Joof, Assan Joof and Ya Ida Joof (by their Attorney Pap Williams) to KFF	D900, 000
11	No.49 William Cole (former Grant Street)	Gambia National Lottery to KFF	
12	6A 22 nd July Square (former McCarthy Square)	Gambia National Lottery to KFF	D14,000,000
13	No. 9 Fitzgerald Street	Gabriel Roberts personal representative of Victoria Roberts, Irene Danner, Mary Darboe and Francis Isaac Thomas for to KFF	D1,200,000
14	18A Picton Street	Pa Momodou Bajaha to KFF	D2,100,000
15	Hamza Barracks (former Palm Groove Hotel) Banjul-Serrekunda Highway	Edward Raphael Jansz and Carol Anne Jansz to KFF	£500, 000
16	61 Daniel Goddard Street (former Hagan Street)	Ebrima Njie and Risalla Njie to KFF	D1,500, 000
17	60 Daniel Goddard (former Hagan Street)	Habib Mbye as PR of Alh. Malick Mbye to KFF	D1, 500, 000
18	34 Liberation Avenue (former Wellington Street)	Sir Dawda Kairaba Jawara to KFF -£650, 000	£650, 000
19	2 Fitzgerald Street	Registrar of High Court to KFF	D2, 200, 000
20	72 Gloucester Street	Abdoulie Manneh to KFF	D1,500, 000
21	13 William Cole (former Grant Street)	Julia King Ceesay (Previously called Jainaba Ceesay) to KFF	D1,500, 000

KANIFING MUNICIPALITY

22	16 Kairaba Avenue	Adjuah Ruth Sowe as PR for Lucy Mensah and Edward Graham to KFF respectively for D10million each.	D20,000,000
23	Fajara "M" Section	The Gambia Baptist Mission	D5,000 000

		to KFF	
24	Fajara South Atlantic	Arab Gambia Islamic Bank to KFF	D3,000, 000
25	Bakau (Old CFAO)	VMC Gambia Limited to KFF	D8,000,000
27	Fajara South Atlantic (4 Baker Street)	Curator of Intestate Estates to KFF	D3, 000, 000
28	Bakau New Town	Momodou Bah to KFF	D2,000, 000
29	Fajara South Atlantic	Adujah Ruth Sowe to KFF	D2,700,000
30	Fajara 'M' Section	Sulayman Mboob	Not known
31	Bakau, Cape Point	The Sheriff to KFF	D4, 500, 000
32	Bakau, Cape Point-Plot No.14 Cape St. Mary	Ansumana Kujabi to KFF	D800, 000
33	Kotu- Dunes Hotel & Resort	David Ford to Ex-President Yahya Jammeh	\$650, 000
34	Kanifing Industrial Area (former Quantum Associates)	The Sheriff of the High Court to KFF	D6,500, 000
35	Bakau Katchikali- Bakau	Musa Kujabi to KFF	D50,000.00
36	ABUKO Abbatoir	YAMS Agricultural Enterprise Modou Gaye	D16,000,000
37	Old Jeswang	The Sheriff to Ex-President Yahya Jammeh	Not known
	WEST COST REGION		
	KOMBO NORTH		
38	Farato Farms	Dr Lenrie Peters	D2,533,333.3
39	Farato Farms	Dr Lenrie Peters	D2,533,333.3
40	Farato Farms	Dr Lenrie Peters	D2,533,333.3
41	Gunjur Beach Motel 5M Africa	5M's Africa to KFF	D9,000,000
42	Santangba	Gibba Janbang	Not Known
43	Banjulunding Gardens	Sir Dawda kairaba Jawara	Not known
44	Banjulunding Gardens	Sir Dawda kairaba Jawara	Not known

45	Plot 83 Yarambamba Estate	Taf Holding Company Ltd to KFF	D200,000
46	Plot 85 Yarambamba Estate	Taf Holding Company Ltd to KFF	D200,000
47	Plot 86 Yarambamba Estate	Taf Holding Company Ltd to KFF	D200,000
48	Plot 88 Yarambamba Estate	Taf Holding Company Ltd to KFF	D200,000
49	Plot 89 Yarambamba Estate	Taf Holding Company Ltd to KFF	D200,000
50&51	Bijilo Village	Ndey Jallow to KFF & Baboucarr Musa	D10, 000,000
52	Busumbala Poultry	Arab Gambian Islamic Bank	D5, 000,000
53	Paradise Estate Plot 211	Swami India International Limited	D3,500,000
54	Paradise Estate Plot 214	Swami India International Limited	D3,500, 000
55	Brufut Heights Plot No. 75	The Sheriff of the Higgh Court to KFF	D3,000, 000
56	Brufut TAF Gardens	Oceanic Bank to KFF	D6,000, 000
57	Brufut TAF Gardens	Oceanic Bank to KFF	D4,000, 000
58	Yundum- Citro Product	Assets Management and Recovery Corporation(AMRC) to KFF	D1,681,600
	NORTH BANK REGION		
59	Barra	The Ndure Family to KFF	D1,000,000
	CENTRAL RIVER REGION		
60	Janjangbureh	<u>Omar Mambureh to Ex-President</u>	Not known
61	Kumba Ngerr Garden, Janjangbureh DISTRICT	Sory Camara (deceased) to Ex-President	Not known
62	Janjangbureh	Ousman Sidibeh by his Attorney Aja Jabou Sidibeh to Ex-President	D1,500,000.

- (3) The part of the Jengdula property previously held by Jeng's Electrical Company Ltd under lease 162/76 and C316/1976 shall be attached and sold. The rest of the property being public land shall revert to the State and restored to its previous use as a lagoon in order to preserve the biodiversity of the area.

Ndebaan Clinic (26)

The sum of D14,000,000 being the purchase price paid for the property shall be credited to the Ex-President's liabilities and recognized as a recovery of stolen assets.

The property comprising the Ndebaan Clinic shall be transferred to the Department of Medical Services and operated as a public health facility. The Lease K246/1994 shall be cancelled by the Ministry of Lands and the land reverted to the State as part of the lands reserved for the Health Services of The Gambia.

The Dunes Hotel (33)

Shall be forfeited and sold and the proceeds of sale applied to any debt owed by GNPC to CBG/Government. If no liability is outstanding, the sum of USD650,000 shall be repaid to GNPC. Any sum outstanding shall be paid to the Consolidated Revenue Fund. The lease K133/2009 dated 3rd March 2009 shall be cancelled and a fresh lease issued to the successful purchaser.

Central Abattoir (36)

The Central Abattoir plays a vital public function. The Government shall appoint an independent consultant to review its operations with a view to preparing it for privatization taking into account the interests of all relevant stakeholders, private and public.

The sum of D16,000,000 being the purchase price paid for the property shall be credited to the Ex-President's liabilities as a recovery of stolen assets.

The leases shall all be rescinded and public lands illegally annexed by the Ex-President and fenced shall revert to the State for its original use i.e. Livestock management services.

(4) Farato Farms 38

The Commission's investigations have revealed that due to lack of physical planning during President Jammeh's 22-year government there is no land left in the area to grow food for the community or for community use generally. The Commission therefore recommends that Farato Farms shall be transferred to the Community in perpetuity for use as community gardens under a cooperative entity to be put in place by the Government for the Community, in consultation with the West Coast Region/Brikama Area Council. Government should consider vesting the title to the land in the Public Trustee.

The sum of D7,600,000 being the purchase price paid for the property shall be credited to the Ex-President's liabilities as a recovery of stolen assets.

The part of the Nyambai Forest annexed by the Ex-President shall be restored and regrown as part of the National forest park. The Attorney General shall ensure that expenses to be incurred shall be paid out of the funds recovered from the sale of the Ex-President's assets.

The leases in respect of the land shall be rescinded by the State.

(5) Santangba – Sanyang (42)

It is recommended that the land be reserved by the State for public use.

(6) Banjulunding Farms (43) & (44)

Having regard to the pressure on Farm Lands in Kombo North, it is recommended that these farms shall not be sold but revert to the State to be used by the Department of Agriculture for agriculture related services. The leases shall be rescinded.

The purchase price paid for the property (if known) shall be credited to the Ex-President's liabilities as a recovery of stolen assets.

(7) Barra Coconut Plantation (56)

Having regard to its close proximity to the sea, it is recommended that this property be re-zoned for Tourism purposes and sold for a tourism accommodation related project.

The sum of D1million, being the purchase price paid for the property, shall be credited to the Ex-President's liabilities as a recovery of stolen assets.

It is further recommended that any proceeds of sale shall be utilized to acquire adequate land to create a proper access to the property.

(8) Stamp Duty

GRA should recall and assess the stamp duty payable on all transactions reviewed under this part and the total payable added to the Ex-President's liabilities to the State.

CHAPTER 3

PROPERTIES APPROPRIATED AND/OR SEIZED BY EX-PRESIDENT JAMMEH

The Ex-President was in possession of 29 properties which were not acquired from the State or any district authority, nor were they acquired by purchase. The Commission investigated these properties to determine how they came into his possession.

3.1. City of Banjul

(1) 11 Russel Street Banjul⁷⁷.



1243.60 Square metres. Purchase Price - Price D20,000,000.

This is a freehold property previously owned by Hussein Ali Farage. It was inherited by Nasser H Farage. It was attached by the Sheriff of the High Court pursuant to civil suit No. 94/95 between Singham Investment Co. Ltd and Nasser H. Farage. It was then sold by the Sheriff of the High Court to MoFEA by private treaty and conveyed by deed of Conveyance S. R. No. 502/2009 dated 22nd May 2009 signed by Permanent Secretary II and witnessed by Mousa G. Balla Gaye. The property was renovated and occupied by

⁷⁷ Exhibit LL1A(5)

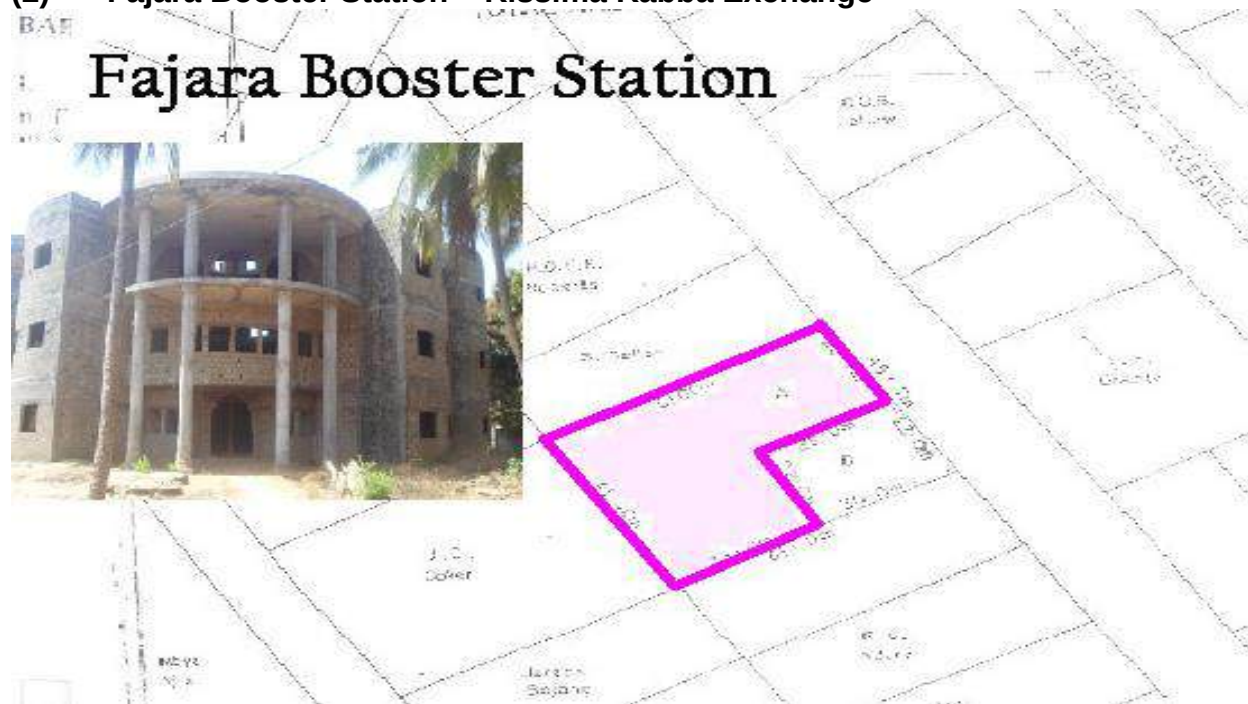
KGI rent free from sometime in 2014. Investigations revealed that possession of the property was taken over by the Ex-President since 2009. He took over payment of the watchman's salary, one Ebrima Jarju. The watchman was told that the property belonged to the Ex-President. The watchman is currently employed by KGI and is taking care of the compound. D15,000,000.00 out of the D20,000,000.00 purchase price paid was taken from Central Bank account No. GAMCO Liquidation Account. It is not clear why the Government purchased this land because it was never occupied by any government office. Lang Conteh⁷⁸ said he was given a contract to renovate the premises by Ex-President through Secretary General Dr Njogou Bah.

The Commission concludes that this property was purchased by the Government. The Commission does not find any justifiable reason for the Government to purchase what, in essence is commercial property, unless it was done at the request of the Ex-President and for his use. Government should take steps immediately to derive monetary gain from the property.

Estimated current value: D23,512,500

3.2. Kanifing Municipality

(2) Fajara Booster Station – Kissima Kabba Exchange⁷⁹



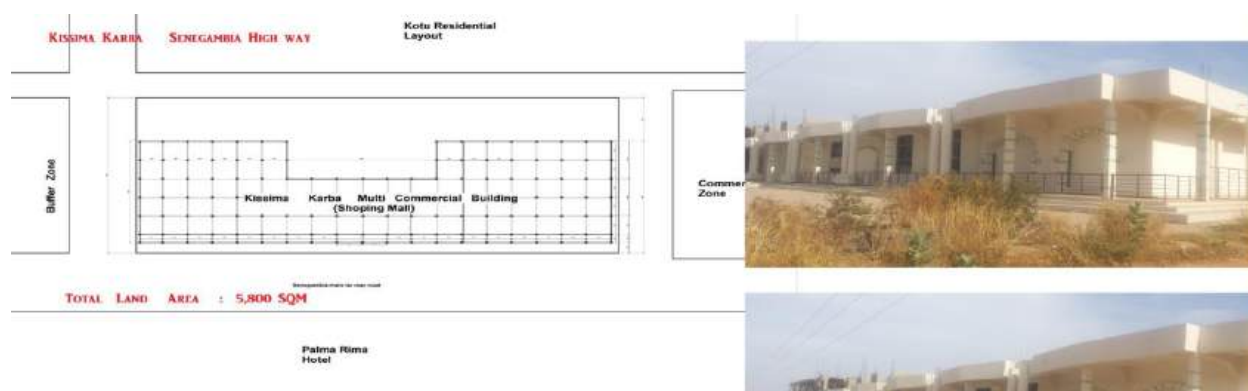
2129.55 Square metres

⁷⁸ Transcript of Lang Conteh dated 15th November 2017.

⁷⁹ Exhibit LL2A(19)

Leasehold property K80/1965. Previously owned by Baboucarr Majarra Njie/Alhaji Baboucarr Alieu Njie (deceased). Deed was apportioned among beneficiaries. Portion 'A' was inherited by Aji Yamoundaw Njie, Dawda Njie, Abdoulie Njie, EBrima Njie as beneficiaries pursuant to a deed of assent S.R. No.87/1996 Vol 59 CD and sold to Alhaji Kissima Kaba by deed of assignment S.R.No.493/2002 Vol.5KD.

The Ex-President entered into an arrangement with with Alhaji Kissima Kaba to exchange the property with land on Bertil Harding Highway/ Senegambia High Way, Kotu. Pursuant to the said arrangement, Alkhaji Kissima Kabba executed a deed of gift dated 25th January 2010 bearing S.R.No.51/2010 Vol.73 KD in favour of KFF in exchange for the leasehold property K94/2011 dated 15th February, 2011 measuring 5,800 Sq.Metres on Bertil Harding Highway, Kotu West Layout shown below:



Size:5800 Square Metres

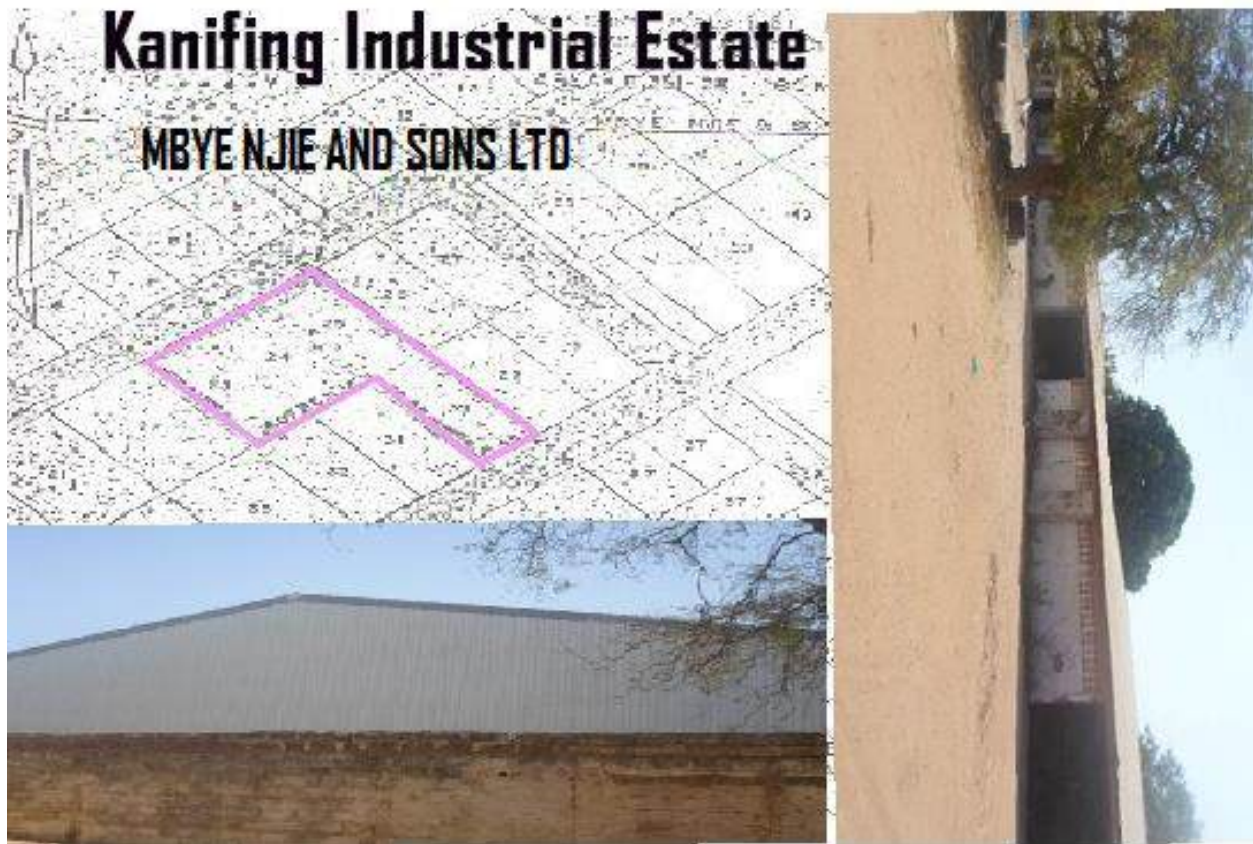
Subsequently, a letter was written by KFF dated 14th July, 2010 to the effect that it could not accept the gift. However, the deed of gift was not formerly revoked. ALhaji Kissima Kabba has admitted that there was an arrangement with the Ex-President to exchange his property in Fajara Booster Station with the land on Bertil Harding Highway but claims that the Ex-President promised to top him up D10 million⁸⁰.

The Commission concludes that the transaction between Mr Kabba and the Ex-President was in essence an exchange of State Land for Lease K80/1965. State Land is not vested in the President and he cannot legally enter into such a transaction. It is however clear that the Minister of Lands, Ismaila Sambou, allocated land to Kissima Kaba on the basis of the arrangement with the President and issued him with the lease S.R.No.K94/2011. Kissima Kaba has developed the leasehold land on Bertil Hading Highway into a shopping mall. Under the circumstances the Commission is of the view that it would not be equitable to rescind the arrangement.

Estimated Value of the Property at Fajara Booster Station: D15,500,000
Estimated value of the leasehold land (only) on Bertil Harding Highway is D22,800,000.

⁸⁰ Transcript of Alhaji Kissima Kabba dated 3rd October 2018.

(3) Kanifing Industrial Estate – Garage⁸¹



8361.28 Square metres. AMRC

Leasehold property K821/1990. Previously owned by Mbye Njie and Sons of 24 Hill Street. Seized by Assets Management and Recovery Corporation pursuant to a court judgment in a suit between Gambia Commercial and Development Bank and lessee. Property assigned to KFF without consideration. Deed of assignment S.R. No 233/2008 Vol.71/KD to KFF states in recital 7: “the transferee requested to be given title to the said property by virtue of a letter dated 18th March 2008 and the transferor has agreed to transfer same”. It was on this basis that the property was gratuitously assigned to KFF and possession of the property handed to KFF rent free.

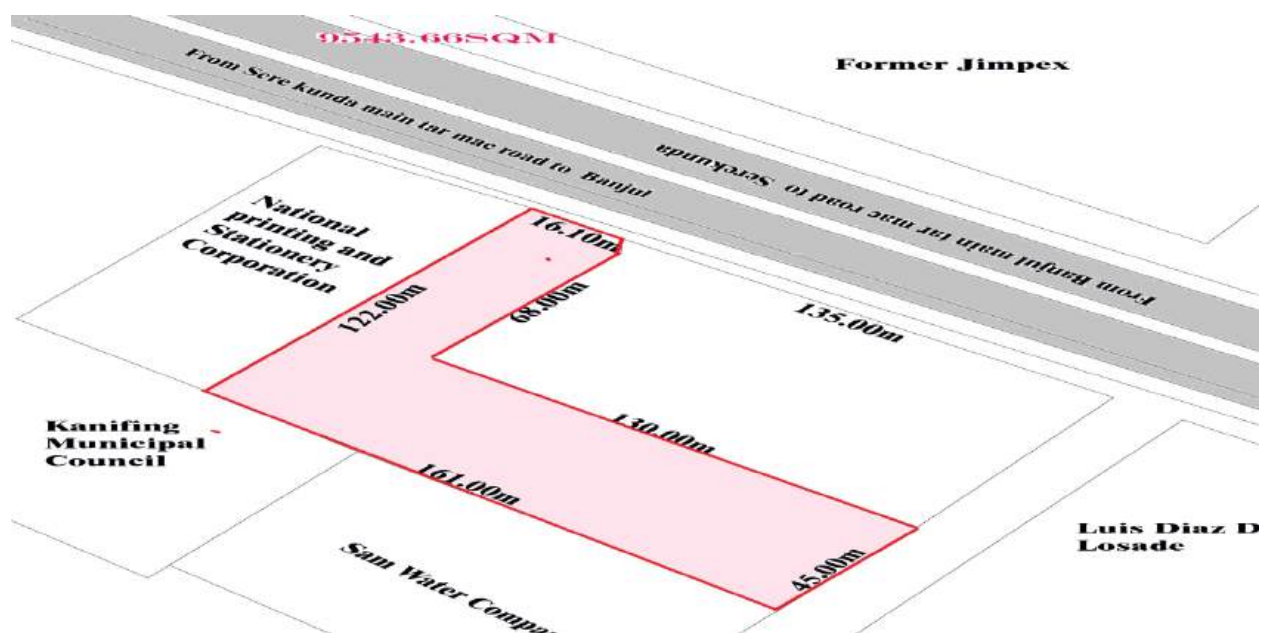
The assignment for the reasons stated is invalid and ineffective to transfer title from AMRC.

Property currently used as a State Guards Garage.

Estimated Current Value D20,722,000

⁸¹ Exhibit LL2A(22)

(4) Kanifing Industrial Estate⁸² - PART of K221/1985



Size: 9,543.66 Square metres. Portion of K221/1985 to Saihou Ceesay and Sons

Plot comprised in leasehold property. Previous Owner - Saihou Sisay and Sons Limited. Taken over by Government as part of the properties mortgaged to Gambia Commercial and Development Bank. By an agreement dated 11 April 2002 SR. No. 27/2002 Vol.19MD AMRC entered into a Conditional Sale of the above portion to Y2K(Gambia Ltd for D2,100,000. Y2K was represented by Mr. Amadou Samba and the Agreement witnessed by Tarek Musa as general manager. There is no evidence that the sale was completed.

This property was taken over by the Ex-President and used as a warehouse as of part of the properties seized by Ex-President Jammeh from Baba Jobe. By deed of assignment dated 25th March 2008 S.R. No. 232/2008 Vol71 KD the AMRC purported to assign the property to KFF the consideration is stated to be the "long possession of the leasehold without threat of contrary title nor challenge and the improvements carried out by the transferee on the lease."

The assignment of this property for the reasons stated is not valid. KFF was in possession with the full knowledge that the property belonged to AMRC and cannot therefore claim long possession. The sale is ineffective and the property should revert to the State

⁸² Exhibit LL2A(21)

3.3 Properties Taken From Baba Kajali Jobe

Baba Jobe was a Senior Assistant Secretary at OP. On 29th March 2004 he was convicted together with one Baba Kanteh (2nd Accused) & Youth Development Enterprises Ltd (3rd Accused) on 4 counts of Economic crimes contrary to section 5B of the Economic Crimes (Specified Offences) Decree No.16 of 1994, and 1 count of Obtaining credit by false pretenses contrary to section 291 of the Criminal Code⁸³ and sentenced to a total term of 9 years and 8 months and a fine of D24,633,395 owed to GPA and D65,477,145.63 owed to the Customs Excise Department within 6 months from date of judgment. It was further ordered in default of the said payments, his assets together with that of the 3rd Accused shall be forfeited to the State.

A Warrant of Forfeiture issued from the High Court dated 13th January 2005 directing the Sheriff to proceed with the forfeiture of the properties of the Baba Jobe and 3rd Accused on the grounds that they had failed to pay the fine as ordered⁸⁴.

Following the forfeiture Order the Ex-President issued a letter dated 27th December 2007 ref: PR/C/139/Vol.3(149) which stated as follows:

"I, Alhaji Dr. Yahya A.J.J Jammeh, hereby authorize Mr. Ousman Y. Bojang ..to transfer all the land properties both developed and un developed found throughout the Gambia to Kanilai Family Farms Ltd. These include all properties that Baba Jobe under Youth Development Enterprise fraudulently transferred into the names of his various relatives and properties that bear other peoples' names other than the above, ranging from Kanifing Municipl Council, Banjul City Council, Brikama Area Council to Lower River Region and any other part/region of the country.

The authorization gives him power to speak, act, and take all necessary action with regards to these properties on my behalf.

All those concerned are hereby requested to comply as well as assist in any way possible towards the discovery of all properties that have not yet been discovered and are still in other peoples' names. and his various relatives."

The letter was witnessed by Mr. Amadou Samba.

Pursuant to this letter, the Department of lands and Surveys approved the transfer of the properties below to the Ex-President or KFF.

The Commission investigators identified 23 properties seized/taken over by the Ex-President as property belonging to Baba K. Jobe. Some of these were in the name of Baba Jobe; others in the name of his family members, relatives, friends and other third parties connected to him.

⁸³ Cap 10 Vol 3 of the Laws of The gambia

⁸⁴ See Exhibit MS158A

(5) Kotu West layout - 192⁸⁵



651 Square metres- Former Asombi Bojang's Residence

Leasehold property. Lease K58/1995. Previously owned by Fatou Samba. Sold to Diallo Touray and assigned by deed of assignment S.R. No 139/99 Vol62 KD dated 18th May 1999. Resold to Momodou Fofana and assigned to him by deed of assignment S.R. No. 65/2001 Vol.64KD. Momodou Fofana is said to be a relative of Baba Jobe (deceased).

DLS relied on the Ex-President's letter of 27th December 2007 to approve the transfer of the property by deed of assignment S.R. No.658/2008 from Momodou Fofana to KFF on the 26th March 2008 for purportedly for D150,000.

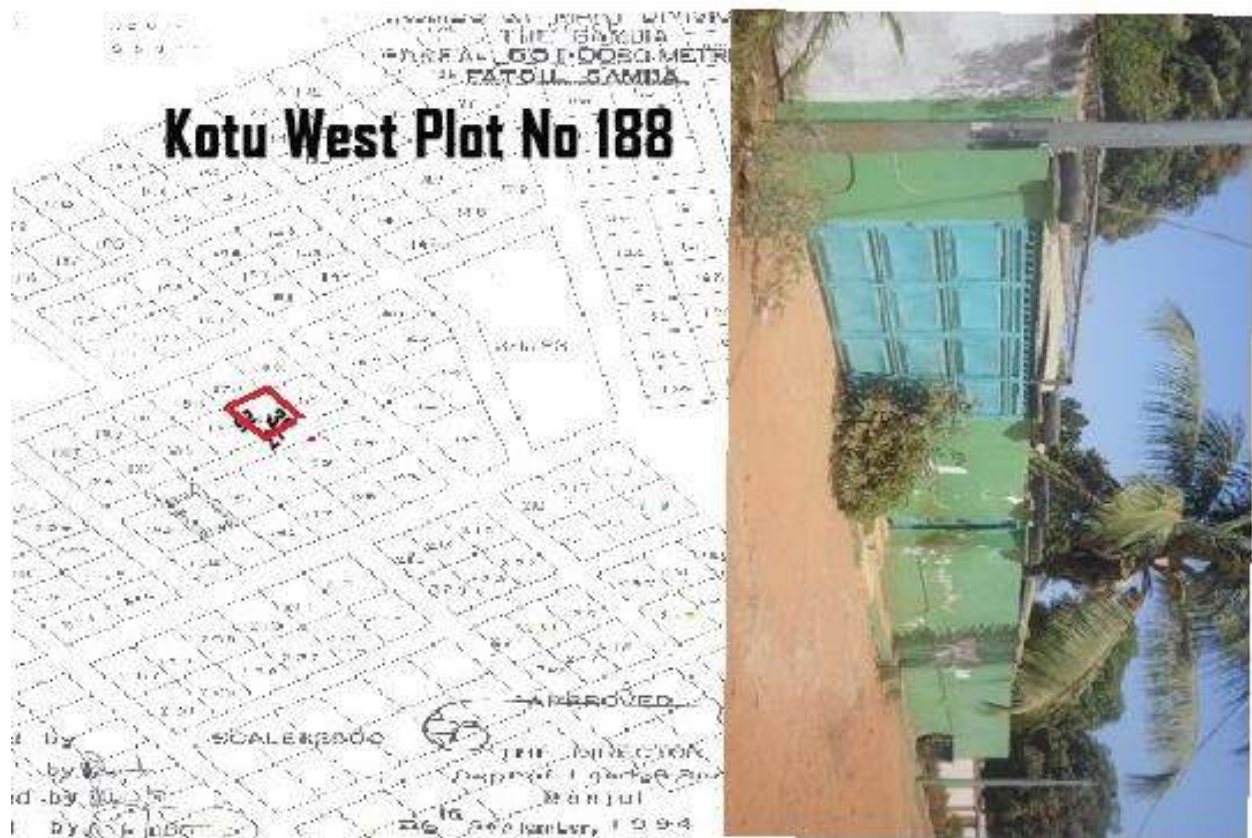
The property was occupied by Aja Asombi Bojang, mother of Ex-President until 2017. The Commission concludes that the property was seized by the Ex-President.

The property was seized and appropriated by the Ex-President.

Estimated current value D12,500,000

⁸⁵ Exhibit LL2A(23)

(6) Kotu Layout Kololi, Plot 188 K250/1982⁸⁶



690Sq.Metres - Purchase price D600,000

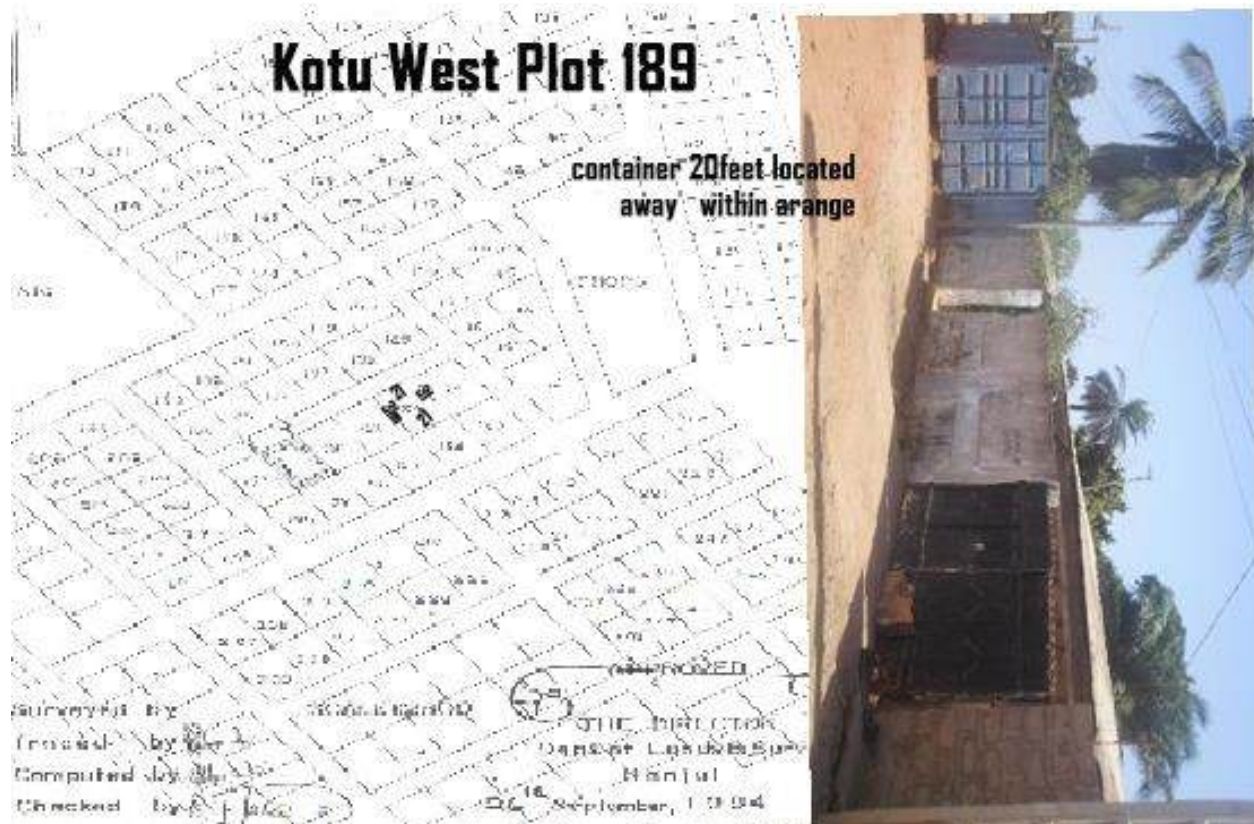
Leasehold property previously owned by Mohamed Kebbeh of 21 Picton Street, Banjul. Sold to Baba Jobe by agreement dated 7th January, 1998 and assigned to Tida Jobe by deed of assignment S.R. No.313/2000 Vol.63 KD.

DLS relied on the Ex-President's letter 27th December 2007 ref: PR/C/139/Vol.3(149) from Ex-President to approve the transfer of the property by deed of assignment S.R.No.661/2008 Vol.71 KD from Tida Jobe to KFF on the 26th March 2008 for purportedly D600,000.

The property was seized and appropriated by the Ex-President.

⁸⁶ Exhibit LL2A(24)

(7) Kotu Layout Kololi, Plot 189⁸⁷



Plot 189 Kotu West layout. Property belonged to the late Baba Jobe taken from Baba Jobe and put under the the control of Aja Asombi Bojang. The records for the property could not be found.

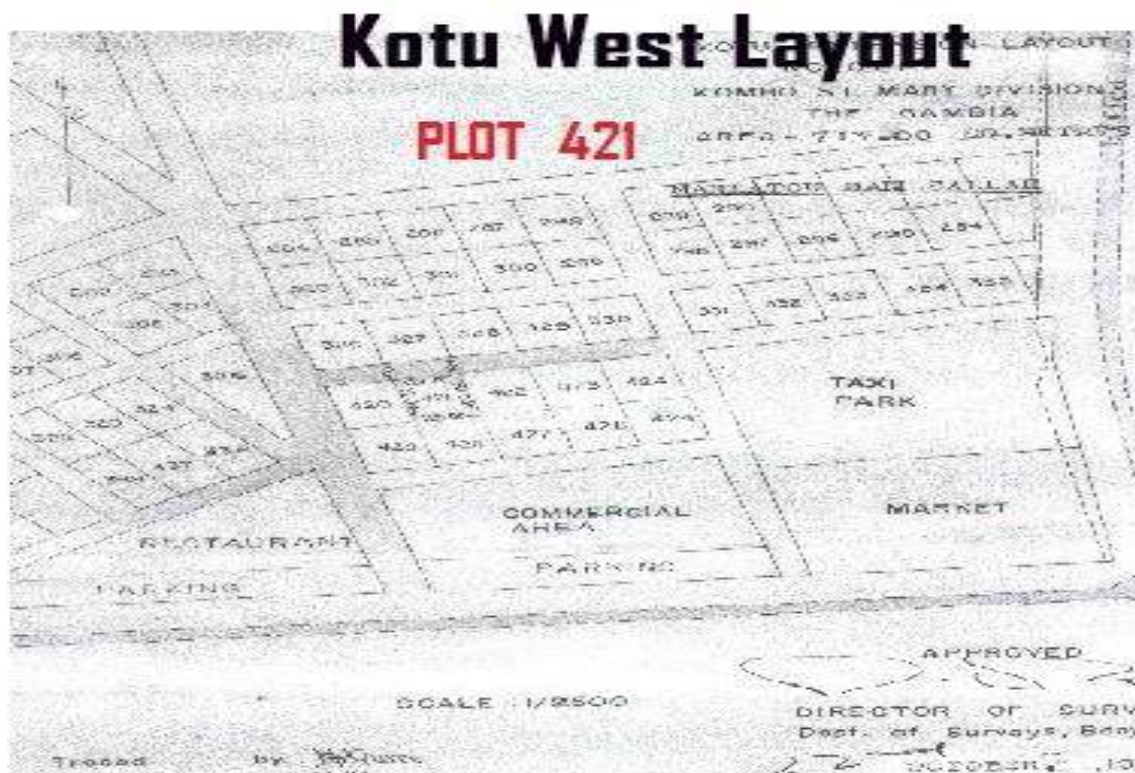
The investigations showed that the property was occupied by persons who said they were relatives of Aja Asombi Bojang.

Commission concludes that the property was seized by the Ex-President.

Estimated Current Valued: D3,725,000.

⁸⁷ Exhibit LL2A(24)

(8) Kotu Sillo – Kotu West layout⁸⁸



713 Square Metres -

Leasehold property. Plot No. 421 Kotu West layout. Lease K70/1987 granted to Mariatou Bah Sallah. Permission to transfer to Bully Jawara granted on the 28th June 1990. The property was Re-entered on the 6th February 1990 for breach of covenant to develop. It was thereafter allocated and leased to Baba Jobe on the 24th October, 2001. (Registered lease in the name of Baba Jobe not found). The Ex-President took over possession of property.

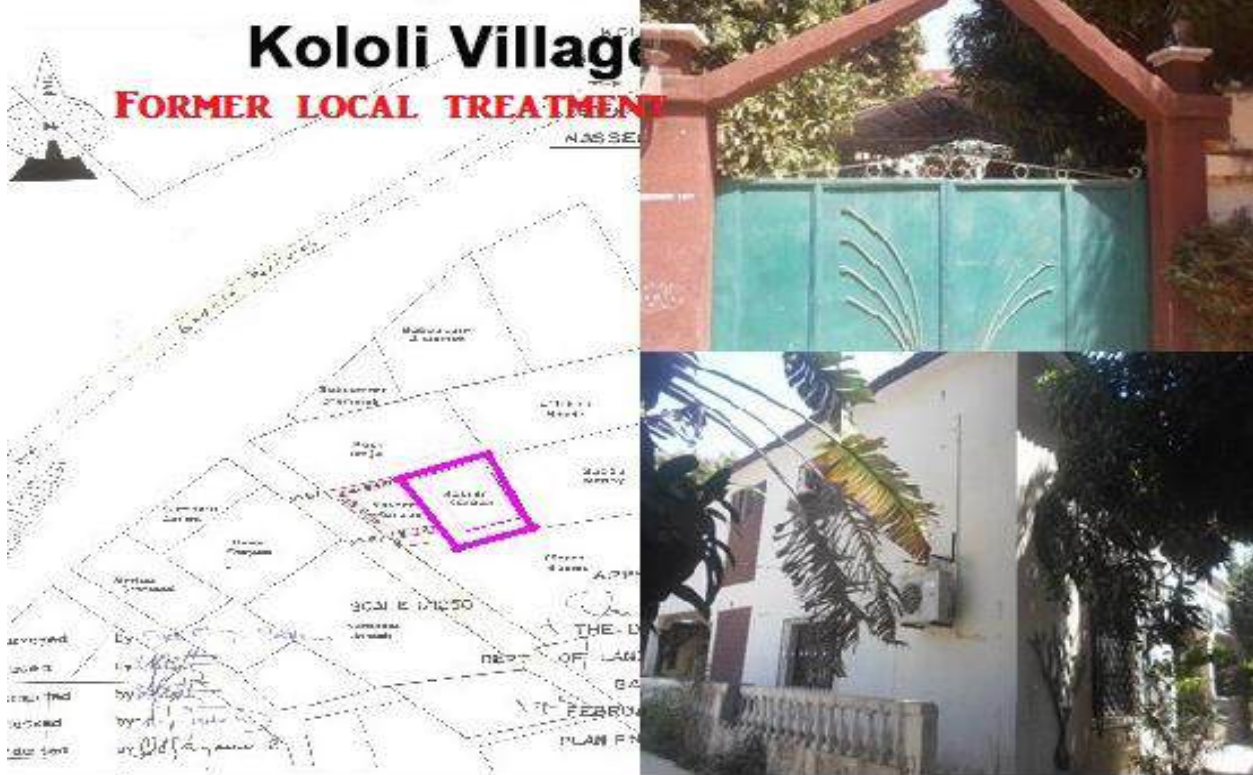
Property claimed by Alagie Jawara who claims to have purchased the property from his brother Bully Jawara. The Commission however notes that he never took steps to challenge the re-entry since 1990.

The Commission concludes that the property was seized by the Ex-President. The Commission is also of the view that Alagie Jawara's claim is not maintainable.

Estimated Current Valued: D6,700,000.

⁸⁸ Exhibit LL2A(26)

(9) Kololi-⁸⁹ (2 Plots below)



Size: 750 Square metres K92/1998

(10) Kololi-⁹⁰



Size: 750.08 Square metres.

K93/1998

⁸⁹ Exhibit -LL2A(27)

⁹⁰ Exhibit -LL2A(27)

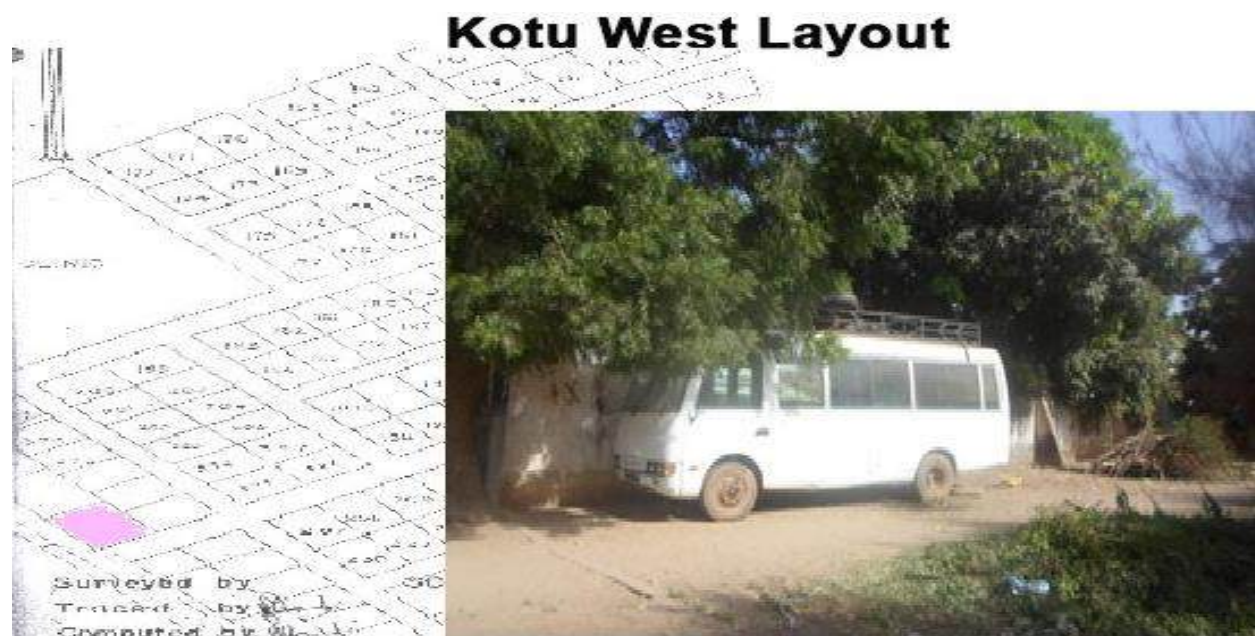
2 Leasehold properties. Previously owned by Nasser Karaan under Leases dated 16th March 1998 SR.No.K92/1998 & K93/1998. Property assigned to Mariama Jobe (daughter of Baba Jobe) by deed of assignment S.R. No. 554/2001.

DLS relied on the letter dated 27th December 2007 from Ex-President to approve the transfer of the properties to KFF. Same was again assigned by Nasser Karan by deed of assignment S.R. No.657/2008 Vol.71 KD to KFF on the 26th March 2008 for purportedly D250,000.

Commission Concludes that the properties were seized and appropriated by the Ex-President.

Estimated current value:

(11) Kotu Extension Layout⁹¹



9543.66 Square metres- K12/1987

Leasehold Property. Previously owned by Momodou Gassama of 79 Lancaster. Assigned to Abdou Wahab Kaira by deed of assignment said to be dated 3rd August 1993. Assigned by Abdou Wahab kaira to Lamarana Jallow by deed of assignment S.R. No.299/1996 Vol.56KD. Sold by Lamarana Jallow to Teeda Jaiteh of Kotu wife to Baba Jobe by deed of assignment S.R.No.3/2000 Vol.63KD dated 16th November 1999

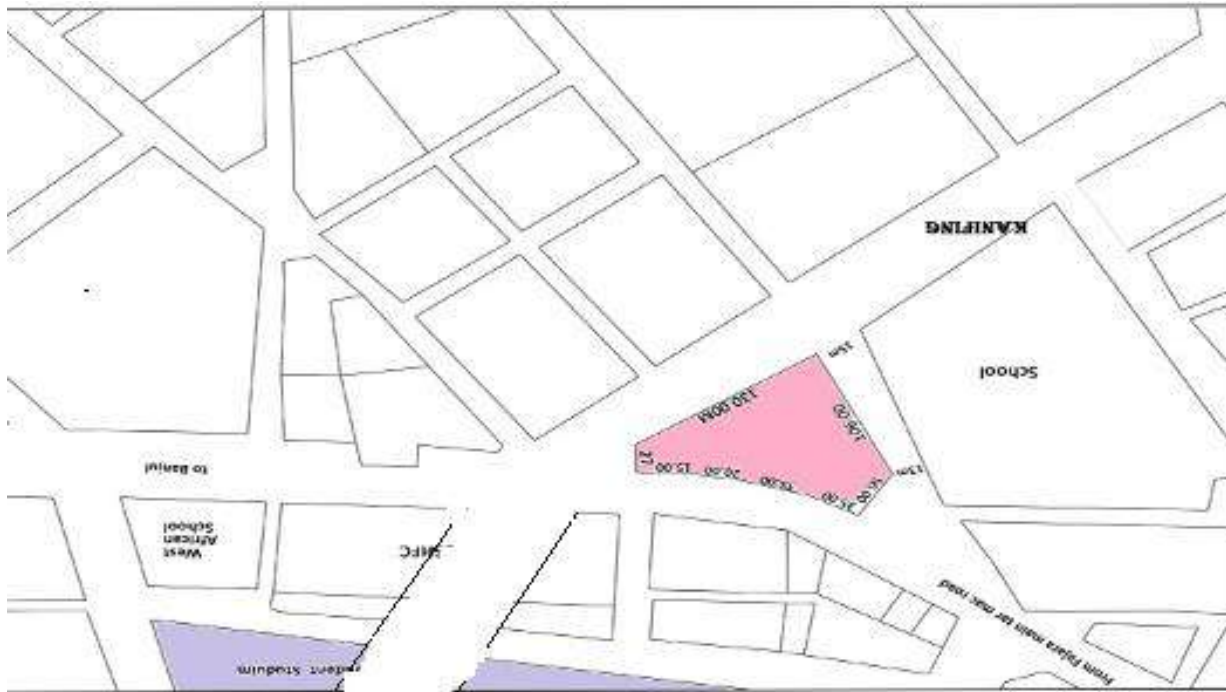
The property was in the possession of the Ex-President.

Commission Concludes that the property was seized by the Ex-President.

(To be valued)

⁹¹ Exhibit LL2A(38)

(12) Brusubi Phase 2 - (Turn Table)⁹² - KOMBO NORTH



8255.06 Square metres.

Plot of land S.R.No.461/2003 Vol.66 KD being a commercial plot at the Brusubi (Turn Table)-within Brusubi Phase 2. The Plot was sold and assigned to Baba Jobe by SSHFC for D800,000.00.

The property was purportedly assigned by Baba Jobe to KFF by deed of assignment S.R.No.660/2008 Vol.71 KD dated 26th March 2008 for the same sum of D800,000.00. The deed of assignment appears to be signed by Baba Jobe. The evidence before the Commission is that Baba Jobe was in Mile 2 Prisons at the time.

The Commission concludes that the property was seized by the Ex-President.

(13), (14), (15), (16) Kerr Serign Njagga⁹³

⁹² Exhibit LL4A9



The property comprises 4 plots of land fenced together. Previously owned by Banta Kaira and Awa Kaira. Sold to Baba Jobe and transferred to his children Suleiman Jobe, Lamin Jobe by deeds of assignment respectively bearing SR Nos 64 and 65/2002 Vol.21PD for stated prices of D70,000 each. Other customary documents suggest that the part of the property was also transferred to Mariama Jobe, Fatou Jobe, and Sutay Jobe, all children of Baba Jobe.

Property was in the possession of the Ex-President. According to Banta Kaira he sold the property to Baba Jobe for D1million and transferred it to his children Lamin Jobe, Fatou Jobe, Sutay Jobe and Mariama Jobe. There are local transfers in the name of Sutay and Mariama Jobe. While detained at Mile II Prisons Banta Kaira said he signed a transfer of the property to KFF under duress.

The Commission concludes that the Property was seized by Ex-President.

⁹³ Exhibit LL4A(10)

(17) Kerr Serign Njagga⁹⁴



Size:

Leasehold property. Lease DI 35/L891. Previous owner was A.B.M. Ceesay. Assigned to Dodou Jobe by deed of assignment S.R. 67/1999 Vol.17PD. Further assigned to Buramanding Fofana by deed of assignment S.R.70/2000 Vol.18PD. DLS relied on the letter dated 27th December 2007 from Ex-President to approve the transfer of the property to Alh. Dr. Yahya AJJ Jammeh by letter dated 7th February 2008 Ref: DI.35.L891/(34).

Property was in the possession of the Ex-President.

Commission Concludes that the Property was seized by the Ex-President and appropriated to himself.

⁹⁴ Exhibit LL4A(19)

(18) Kerr Serign⁹⁵



Size: 817.50 Square metres.

This property is one storey building said to have been taken from Baba Jobe. It is occupied by one Modou Camara.

The investigations concluded that it is one of the properties seized by the Ex-President. The Commission does not find the investigation as to title conclusive. Further investigation is required.

⁹⁵ Exhibit LL4A(13)

(19) Bijilo⁹⁶

NO 907 – Plan not yet available.

Owned by Baba Jobe pursuant to deed of assignment S.R.No. 461/2003 Vol.66KD. Assigned to KFF by deed of Assignment S.R. No.660/2008 Vol.71KD.

Property consists of a Storey building all occupied by people who told the investigators that they were put in possession by Pa Ousman Bojang and one Saul Jammeh. The Commission concludes that this property was seized by Ex-President from Bab Jobe.

(20) & (21) KULORO Village⁹⁷ - KOMBO CENTRAL



Size: 17.40 Hectares

2 properties of irregular shape. Previously owned by Bakary Jalang Sonko. By a letter dated 9th September 2002, Bakary Jalang Sonko and family agreed to give their family land situate along Kulikuli River with the western part towards Mandinaba to Hon. Baba Kajali Jobe of Karantaba Land measuring 228 x 126 x 95 x 91x43x130 metres.

⁹⁶ Exhibit LL4(23)

⁹⁷ Exhibit LL5A(6)

By another Letter dated 17th April 2003 one Youlie Jarju also transferred family land to Hon. Baba Jobe witnessed by Morio Jarjue and endorsed by Alkalo Nyonkoling Saidy and the Seyfo Alh. Nfansu Jung Conteh.

Properties allegedly taken over by Ex-President. No documents of transfer have been found by the investigators.

Tida Jobe (wife of Baba Jobe) has confirmed that these properties were taken from Baba Jobe by the Ex-President.

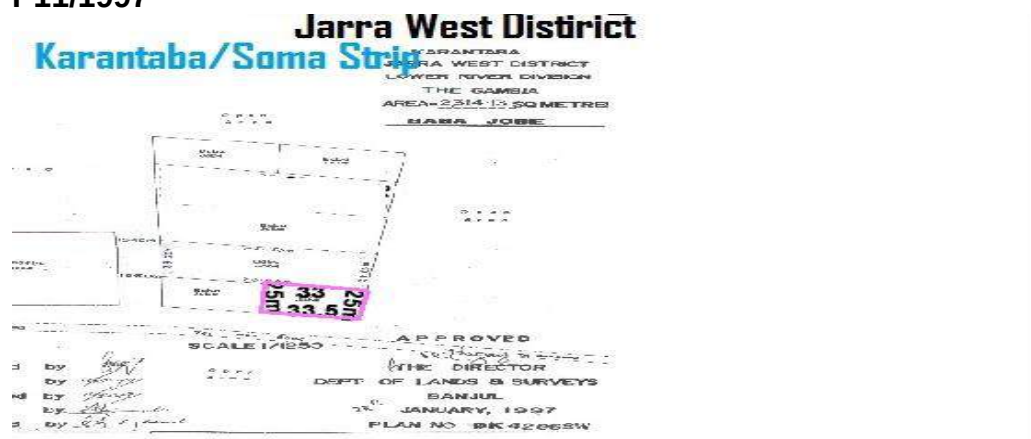
The Commission concludes that these properties were seized by the Ex-president as part of the assets of Baba Jobe taken over by him.

(22), (23), (24), (25), (26) Karantaba⁹⁸ JARRA WEST - LOWER RIVER REGION

Size: 2,314.13 Hectares

This is a Layout of 5 properties. 5 Leases respectively dated 20th March 1997 were issued to Baba Jobe adjacent to each other for 99 years. Tida Jobe has claimed this is family property wrongly taken by Ex-President Jammeh from Bab Jobe:

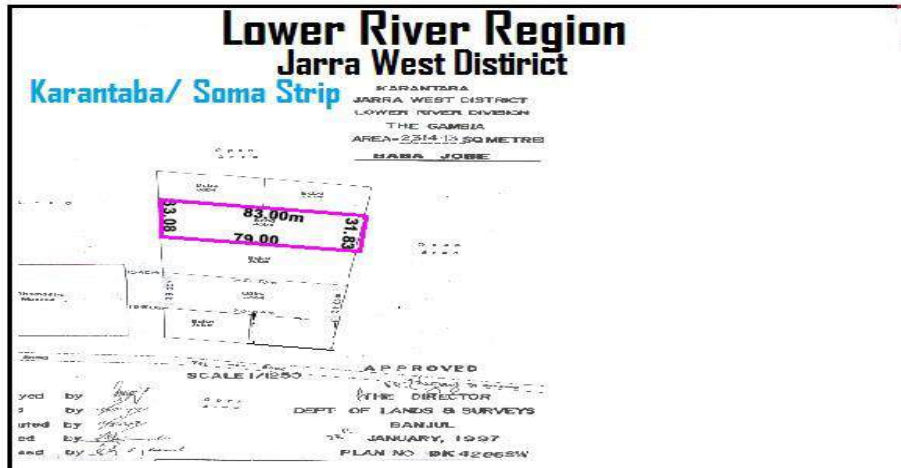
P11/1997⁹⁹



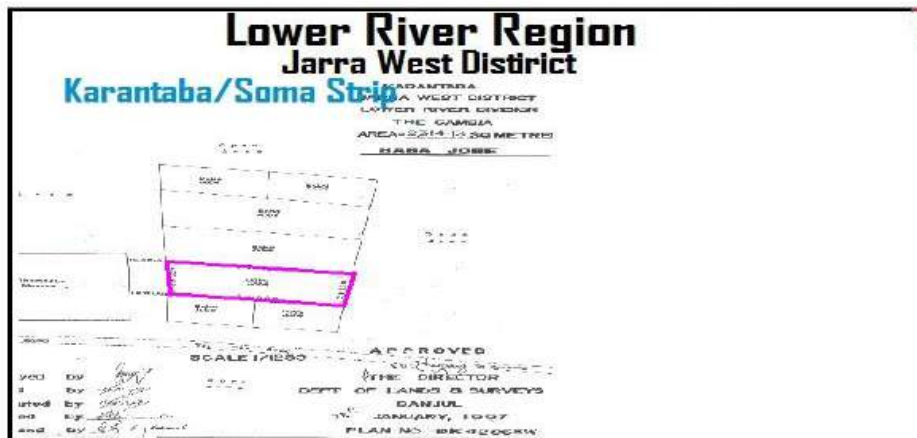
⁹⁸ Exhibit LL7A(1)

⁹⁹ Exhibit LL7A(1)

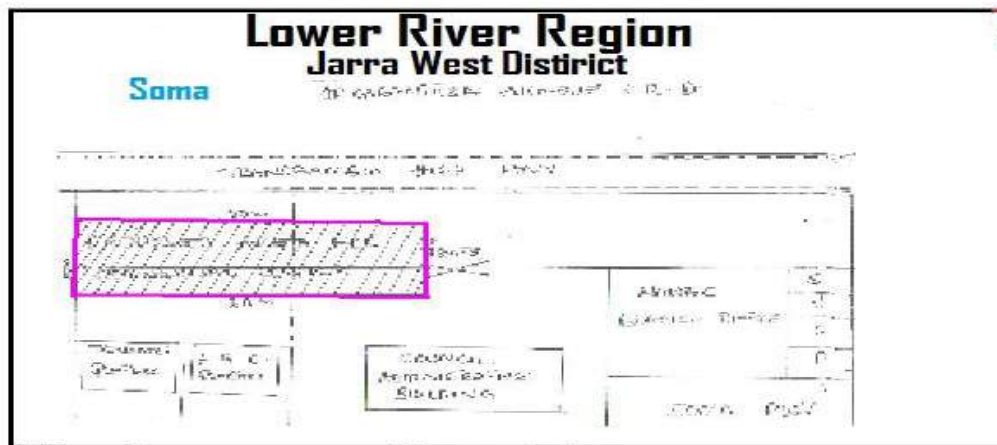
P13/1997



P15/1997



P18/1997



P17/1997

(27) SOMA Town¹⁰⁰



While this process was ongoing Baba Jobe commenced construction of the complex which is substantially completed and ground floor is occupied. A Tenancy agreement was entered into between Baba Jobe and Trust Bank Ltd. dated 28th October, 2003 for \$18,500 per annum.

Tida Jobe in a statement to the Commission claims that a 5-year advance rent of D2,960,000 was collected by Ex-President Jammeh. Property comprises 9 stores on ground floor. First Floor is yet to be complete. Mansa Konko Area Council also claims the property.

Commission finds that the Mansa Konko Area Council intended to lease the property to Baba Jobe and there was a binding agreement for a lease. Such a lease would have been for 99 years.

Mansa Konko cannot rescind the lease.

100 Exhibit LL7A(2)

The Commission concludes that the property was seized by the Ex-President as part of the assets of Baba Jobe taken over by him.

3.5. North Bank Region

A. LOWER NIUMI

(28) Essau¹⁰¹



Size: 398.15 Sq.Metres or 1274

Lease P12/2008. Allegedly previously owned by one Munjurr Bah a marabout from Guinea Bissau who fell out with the Ex-President. Property confiscated by Ex-President.

The property was subsequently Leased to Dr. ALh. Yahya AJJ Jammeh by the Lower Niomi district authority on the 8th April 2008, approved by Commissioner and Minister. Lease endorsed by Alkalo of Barra Kenbugul Faye.

The DLS file does not show any customary title in the Ex-President on the basis of which a lease could be issued to him.

The lease was approved by Commissioner and Minister.

The Commission concludes that the information that the property was seized is credible. The person from whom the property was seized could not be verified.

¹⁰¹ Exhibit LL8A(3)

(29) Barra¹⁰² - P12/2007



Size: 1,379.70 Sq.Metres

Leasehold property. Investigations indicate that the property was previously owned by one Munjurr Bah a marabout from Guinea Bissau who fell out with the Ex-President and returned to Guinea Bissau. The property was allegedly confiscated by the Ex-President. A lease was granted to Dr. ALh. Yahya AJJ Jammeh by the Lower Niumi district authority by lease P20/2007 dated 8th April 2008. Lease was endorsed by Alkalo of Barra Kenbugul Faye. The DLS file does not show any customary title in the Ex-President on the basis of which a lease could be issued to him. The lease was approved by Commissioner and Minister.

The Commission concludes that the information that the property was seized is credible. The person from whom the property was seized could not be verified.

¹⁰² Exhibit LL8A(4)

3.5 Findings and Recommendations

Of the properties seized or taken into possession by the Ex-President, 1 belongs to the State. 14 were transferred to KFF, 2 transferred to the Ex-President in person, and 13 were in his possession but documents of transfer in his name were not found.

(1) **11 Russel Street Banjul**

This Property was purchased by the Ministry of Finance and belongs to the Government. The occupation of the Premises by KGI is an unlawful appropriation of Government resources. The Government is entitled to rent for such occupation from date of purchase from June 2009 when it was purchased.

(2) **Leasehold property K80/1965 – Kissima Kaba**

The transaction which underlies the gift of this property to the Ex-President is invalid as the Ex-President had no power to exchange State land for any property. The Minister of Lands cannot validly issue a lease on such an arrangement. However, Kissima Kabba has made substantial investment on the land and it would not be equitable to set aside the lease. The property obtained by the Ex-President from Kissima Kaba should be confiscated and sold as property obtained by an unlawful exchange of public land.

(3) **Kanifing Industrial Estate – Garage- K821/1990**

AMRC cannot assign property vested in the corporation except by sale for valid consideration. The Commission finds that the assignment to KFF is ineffective to transfer ownership to KFF. The assignment is invalid and should be rescinded.

(4) **Kanifing Industrial Estate - K221/1985**

AMRC cannot assign property vested in the corporation except by sale for valid consideration. The Commission finds that the assignment to KFF is ineffective to transfer ownership to KFF. The assignment is invalid and should be rescinded.

3.7. BABA JOBE PROPERTIES

23 properties were taken from Baba Jobe directly or from his family members, relatives and other third parties. The Commission found that:

- (1) All Baba Kajali Jobe's properties were forfeited to the State by Order of the High Court. The Order not having been set aside, still subsists. The properties belong to the State by virtue of the other.
- (2) Further, Baba Kajali Jobe has been found by this Commission to have illegally taken from Central Bank accounts at least **USD7,824,957.58 and D69,441,485** jointly and severally with the Ex-President. Even apart from the Forfeiture Order of the High Court, it is the Commission's finding that the State has a lien over all the properties seized by the Ex-President to the extent of Baba Jobe's liabilities to the State.

- (3) The Ex-President does not have any rights over the properties of Baba Kajali Jobe. His seizure of these properties is unlawful and all deeds registered pursuant to the Ex-President's letter dated 27th December 2007 are also not valid.

Kerr Serign Njagga (18)

- (4) Investigation into the ownership of the single Storey Building occupied by Modou Camara is not conclusive. Further investigation is required.

Soma Building – Mansa Konko Area Council (27)

- (5) There was a valid agreement with the Mansa Konko Area Council to lease the Soma property to Baba Kajali Jobe. It is Commission's view that the agreement is binding. Baba K. Jobe developed the property based on the said agreement. The Agreement cannot be set aside after it has been executed. The Soma Property therefore forms part of the assets of Baba Kajali Jobe forfeited to the State as per the said Court Order. Even apart from the forfeiture Order, the State has a lien over these properties to the extent of Baba Jobe's liabilities to the State.

2 Essau & Bara Properties (28 & 29)

The Commission could not establish any previous ownership of the 2 properties by Munjur Bah. Lease for both have been granted by the lower Niumi District Authority to the Ex-President. Munjur Bah has not submitted any claim to the properties.

The properties should form part of the Ex-President's properties and dealt with accordingly.

3.8 RECOMMENDATIONS

- (1) All the following properties belong to the State and should be sold by public auction and proceeds paid into the consolidated revenue fund:

1. 11 Russel Street Banjul (1)
2. Leasehold property K80/1965 – Kissima Kaba (2)
3. Kanifing Industrial Estate – Garage- K821/1990 (3)
4. Kanifing Industrial Estate - K221/1985 (4)
5. Essau Property - P12/2008 (28)
6. Barra Property- P20/2007 (29)

- (2) 22 out of the 23 properties seized from Baba Kajali Jobe shall be sold by public auction and the proceeds of sale applied to the payment of monies for which Baba

Kajali Jobe is found to be liable in this Report, notwithstanding the forfeiture Order of the High Court.

7	Plot 192 Kotu West Layout –K58/1995	Momodou Fofana/Baba K. Jobe
8	Plot 188 Kotu West Layout- K250/1982	Baba Jobe
9	Plot 189 Kotu West Layout -	Tida Jobe
10	Plot 421 Kotu West Layout - K70/1987	Baba Jobe
11	Kololi Village - K92/1998	Baba Jobe
12	Kololi Village K93/1998	Teeda Jaiteh
11	Kotu Extension Layout - K12/1987	
12	Brusubi- Phase 2 (Turn Table)- S.R.No.461/2003 Vol.66 KD	Baba Jobe
13- 16	Kerr Serign Njagga- SR Nos 64 and 65/2002 Vol.21PD and other – 4 Plots	Baba Jobe/Children
17	Kerr Serign - S.R. 67/1999 Vol.17PD	Baba Jobe
19	Bijilo -. S.R. No.660/2008 Vol.71KD	Baba Jobe
20 &20	Kuloro Village (2 properties)	Baba Jobe
22- 26	Karantaba (5 Leases)	Baba Jobe
26	Soma – Mansa Konko Area Council	Baba Jobe

(3) Investigations into the ownership of the Storey Building occupied by Modou Camara situate in Kerr Serign Njagga should be continued and completed

(4) The proceeds of sale of the Essau and Bara properties shall be held in trust for 6 years with effect from the 22nd January 2017 pending any judgment in respect of same.

CHAPTER - 4

PUBLIC LAND GRANTS BY THE STATE AND DISTRICTS TO EX-PRESIDENT JAMMEH OR HIS COMPANIES

The power to grant leases of land depends on the location of the land. The State may grant leases to individuals in accordance with applicable laws, which include the State Lands Act¹⁰³, the Lands (Regions) Act¹⁰⁴, the Gambia Tourism Board Act (or preceding legislation) customary law, and the procedures of the land institutions¹⁰⁵.

The Commissions investigations revealed that the Ex-President directly and through Kanilai Family Farms was given free allocations and leases of public lands by the Ministry of Lands, and the district authorities in every Area and Region in the country.

This Chapter presents the Commission's investigations on public lands grants/leases to the Ex-President in two parts:-

- A - Tourism Development Area (TDA) Leases; and
- B - Other State and Districts Leases.

4.1. Tourism Development Area (Tda) Lands

A. OVERVIEW

The TDA is a Land Use zone that is earmarked primarily for the promotion of tourism related activity. The first TDA was created in 1970 on the Atlantic Sea front 800 metres from the high-water mark and stretching from Kololi Point to the Allahein Bolong in Kartong. Because this area fell within the Provinces/Regions and the jurisdiction of the district authorities, the whole area was leased to the Government by the district authorities of Kombo North and Kombo South in 1970¹⁰⁶.

In 1997 8 other TDA's were identified by the Tourism Development Master Plan 2007¹⁰⁷. These 8 TDA's are yet to be planned and mapped. Therefore, the only TDA taken into account by the Commission in this Report is TDA1 (West Coast) in respect of which the Government enjoys a leasehold title. In 2015 Government extended TDA 1 to

¹⁰³ Cap.8.1 Laws of The Gambia

¹⁰⁴ Cap.8.02 Laws of The Gambia

¹⁰⁵ Land institutions are the Ministry of Lands and Local government, Department of Lands and Surveys, Department of Physical Planning and Development Control, District Authorities, and Gambia Tourism Board.

¹⁰⁶ Lease S.R. No..P18/1970. The Registrar General has not been able to find a copy of the lease.

¹⁰⁷ See Exhibit MS 338

Kanifing Municipality, from Kololi Point to Fajara, in a new lease S.R. No. K226/2015 granted to GT Board.

Each TDA has a differentiated and themed product based on 'projected future market demand'. TDA1 is zoned into 5 Action Areas. Each Action Area has recommended project types based on their unique characteristics as follows:

Action Area	Geographic Coverage	Recommended Project Type
1	Cape Point to Kololi	improved Urban Environment consolidation of development
2	Bijilo Forest Reserve to Tanji Bird Reserve	Integrated existing development
3	Tanji to Sanyang	Resort Residential Developments
4	Sanyang to Gunjur	Luxury Golf Resort
5	Gunjur to Kartong	Ecotourism theme resorts

The Commission notes that the land area comprised in TDA1 is a leasehold title, and the only way Government can transfer any rights to any part of the land to a third party is by assignment or by the creation of a sub-lease. The Commission was informed that all valid grants of TDA land are, in fact, made by way of a sub-lease from Government and for tourism development purposes only. The Commission finds that this practice is consistent with the title vested in the State over TDA1.

The Commission has adverted its mind to the different statutes setting up the Gambia Tourism Board and its predecessor the Gambia Tourism Authority, which have been amended and replaced several times and does not find them particularly helpful in resolving issues of ownership.

The TDA is also not a continues block of land. In the Kombo South the TDA takes into account and excludes Old settlements in existence before the TDA lease was granted in 1970. These, primarily, affects a small area in Howba and Kajabang. Thus, a person who proposes to acquire land that falls within the TDA, otherwise than from the GT Board, is well advised to find out first whether such land is within an Old Settlement. If it is not, any acquisition other than from the GT Board is void. The Commission has been informed that the old settlements are well identified. The TDA also takes into account other uses e.g. forests, bird reserves and other wildlife parks and fishing areas. These are also marked.

The proper procedure for obtaining TDA land commences with the submission of an application to GT Board and it is only when an allocation is obtained from the GT Board and the terms of the allocation are met that the GT Board requests the Minister of Lands

to issue a Sub-Lease to the applicant. Thus, a sub-lease is not supposed to be issued until the land is developed.

The Commission reviewed leases held by the Ex-President for land in the TDA and investigated the acquisition of TDA land by him generally by local government area.

B. Kanifing Municipality

(1) Kotu Point – DJEBE HOTEL JUNCTION Kanilai Cultural Centre- K355/2009¹⁰⁸



Size: 6.10 Hectares.

Free allocation of public land.

TDA land. Located from Djembe Beach road junction towards Palma Rima Hotel. Lease K355/2009 dated 23rd June 2009 was issued to **Kanilai Farms Cultural Centre** of Kotu Point for the purpose of a Cultural Centre for 99 years with effect from 1st May 2009 issued by Minister Ismaila Kaba Sambou. Lease signed by Ex-President.

The Registrar of does not have a record of an entity called Kanilai Farms Cultural Centre.

The DG GTB Abdoulie Hydara has confirmed to the Commission that the GTB Board was not involved or consulted in the allocation or leasing of this land to the Ex-President. There is, in fact, no evidence of GTBoard involvement in the allocation and subsequent leasing of the land to the Ex-President.

The Department of Lands file shows a Minute (5) from director of lands to DPS(Technical) which states the following: *“You will recall that this is a directive from*

¹⁰⁸ Exhibit LL2A(5)

the President's office communicated to us by the Hon. Minister". This minute appears to be the basis for the lease of the land to Kanilai Farms cultural Centre. The file does not show any record of an application for the lease.

The Commission concludes that this is an illegal lease of TDA land to the Ex-President at his own directive and is a land grab by him. Being an illegal acquisition of public land, the lease should be rescinded.

C. West Coast Region

A. KOMBO SOUTH

(2) KARTONG Touray Kunda¹⁰⁹



Size: 10.60 Hectares

TDA Land. Lease K370/2015 dated 31st August 2015 was issued to Sheikh Prof. Dr. Alh. Yahya A.J.J Jammeh for 99 years with effect from 1st August 2015 for multi purposes use by Minister Momodou Aki Bayo. It was signed by the Ex-President. This land is claimed to have been given to the Ex-President by customary owners. The Commission found no record of it. The lease is within the boundaries of the TDA and does not fall within an Old Settlement.

The DG GT Board has indicated that they do not know how the Ex-Preseident came to obtain the property as they have no record that a lease was granted to him.

¹⁰⁹ Exhibit LL3A(4)

The Commission concludes that this is an illegal lease of TDA land to the Ex-President and is an attempted land grab by him. Being an illegal acquisition of public land, the lease should be rescinded.

(3) Kartong Folonko¹¹⁰



Size: 277.58 Hectares

TDA land. Lease K375/2015 dated 31st August 2015 was issued to Sheikh Prof. Dr. Alh. Yahya A.J.J Jammeh for 99 years with effect from 1st August 2015 for multi purposes use by Minister Momodou Aki Bayo.

Alh Demba Jabang Alkalo of Kartong by statement dated 5th October 2017 states that between 2012-2013 the village elders gave the land known as Berekuntu to the former President so that he would develop same like Gunjur mosque because it was an ancient place of worship. There is an allocation letter dated 14th May 2013 allocating the Ex-President “538mx520mx433m x557mx300x315and 624 meters respectively” thumb-

¹¹⁰ K370/2015

printed by Bai Touray, Yahya Jabang, Malifu Sumaila Gibba and Ousman JJabang Gibba stamped by Alkalo and witnessed by Chief Ajeh Janneh.

The area may have been used for worship but it falls within the TDA lease. The State cannot allocate a direct lease to anyone as it holds a lease itself. The State may allocate a sublease for a lesser term that it held and only through the GTBoard. Customary owners of the land cannot allocate the land in the area while the GTboard Lease subsists.

The Commission concludes that this is an illegal lease of TDA land to the Ex-President and is an attempted land grab by him in abuse of his power as president. Being an illegal acquisition of public land, the lease should be rescinded.

(4) Kartong Jambaring¹¹¹



12.36 Hectares.

TDA Land. Lease K377/2013 dated 31st August 2015 to Sheikh Prof. Dr. Alh. Yahya A.J.J Jammeh. For 99 years with effect from 1st August 2015 for multi purposes use by Minister Momodou Aki Bayo. Signed by Ex-President. The GT Board was not involved in the allocation.

The Ex-President was purportedly allocated this land by the community of Kartong.

¹¹¹ K370/2015

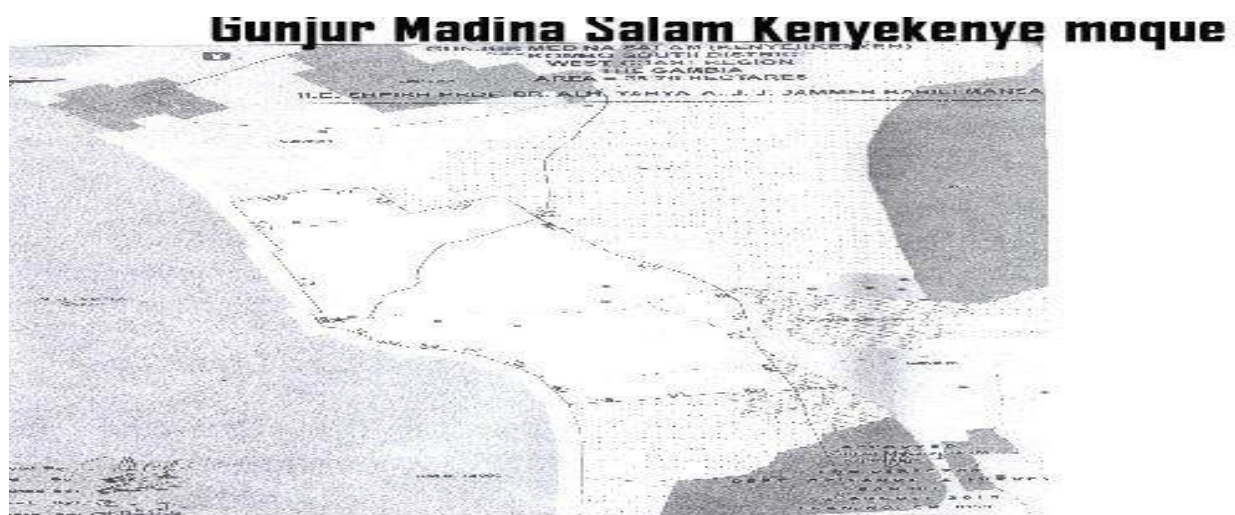
The Commission notes the following documents produced to the investigators with one sketch plan.

Land ownership transfer Agreement dated 17th November 2007 signed by Alhaji Demba Jabaring Alkalo as transferor which states that land measuring 150 x100 metres square was owned by the Ex-President at Manjakie Kunku transferred to him by the Alkalo. Confirmation of Plot of land at Kartong Village dated 5th May 2013 to the effect that the following clans confirm giving land to Ex-President- Demba Jabang, Keba Kutu Jabang, Madifeh Jatta, Ansu Kutu Manneh, Yahya Jabang and Fasekou Touray- Confirmed by the Alkalo Demba Jabang and witnessed by Ousman Jaban and Sheriff Ajeh Janneh – No measurement is indicated. Allocation of Land to President Jammeh dated 14th May 2013 mentioned under 24.

The Commission investigations confirmed that this land is within the TDA and does not fall within an Old Settlement. The community of Kartong cannot allocate land within the TDA while the TDA lease subsist. Even if they could the Minister cannot grant a direct lease of TDA land to anyone. GTBoard was not involved in the granting of the lease to the Ex-President.

The Commission concludes that this is an illegal lease of TDA land to the Ex-President and is an attempted land grab by him. Being an illegal acquisition of public land, the lease should be rescinded.

(5) Gunjur Kenyekenye Jamango¹¹²



Size: 35.70Hectares

TDA Land. Lease K372/2015 dated 31st August 2015 to H.E. Sheikh Prof. Dr. Alh. Yahya A.J.J Jammeh for 99 years with effect from 1st August 2015 for multi- purpose use by Minister Momodu Aki Bayo. The GT Board was not involved in the allocation.

¹¹² Exhibit LL3A(4)

The Land was allegedly given to the Ex-President by the Village of Gunjur to build a mosque at his request. 26 compounds were relocated and compensation paid to those relocated. Lease signed by the Ex-President. The Ex-President fenced a massive tract of land including this lease, K377/2013 above and lease K293/2012.

He also did build a Mosque of world class standard, although not entirely completed, which is now managed by the Community of Gunjur. While this area falls within the TDA the area comprising the mosque has always been used for public worship. The TDA recognizes other pre-existing uses of land. The granting of a lease of a public place of worship to an individual, even for good intentions, is not supported by any land policy. The GT Board was not involved in the granting of the lease.

The Commission concludes that this is an illegal lease of TDA land to the Ex-President and is an attempted land grab by him. Being an illegal acquisition of public land, the lease should be rescinded and the mosque restored to the community, while the rest of the area should revert to GT Board.

(6) Gunjur Kjabang¹¹³



52.60Hectares

¹¹³ Exhibit LL3A(4)

TDA Land. Lease K293/2012 dated 20th August 2013 to Kanilai Family Farms for 99 years with effect from 1st May 2013 for agricultural purpose by Minister Momodu Aki Bayo. The GT Board was not involved in the allocation.

The lease is apparently based on an allocation by Ka-Jabang Village signed by Alkalo Kebba MotoMoto Sanyang dated 20th June 2005 witnessed by Ousman Y Bojang and 3rd May 2013 witnessed by Sheriff Ajeh Janneh, with Land Ownership Transfer Certificate dated 10th February 2013 witnessed inter alia by Alh. Sheriff Aje. Letter of allocation does not indicate land area allocated. Lease signed by the Ex-President. It is not clear to the Commission whether the area is within an old settlement.

However, the land falls within the TDA. Even if the Ka-jabang family could validly allocate land to anyone, which is doubtful, a lease cannot be granted to the Ex-President by the State over the TDA lease.

The Commission concludes that this is an illegal lease of TDA land to the Ex-President and is an attempted land grab by him. Being an illegal acquisition of public land, the lease should be rescinded.

(7) Medina Salam/Kenyekenye Jamango



35.64Hectares

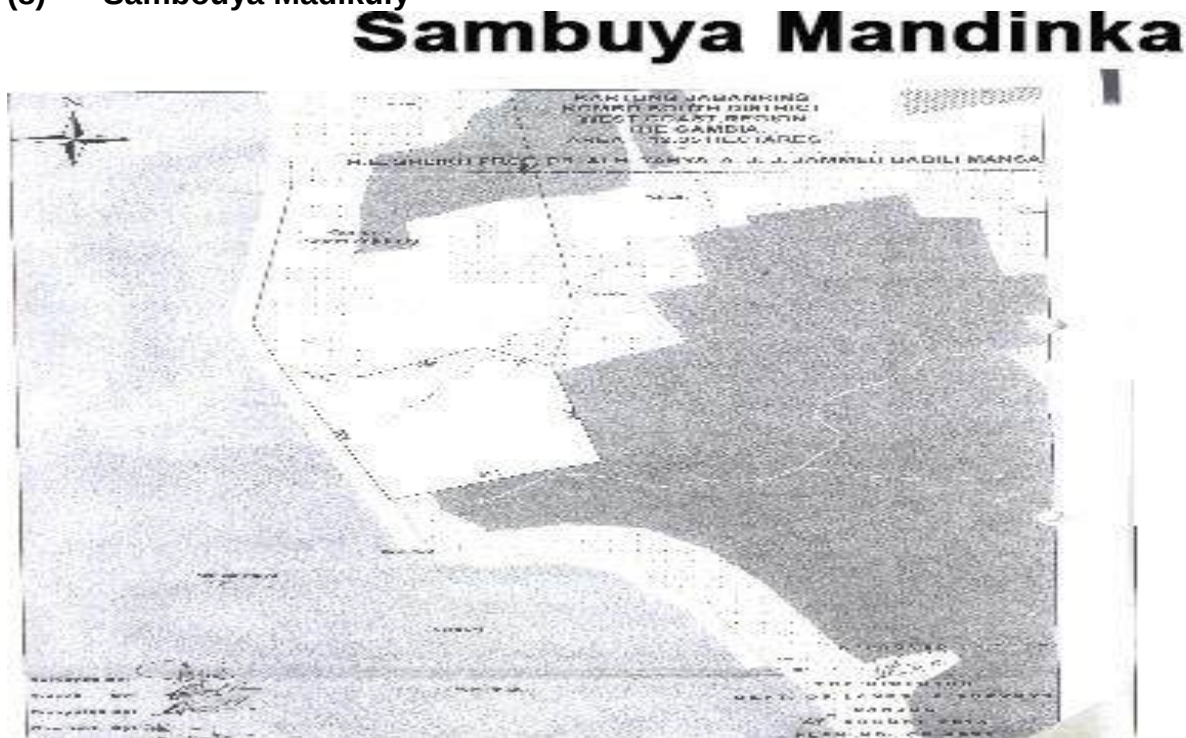
TDA Land. Lease K373/2015 dated 31st August 2015 to HE. Sheikh Prof Dr Alh. Yahya AJJ Jammeh for 99 years with effect from 1st August 2015 for Multi-purpose use by Minister Momodou Aki Bayo. The GT Board was not involved in the allocation.

According to statement of Omar M. Jabang (31/10/2017) the Land was given to the Ex-President by the elders of Jabang Kunda Family. He said General Sulayman Badji gave them an unsolicited sum of D2million as cola nuts which was shared out. Not all accepted.

Lease signed by the Ex-President. The DLS has no records to show how the Ex-President obtained his lease.

The Commission concludes that even if the community allocated this land, a lease cannot be issued over the TDA lease or without complying with any process or procedure. This is therefore an illegal lease of TDA land to the Ex-President and is an attempted land grab by him. Being an illegal acquisition of public land, the lease should be rescinded.

(8) Sambouya Madikuly¹¹⁴



34.05 Hectares.

TDA Land. Lease K371/2015 dated 31st August 2015 to HE. Sheikh Prof Dr Alh. Yahya AJJ Jammeh for 99 years with effect from 1st August 2015 for Multi-purpose use by Minister Momodou Aki Bayo. The GT Board was not involved in the allocation.

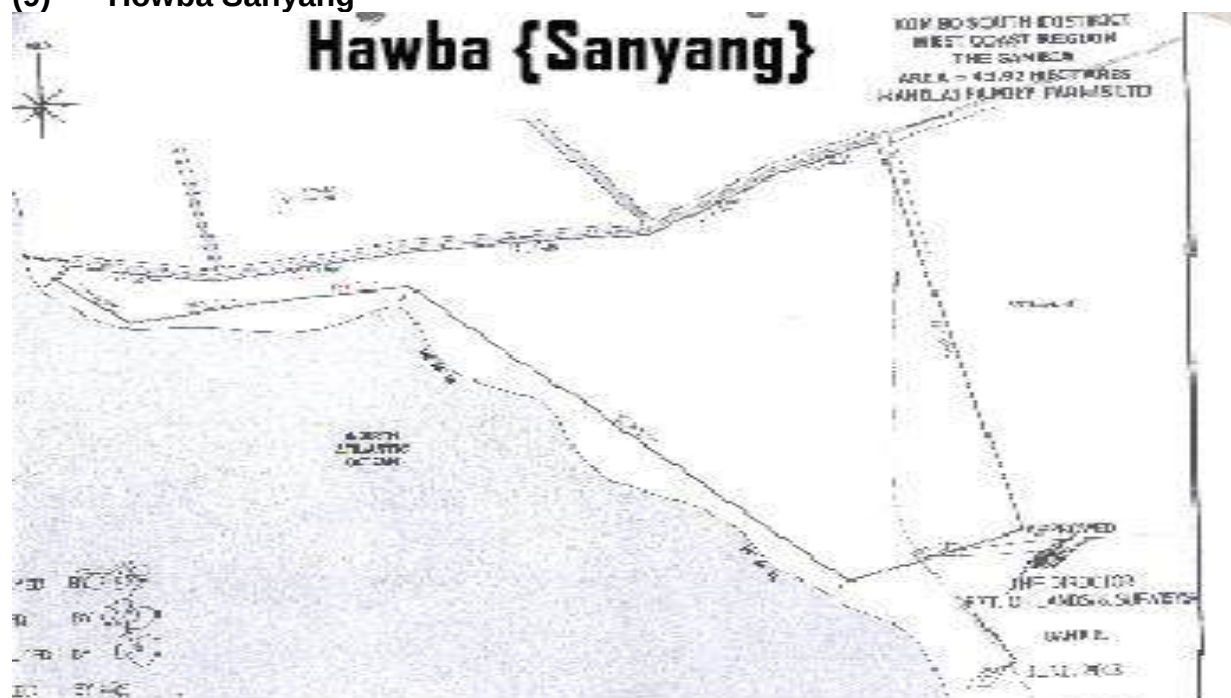
¹¹⁴ Exhibit LL3A(6)

Land was given to Ex-President by the MangKunda Kabilo 400x500 metres by Transfer of land ownership dated 27th August 2011 signed by Alh Sulayman Touray, Alh. Kawsu Touray, Alh. Bekai Touray, and Dodou Karang Touray and stamped by the Alkalo. Lease signed by the Ex-President.

The Commission investigations confirmed that this land is within the TDA and does not fall within an Old Settlement. It is only the State through the GTBoard that can allocate land in the area while the GTboard Lease subsists.

The Commission concludes that even if the community allocated this land, a lease cannot be issued over the TDA lease or without complying with any process or procedure. This is therefore an illegal lease of TDA land to the Ex-President and is an attempted land grab by him. Being an illegal acquisition of public land, the lease should be rescinded.

(9) Howba Sanyang¹¹⁵



Size:

TDA Land. Lease K217/2013 dated 19th June 2013 granted to Kanilai Family Farms Ltd for 99 years with effect from 1st June 2013 for Tourism by Minister Momodou Aki Bayo.

The Land was allocated by the Ministry of Tourism by letter dated 16th May 2013 copied to GT Board, Ministry of Regional Administration, Lands and Traditional Rulers¹¹⁶, Directors of Physical Planning and Lands & Surveys measuring 1132.08 x 538.88 x 1197.82 x 159.08 x 65.73 x 135.51 x 238.03 (Howba Sanyang). The DLS file contains a

¹¹⁵ Exhibit LL3A(8)

¹¹⁶ Now Ministry of Lands and Regional Government

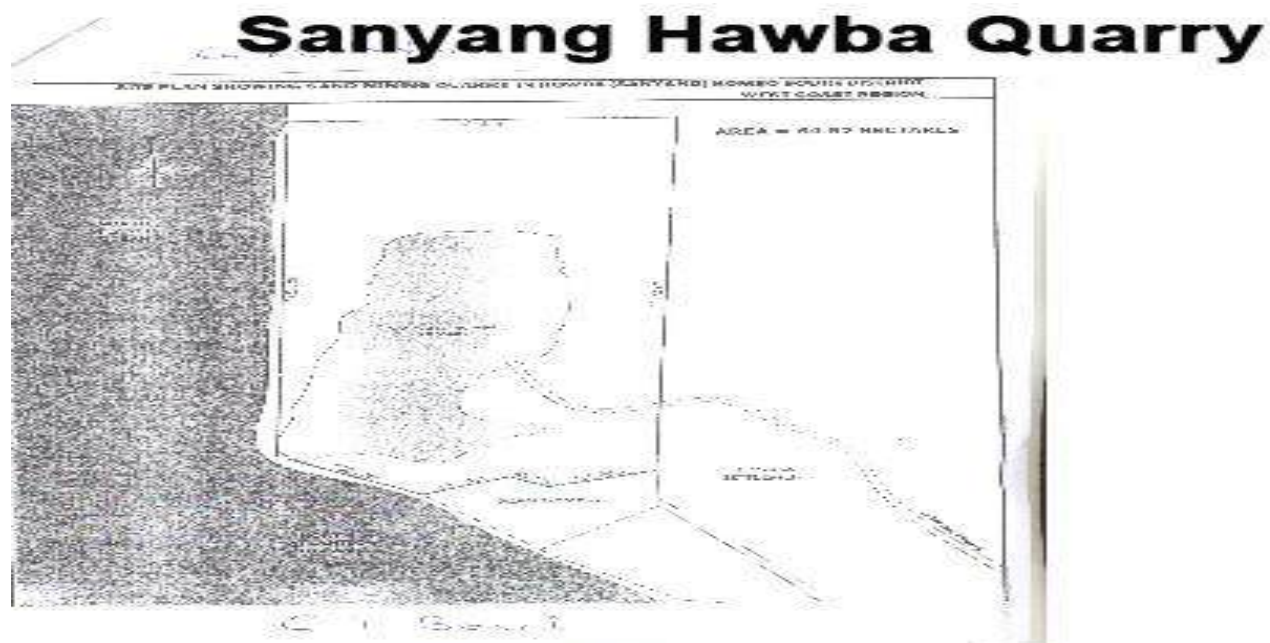
Transfer of ownership document dated 13th December, 2009 from Gunjur Jabang Alkalo of Sayang Village and his council of elders to Alhagie Yahya AJJ Jammeh endorsed by Chief of Kombo South. Size not indicated.

A Letter from Ministry of Tourism and Culture Ref: DOSTC/C/ 105/ (22) dated 31st October 2011 signed by Noah Touray as Permanent Secretary OP addressed to Permanent Secretary Ministry of Local Government and Lands supports the application of KFF to be allocated land in various locations- the development of the Brufut Heights Promenade- Brufut Heights Layout, the development of Cape Point Beach Area, the development of action area 3 & 4 Batokunku to Sanyang Projects.

An Old Settlement exists in the area but the GT Board has informed the Commission that this lease does not touch the Old Settlement. Several claims have been received by the Commission about illegal dispossession by the Ex-President of land owners. These have to be resolved.

The Commission however finds that this lease was issued on the directives of OP. The Commission concludes that even if the community allocated this land, a lease cannot be issued over the TDA lease or without complying with any process or procedure. This is therefore an illegal lease of TDA land to the Ex-President and is an attempted land grab by him. Being an illegal acquisition of public land, the lease should be rescinded.

(10) Sanyang Old Quarry (Howba)¹¹⁷



Size: 84.82 Hectares.

¹¹⁷ Exhibit LL3A(13)

TDA Land. The registered copy of the lease to the Ex-President could not be located. The DLS file SL/159/2013¹¹⁸ of 23rd May 2013 submitted to the Commission shows that by letter dated 27th June 2015, OP wrote to the MoL stating as follows:

“Following the approval to close Sanyang Quarry owing to excavation depths and depletion of the sand resources, I am directed to request you to allocate the said Quarry to His Excellency the President of the Republic for restoration, and development.)

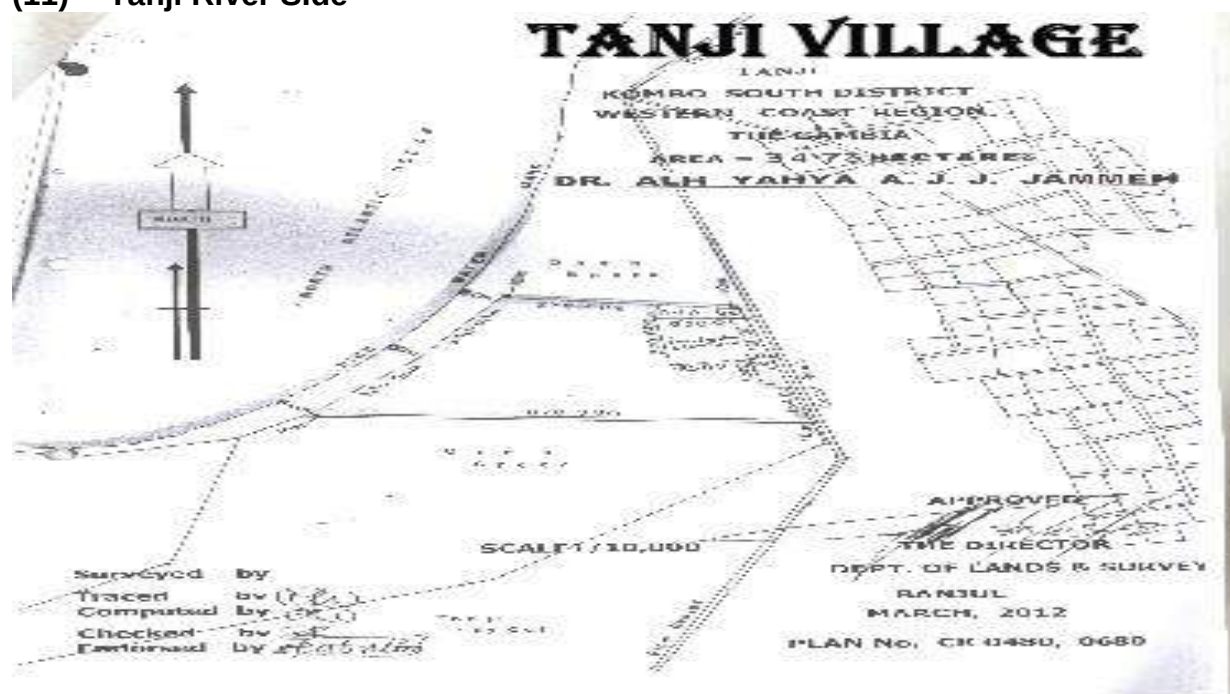
The Ministry wrote to the DLS to facilitate the allocation soonest. The allocation issued from the director on the 6th July 2015 to the Ex-President in Person. Another allocation letter for the same area was issued by the PS Ministry of Tourism and Culture. The registered copy of a lease of the Quarry has not been produced.

The Ex-President did not carry out any restoration or development work on the land.

The Commission investigations confirmed that this land is within the TDA. The reasons advanced for the allocation of the land to the Ex-President is not a recognised basis for allocation of land within or outside the TDA.

The Commission concludes that this is an illegal allocation of TDA land to the Ex-President and is an attempted land grab by him. Being an illegal acquisition of public land, the lease should be rescinded.

(11) Tanji River Slide¹¹⁹



Size: 34.73 Hectares

TDA Land. A lease K180/2012 was issued to replace Lease 318/2008 dated 20th June 2008 for 25.84 Hectares issued by Ismaila Kabba Sambou to KFF. Same was cancelled

¹¹⁸ Ibid LL3A(12)

¹¹⁹ Exhibit LL3A (12)

and replaced by lease K180/2012 dated 22nd June 2012 issued by Lamin Waa Juwara to Dr. Alhagie Yahya AJJ Jammeh covering the same area but excluding land for the Immigration department, NIA and YDP. The File does not contain the grounds for the allocation of the land to KFF. KFF did not apply for the land.

The land is within the TDA. The Commission concludes that this is an illegal allocation of TDA land to the Ex-President and is an attempted land grab by him. Being an illegal acquisition of public land, the lease should be rescinded.

(12), (13), (14) Bato Kunku –(1)¹²⁰



153,74 Hectares.

TDA land. This Batokunku property comprises several leases:

- Lease K97/2002 for 23.43 Hectares dated 27th May 2002 was granted by minister Manlafi Jarju to Yahya A.J.J Jammeh with effect from 15th May 2002 . DLS file contains a completed application for a grant of a lease by Ex-President in person dated 23rd April 2002. The Application appears to be supported by an incomplete Transfer of Ownership form signed by one Mamudu Jatta as transferor with an unsigned Alkalo stamp. It was also not signed by the Local government officer. However a certificate of occupancy was issued on the 14th May 2002 and
- Lease (measuring 1129 x 173 x 150 x 269 x 662 x 150)dated 27th May 2002 to Yahya Abdul Aziz Junkung Jammeh for 99 years with effect from 15th May 2002

¹²⁰ Exhibit LL3A(14)

for multi-purpose issued by Manlafi Jarju. DLS file shows transfer of ownership of land document dated 15th May 2000 thumb-printed by Malamin Jatta not signed by transferee or the Local Government officer purporting to transfer land measuring to Ex-President. Application for grant of lease signed by him on 23rd April 2002. Physical Planning clearance given dated 13th May 2002. Certificate of occupancy issued dated 14th May 2002.

- Lease K98/2002 for 47.81 Hectares dated 27th May 2002 to Yahya Abdul Aziz Junkung Jammeh for 99 years with effect from 15th May 2002 for multi-purpose use by Manlafi Jarju. DLS file shows similar transfer of ownership of land document dated 15th May 2000 thumb-printed by Mamudou Jatta not signed by transferee or the Local Government officer purporting to transfer land – measurement not state- to Ex-President. Application for grant of lease signed by him on 23rd April 2002. Physical Planning clearance given dated 13th May 2002. Certificate of occupancy issued dated 14th May 2002.

New leases were prepared for 24.72 Hectares and 153.74 Hectares and 63.15 Hectares prepared which appear to have been intended to replace lease No K10/2005(43.35 Hectares) and K11/2005 (20.92 Hectares) but process not completed¹²¹- The basis for the issue of these leases is not apparent.

The documents in the files do not support the issue of the leases to Ex-President. The GT Board was not involved in the preparation and issue of these leases.

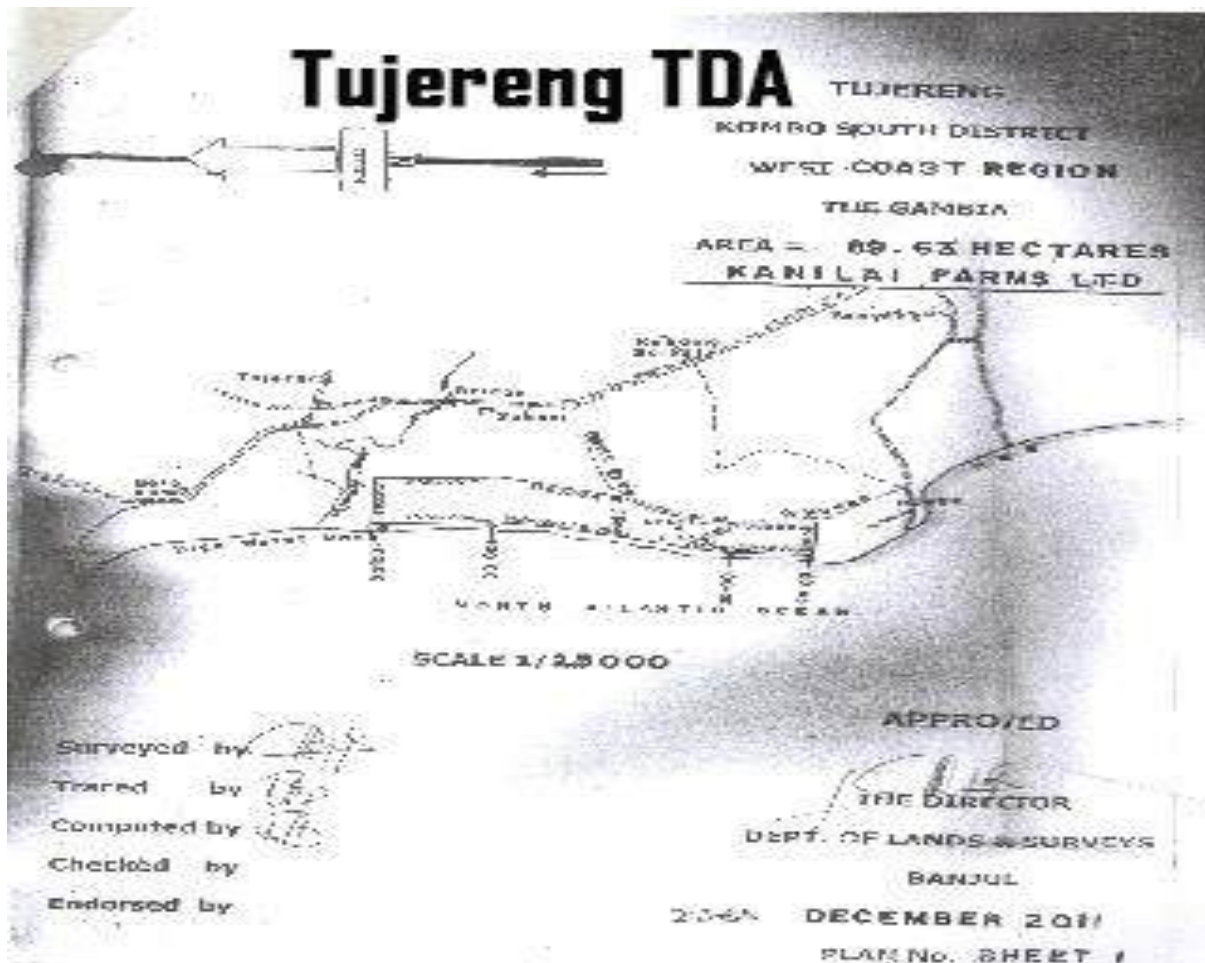
Despite the many claims, the area fenced by the Ex-President does fall within the TDA¹²².

The Commission concludes that this is an illegal allocation of TDA land to the Ex-President and is an attempted land grab by him. Being an illegal acquisition of public land, the lease should be rescinded.

¹²¹ See Cartography plans CK0 473,0374 dated October and August 2013 respectively.

¹²² See Chapter 7.

(15) Tujereng (2)¹²³



89.63 Hectares

TDA Land. Lease K173/2012 dated 22nd June 2012- to KFF for 99 years with effect from 1st November 2011 for mixed-use, villa with amenities, playing field, gymnastic centre, volleyball ground and golf courses issued by Minister Pierre Biram Tamba.

According to DLS file an Application for lease was submitted supported by same Noah Touray letter of 31st October 2011. The Lands Office file SI/376/2011 contains a

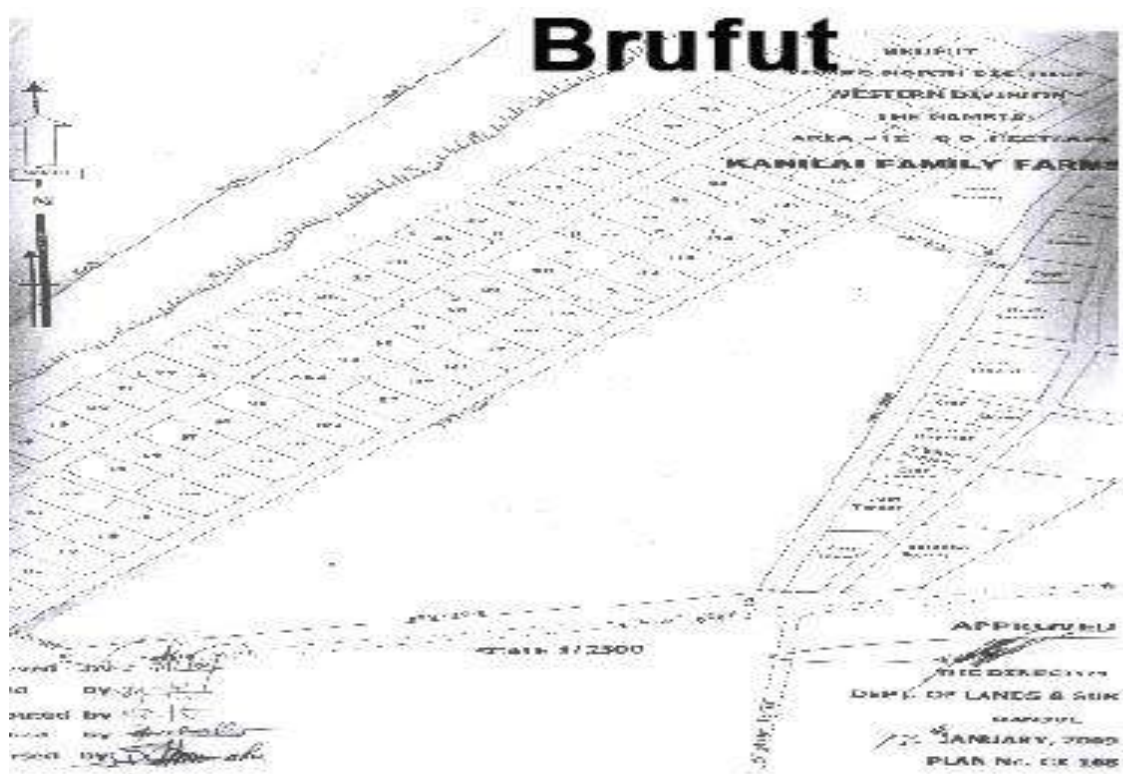
¹²³ Exhibit LL3A(16)

Certificate of Ownership of land measuring 700x250 signed by Harouna Bojang for Tamba Kunda Clan and Chief Ajeh Janneh dated 7th May 2009.

The Commission concludes that even if the community allocated this land, a lease cannot be issued over the TDA lease or without complying with any process or procedure. This is therefore an illegal lease of TDA land to the Ex-President and is an attempted land grab by him. Being an illegal acquisition of public land, the lease should be rescinded.

D. KOMBO NORTH DISTRICT

(16) BRIFUT HEIGHTS – (FOOT BALL FIELD)



12.05 HECTARES

TDA land. This land was previously allocated to L.B. Holiday Ltd by letter from DLS dated 17th January 2007 for use as a recreational Park with a pre-existing football field to be maintained and improved to standard and also to construct a Basketball pitch and tennis court.

On the 6th October 2008 the allocation was withdrawn, on the grounds that same was not complied with as no development was done, by letter ref.SL/06/2007/(21) from the director. On the same date another letter ref.SL/06/2007/(4) was issued from DLS allocating the land on the same terms to Kanilai Family Farms Ltd.

No application or other formality for the allocation of the land is in the file. The Lease K68/2009 dated 6th February 2009 was thereafter issued to KFF for 99 years with effect from 1st October 2008 for a Multi- Purpose Recreational Centre by SOS Ismaila Kaba Sambou. No development of any sort was carried out by KFF.

A lease cannot be issued over the TDA lease or without complying with any process or procedure The Commission concludes that this is an illegal allocation of TDA land to the Ex-President and is an attempted land grab by him. Being an illegal acquisition of public land, the lease should be rescinded.

(17) Bijilo Quarry¹²⁴



3.75 Hectares.

TDA land. Lease dated 2010 to Prof. Dr Alhagie Yahya A.J.J. Jammeh for 99 years with effect from 1st May 2010 for mix use.

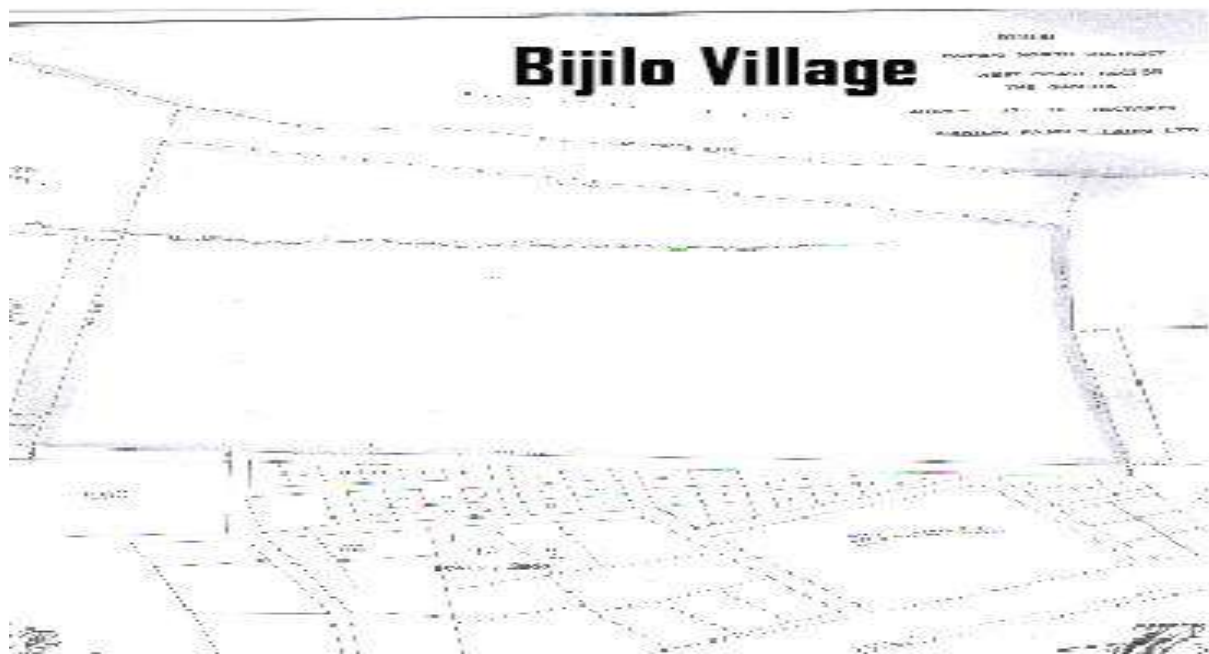
DLS file contains a letter of allocation dated 13th May 2010 Ref: SL/186/ 2010/ (3) to Gambia Food & Feed Industries C/o Secretary General, Office of the President, State House, for mixed use. There is no record of how the same land came to be reissued to the Ex-President. Lease document signed by Ex-President only. Leasing process not completed.

¹²⁴ Exhibit LL4A(8)

The same area was also Leased to a West Coast Properties.

The Land is within the TDA. Claims in respect of the land are with respect to allocations by the GT Board. The Commission is of the view that these claims can be resolved by GT Board. The lease to the President is illegal and should be cancelled. A lease cannot be issued over the TDA lease or without complying with any process or procedure The Commission concludes that this is an illegal allocation of TDA land to the Ex-President and is an attempted land grab by him. Being an illegal acquisition of public land, the lease should be rescinded.

(18) Bijilo (Green Boys)¹²⁵



Size: 17.70 Hectares

TDA land. Lease K176/2012 dated 22nd June 2012 was granted to KFF for 99 years with effect from 1st December 2009 by Minister Lamin Waa Juwara. Part of this lease (9.07 hectares) was previously leased to Home of Medical Mission of Bijilo by lease S.R.No.K12/2007 dated 22nd January 2007.

Initial allocation was to Santangba presumed to be a business entity. Registrar of Companies does not have any record of such a company. The Ex-President directed that the area should be given to the Home of Medical Mission, Bijilo. He subsequently directed that the area be taken from them. No re-entry process was followed.

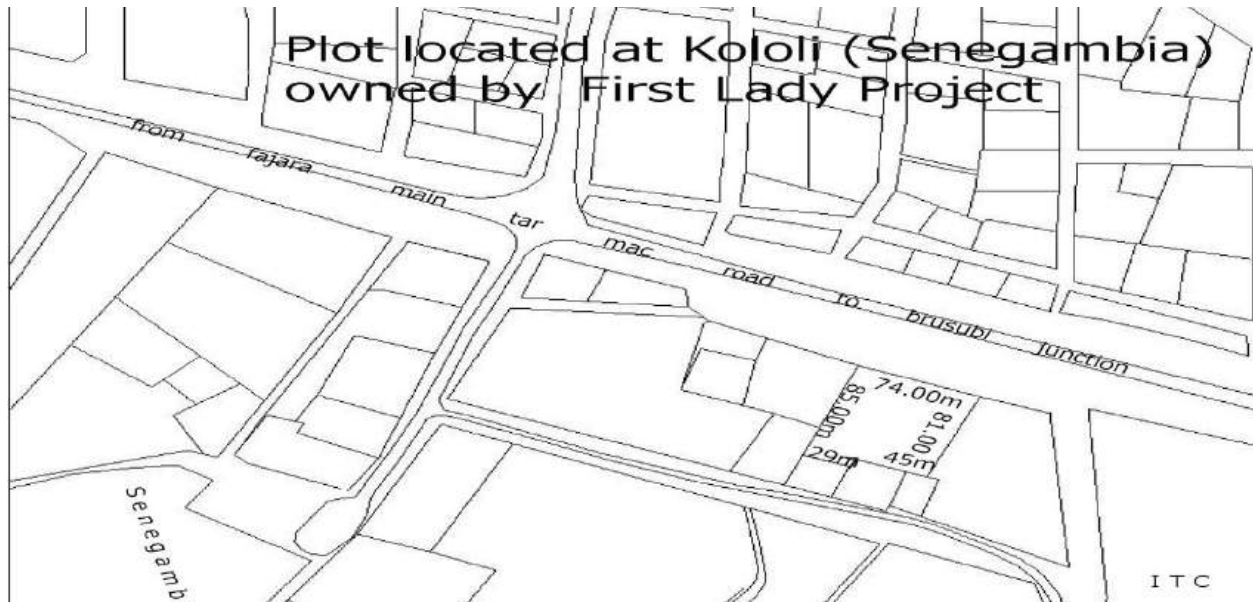
DLS file shows that lease appears to have been cancelled and a new one issued which was extended to the current size -17.70 Hectares.

¹²⁵ Exhibit LL4A9(17)

Land was occupied by Ex-President's Green Boys and a local bakery operated by one Chinedu Ossai-a Nigerian.

There is no record of how the lease came to be issued to the Ex-President.

(19) Operation Save the Children Foundation (OSCF) – Zineb Yahya Jammeh



TDA Land. This land was allocated to OSCF on the directives of OP¹²⁶ to GT Board conveyed through the Ministry of Tourism and Culture. A sub-Lease was thereafter issued to them dated 25th August 2016¹²⁷. The director general of GTBoard has told the Commission that it is not usual procedure for the PS to be responsible for allocation.

The Sublease has been advisedly surrendered by Fatou Mass Jobe former executive director of OSCF in December 2017.

The Sub-lease should be cancelled.

¹²⁶ See Vol...Chapter 5

¹²⁷ Exhibit SC 73 B , Sublease dated 25th August 2016.

4.2 Finding and Recommendations

FINDING

19 leases of land in TDA were granted to the Ex-President (11) and his companies – KFF (5), Kanilai Cultural Centre (1), and Operation Save the Children Foundation (1), Gambia Food and Feed Industry (1).

1 lease in Kanifing Municipality, 14 leases in Kombo South, and 4 leases in Kombo North. These excludes leases granted within the TDA of land allocated for other uses i.e. parks and wild life dealt with in the next Part.

It is the Commissions view from the evidence, that the Ex-President used his authority and position to acquire these properties. He abused his power as President to do so.

Local communities who purported to allocate him land within the TDA could not have validly done so as the lands were already vested in the State for use as TDA since 1970. Assuming that the communities had any right to allocate him land within the TDA, a lease cannot be granted without following the procedure for the granting of leases of TDA land by the State. Furthermore, as regards TDA1, the State can only grant sub-leases for periods that are less than 99 years. This is because the State holds a leasehold title only - for 99 years.

Recommendations

- (1) All the following leases issued to the Ex-President should be cancelled and/or rescinded and lands restored to the State to be applied to the proper planning and development the Area.

	LEASE SR NO.	PROPERTY	SIZE IN HECTARES	LOCATION
1	K355/2009	Djembe Hotel Junction to (Kanilai Cultural Centre)	6.10	KANIFING MUNICIPALITY KOMBO SOUTH WCR
2	K370/2015	Kartong Touray Kunda to Ex-President	10.60	
3	K375/2015	Kartong Folonko to Ex-President	277.58	

4	K377/2013	Kartong Jambaring to Ex-President	12.36	
5	K372/2015	Gunjur KenyeKenye Jamango to Ex-President	35.70	
6	K293/2012	Gunjur Kajabang to KFF	50.60	
7	K373/2015	Medina Salam/ KenyeKenye Jamango to Ex-President	35.64	
8	K371/2015	Sambouya Madikuly to Ex-President	34.05	
9	K217/2013	Hawba Sanyang to KFF		
10	NOT FOUND	Sanyang Old Quarry to Ex-President	84.82	
11	K180/2012	Tanji River Side to Ex-President	34.73	
12	K97/2002	Batokunku (1) to Ex-President	153.74	
13	Not found	Batokunku (2) to Ex-President		
14	K98/2002	Batokunku to Ex-President		
15	K173/2012	Tujereng to KFF	89.63	
KOMBO NORTH				
16	K68/2009	Brufut Heights Football Field to KFF	12.05	
17	NOT FOUND	Bijilo Quarry to GFFI	3.75	
18	K176/2012	Bijilo (Green Boys) to KFF	17.70	
19	NOT REGISTERED	Operation save the Children Foundation		

HOWBA AND BATOKUNKU CLAIMS

- (2) All genuine claimants of property demolished at Howba should be compensated for loss of property from monies recovered.
- (3) If any of the claimants held leases from the State, they should be compensated in kind at an appropriate location consistent with the use to which the lease was issued by the State.

4.2. Other State and District Leases

A. LAND IN THE REGIONS

All land in the Regions except for designated State Land Areas¹²⁸ is vested in the district authorities as trustee for the communities. Only the district authority may grant leases over such land with the approval of the Minister of Lands. In order to be qualified to be issued a lease by a district authority, an applicant must show a land transfer from the customary owner of the land before the leasing process can be initiated.

B. DESIGNATED STATE LANDS AREAS

The designated State Lands areas are: Kombo North, South and Central. When an area is designated State land, it is the Minister that can grant leases over such land. However, the proposed lessee must show a pre-existing certificate of occupancy over the land as a basis for applying for a lease, otherwise the customary owners of such land as beneficiaries must consent to the granting of the lease by the Minister over the land; subject to the overriding authority of the State to reserve land for public purposes, including forests, parks and other public use and to determine the use of all lands in accordance with the applicable physical planning law.

C. LEASES GRANTED TO EX-PRESIDENT

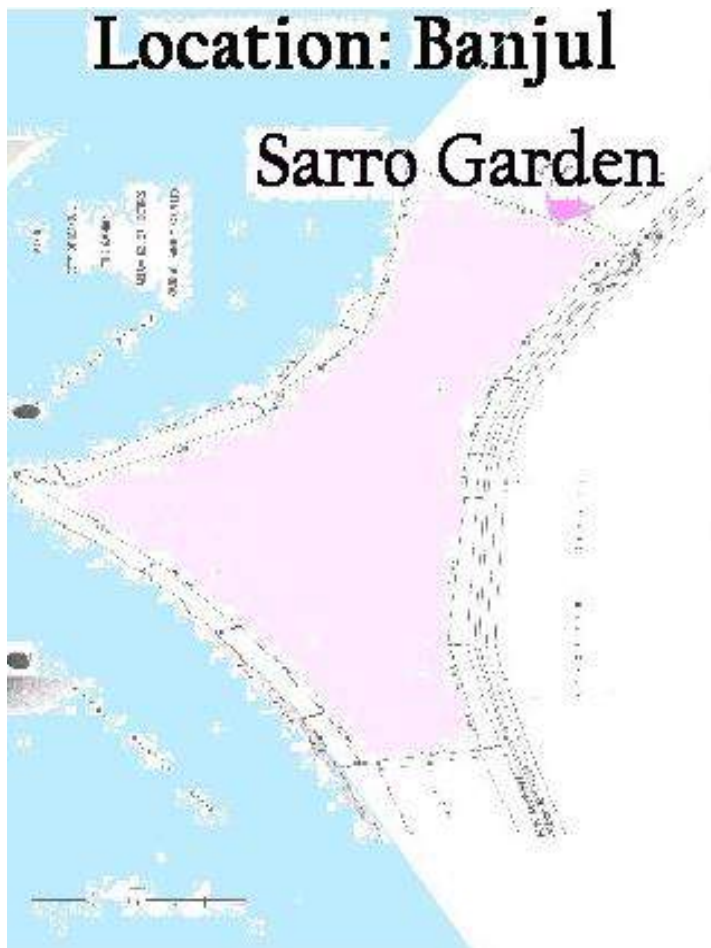
Witnesses from the Ministry of Lands and Regional Government (MLRG) gave evidence and produced files concerning lands leased to the Ex-President in person or his companies, mainly Kanilai Family Farms (KFF). The Regional Offices also produced files and documents relating to lands in their Regions to the extent that same existed at all. These were reviewed by the Commission by LGA. The results of the Commissions investigations into the manner of acquiring leases over all public lands other than TDA land is presented in this Chapter.

4.3. City of Banjul

The Freehold title in the City of Banjul is vested in the State and Government through the Ministry of Lands and Regional Government may grant any estate in land subject to existing rights of third parties and the approved procedure. Two leases were granted to Ex-President both situate along the Banjul Serrekunda Highway.

¹²⁸ Section 7 of the State Lands Act

(1) Banjul Serrekunda Highway-Sarro Industrial Zone¹²⁹



Size: 62.68 Hectares.

Free allocation of public land.

State land. The first record of this property is an allocation letter from Director of Lands (Malam Jatta) ref.SL/ 322 /2008/(2) to manager KFF dated 4th November 2008 for a Banjul Aqua Culture farm. Lease K69/2009 was thereafter issued dated 6th February 2009 for 30.74 hectares by Ismaila Kabba Sambou, Minister. The Lease was replaced by K175/2012 62.67 hectares for 99 years with effect from 1st November, 2008 by Lamin Waa Juwara, minister. Extension was made towards the beach after the coastal area reclamation project. The Lease states that it is for agricultural purposes. Both leases were signed by Ex-President Jammeh on behalf of KFF.

¹²⁹ Exhibit LL16

There is no record in the file that KFF or President applied for the land and went through any allocation process. The Greater Banjul Area (GBA) Master Plan shows the Area to be Scrub and swamp. No change of usage to agricultural use was obtained.

The Commission visited the property and found no signs that it was ever used for aquaculture or any other fish farming related purpose. The property is Fenced with fruit trees, mainly palm trees said to be of imported variety from Malaysia. The property is managed by 3 persons, employed by the Ex-President.

Finding

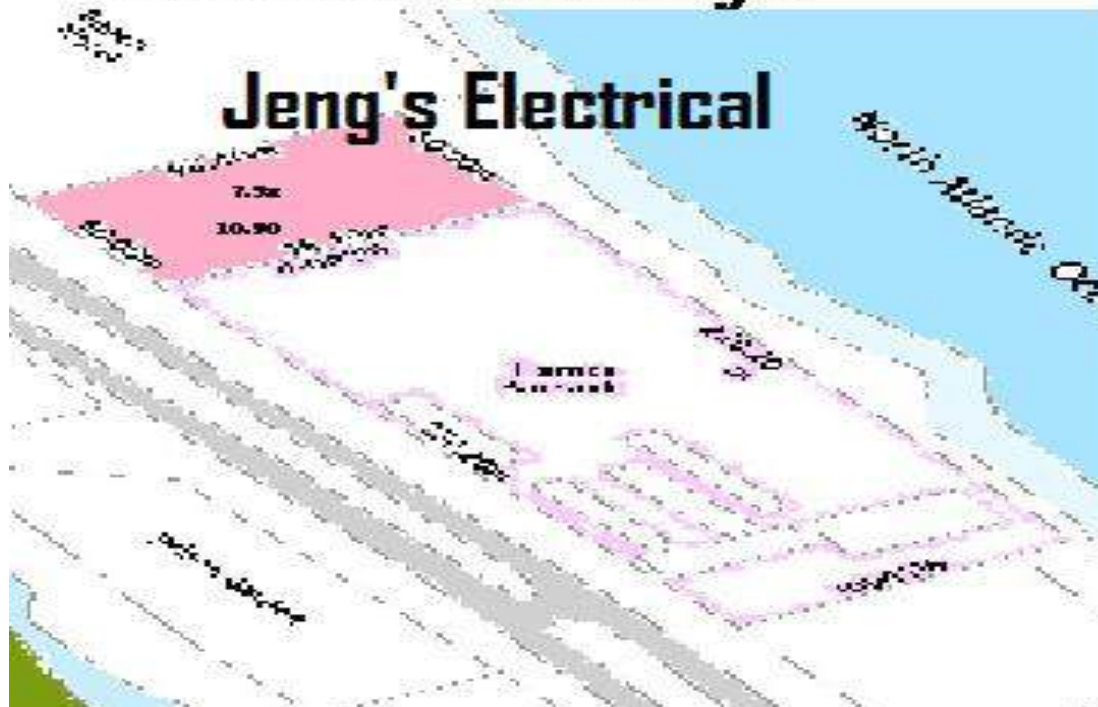
This is public land. There is no basis in the file for the allocation of the said land to KFF. No one is entitled to land without applying for it and following due process.

We conclude that this land was illegally appropriated by Ex-President Jammeh and that the taking of the land is a Land Grab. We further find that he abused his authority as President to cause the land to be leased to him. The lease ought to be rescinded for the land to revert to the State as public land to be used for public purposes.

Estimated value of development on the land – wall fence and small building is D8,300,000.

(2) JENG DULA - Banjul Serrekunda Highway Mile 2

Location: Banjul



Size: 5750.68 Square Metres.

State Land. This property is held under lease K175/2012 granted to KFF for 99 years with effect from 1st April 2012 pursuant to letters from Ministry of Local Government and Lands ref. LA6/ 110/ 01/Part II (165) & (167) dated 20th & 23rd April 2012, which:

- instructed the consolidation of the 2 Jengdula leases into a single plan and including the **lagoon** in front of the area;
- conveyed consent to the assignment of Jengdula leases to KFF;
- directed the preparation of a fresh lease to cover the said areas.

The Lease was issued by Minister Lamin Waa Juwara. The Lagoon is public land. There is no application from KFF and reasons are not state for issuing the extension to the Ex-President.

Finding

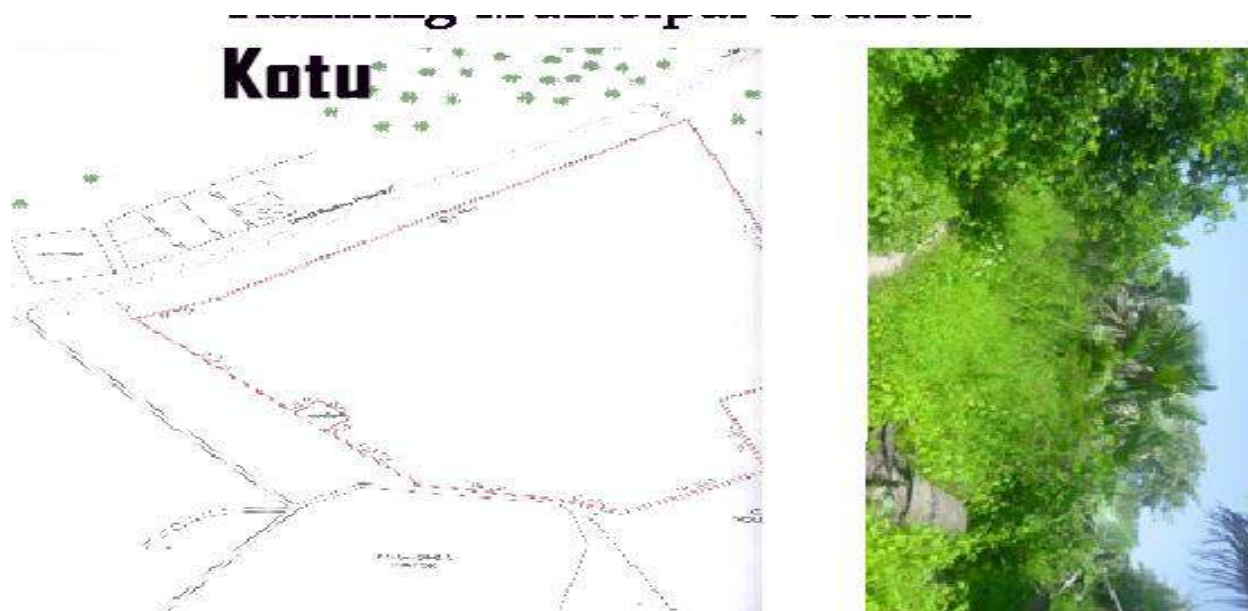
The Commission concludes that the lease was illegally obtained by the Ex-President.

4.4 Kanifing Municipality

The freehold title in Kanifing Municipality is former Kombo Saint Mary. Land in KM is vested in the State subject to pre-existing rights. 11 leases were issued to the Ex-President and KFF in the Kanifing Municipality covering a total land area of **96.582**. 1 plot was issued to his mother Fatou Asombi Bojang in Cape Point Bakau. JFP was also allocated 1 plot in the Kanifing Institutional Area.

The results of the Commissions investigations for KM are set out below:

(3) Kotu – Located on Bertil Harding Highway.¹³⁰



Size: 20.64 Hectares.

Free allocation of Public land to KFF

State Land. This property is State Land located on Bertil Harding Highway from Junction of Kotu Power Station to Kotu stream. A Lease was granted and issued to KFF for 99 years with effect from 1st March 2014 for agricultural purposes by Minister Momodou Fatoumatta Kalilu Colley. The deed was signed by the Ex-President. The Registrar General does not have a record of the registered lease.

According to the GBA Master Plan, the area leased includes forest cover and 100 metres of land in the institutional reserve. There is no record of KFF having made an application for the land or a change of use having been granted.

Finding

The Commission concludes that this is a land grab by the Ex-President. We further find that he abused his authority as President to cause the land to be leased to him.

¹³⁰ Exhibit LL2A(1)

(4) **Kotu Point. Located between Palma Rima Hotel to Dunes Hotel.**¹³¹



Size: 21.39 Hectares – Free allocation of Public lands to KFF

State Land. This property is located between Bertil Harding highway and Palma Rima Hotel stretching North East to Palm Beach Hotel. Leased to KFF for 99 years with effect from 1st March 2014 for agricultural purposes by minister Momodou Fatoumatta Kalilu Colley. The deed was signed by Ex-President Jammeh for KFF. There is No record of an application having been made by KFF for the lease. The lands office file contains nothing about the manner of acquisition of the lease. Minister Colley could not explain why the lease was granted. The Registrar General does not have a record of the registered lease.

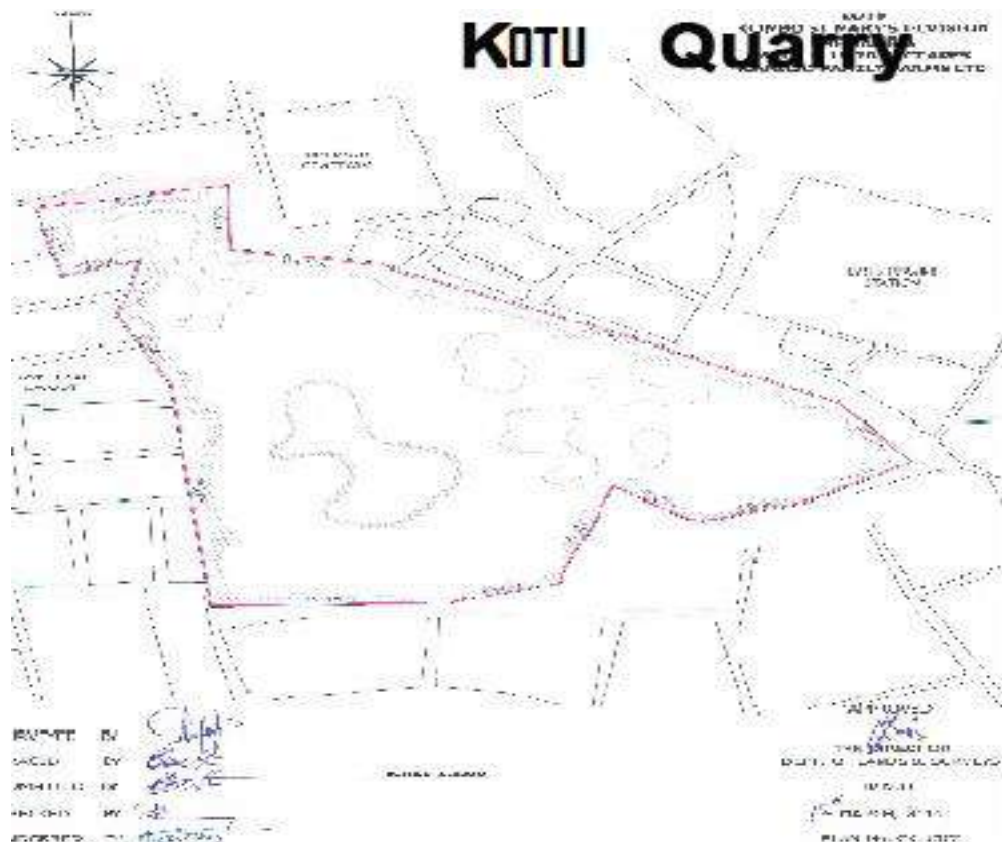
According to the Greater Banjul Master Plan, the area comprises wetlands into which the water run-off's drain during the rainy season, and is not supposed to be allocated for private use. There is no development on the land.

Finding

The Commission concludes that the issue of the lease was illegal and it is a land grab by the Ex-President. We further find that he abused his authority as President to cause the land to be leased to him.

¹³¹ Exhibit LL2A(2)

- (5) **Kotu Quarry.** Land comprising the excavated gravel Quarry¹³²



Size: 19.70 Hectares. Free allocation. Public Land.

State Land. This property is State Land and consists of the abandoned gravel Quarry in Kotu. A lease granted and issued to KFF for 99 years with effect from 1st March 2014 for agricultural purposes by Minister Momodou Fatoumatta Kalilu Colley. The deed was signed by the Ex-President. The Registrar General does not have any record of the lease having been registered. Mr. Kebba Ceesay DLS testified that there is no allocation letter for the land. Only the lease is available for the land¹³³

According to the GBA Master Plan, leasehold area is a public Quarry. The use of the land was never changed to agricultural. The lands office file contains nothing about the

¹³² Exhibit LL2A(6)

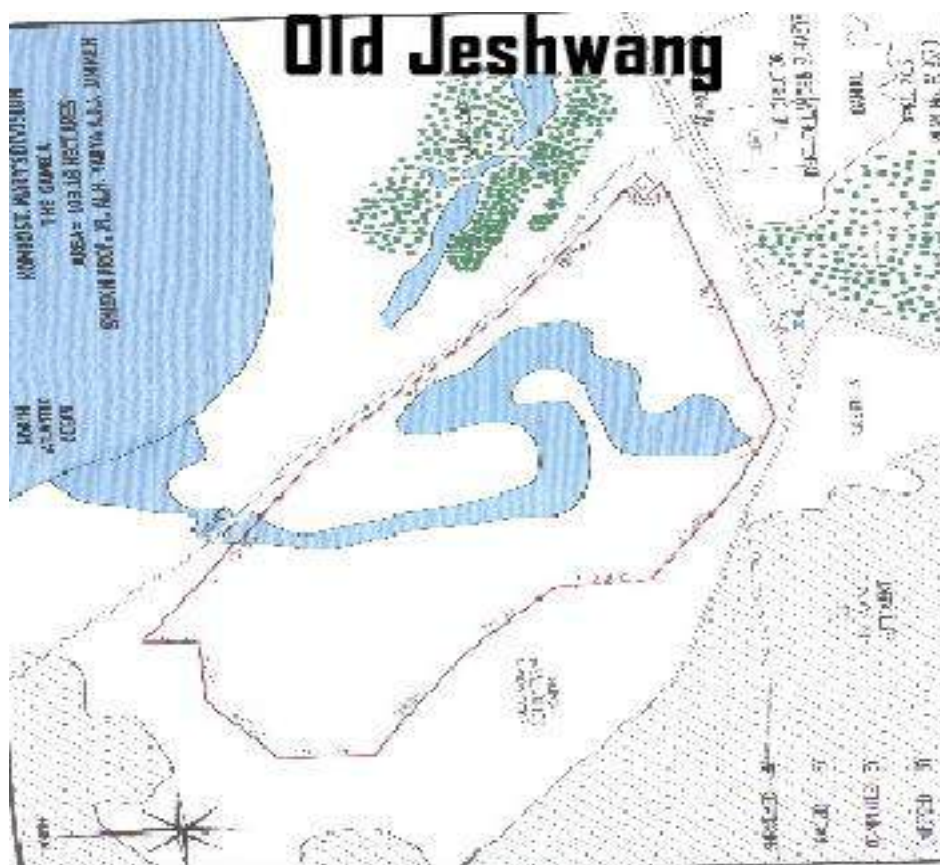
¹³³ See Transcript of Kebba Ceesay dated 27th March 2018

manner of acquisition of the lease. The Registrar General does not have a record of the registered lease.

There is no development on the land.

The Commission concludes that the issue of the lease was illegal and it is a land grab by the Ex-President. We further find that he abused his authority as President to cause the land to be leased to him.

(6) **Old Cape Road – Old Jeshwang**¹³⁴



Size: 3.69 Hectares. Free allocation of public lands to KFF.

State Land. This property is State Land situate in an area said to be within Old Jeshwang off the Old Cape Road to Bakau. Lease granted and issued to KFF for 99 years with effect from 1st March 2014 for agricultural purposes by Minister Momodou Fatoumatta Kalilu Colley. The deed was signed by the Ex-President.

The Registrar General does not have any record of the lease having been registered.

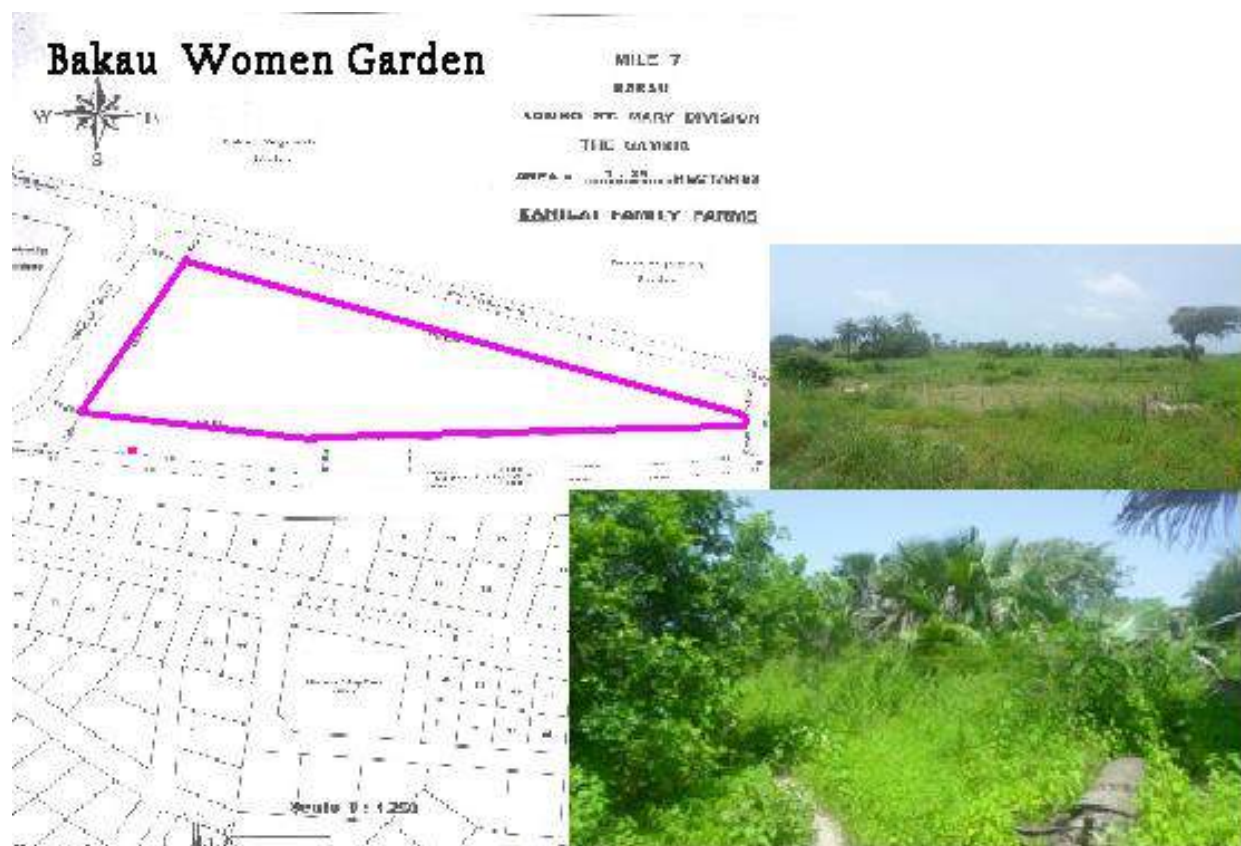
¹³⁴ Exhibit LL2A(8)

According to the GBA Master Plan the area is wetlands and is not to be allocated for private use. The use of the land was never changed to agricultural. There is no evidence of an application having been made by KFF or reason recorded explaining why the land was allocated to KFF. The lands office file contains nothing about the manner of acquisition of the lease.

There is no development on the land.

The Commission concludes that the issue of the lease was illegal and it is a land grab by the Ex-President. We further find that he abused his authority as President to cause the land to be leased to him.

(7) Mile 7 Bakau- Coastal Road K67/2009¹³⁵



Size: 1.25 Hectares. Fee allocation of public land to KFF

State Land. This property is State Land. It is the triangular piece of land on Bertil Harding Highway across from Methodist Academy used by the Bakau women for vegetable gardening. Lease Serial Registration No. K67/2009 was granted to KFF for

¹³⁵ Exhibit LL2A(9)

99 years with effect from 1st November 2008 for a Multi Purpose Centre by Ismaila Kaba Sambou. The deed was signed by the Ex-President. The Registrar General does not have any record of the lease having been registered.

According to the GBA Master Plan the area is agricultural. There is no evidence of an application having been made by KFF or reason recorded explaining why the land was allocated to KFF. There is no development on the land, nor did he farm it.

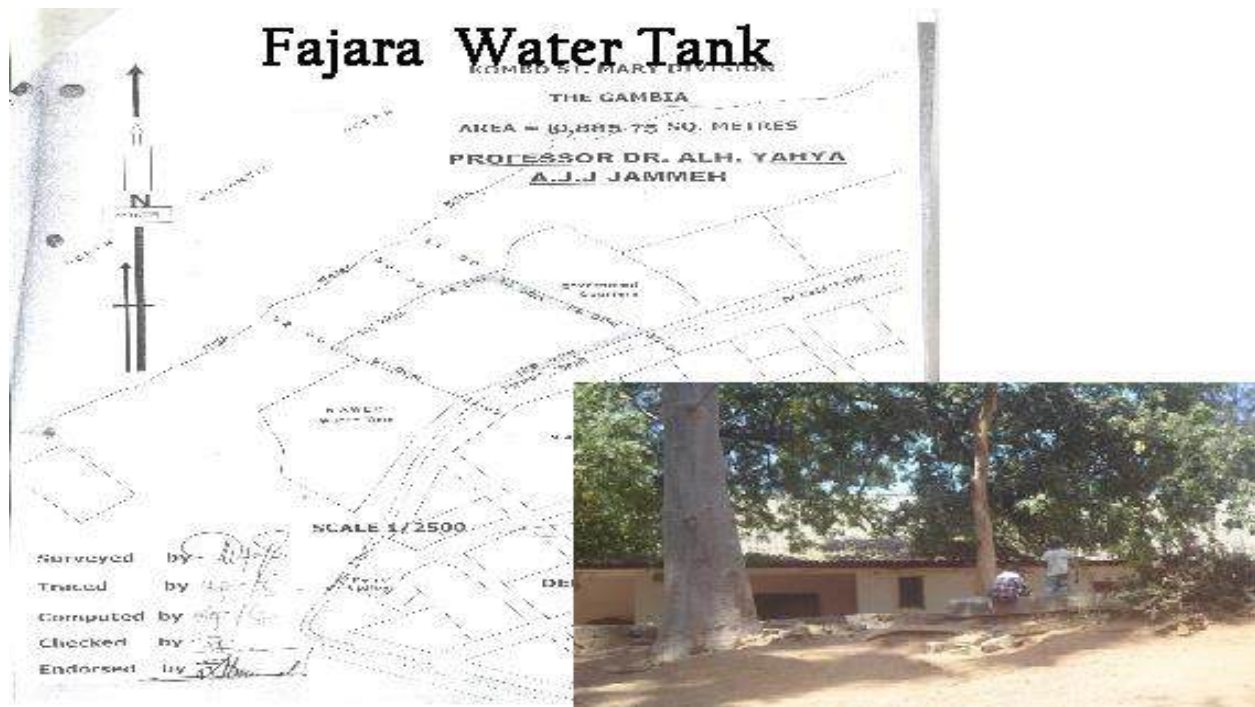
Finding

The Commission concludes that this is a land grab by the Ex-President and the lease was illegally issued. We further find that he abused his authority as President to cause the land to be leased to him.

Recommendation

It is recommended that the property should remain as a green area between the 2 roads for environmental and aesthetic reasons.

(8) Fajara Water Tank- Atlantic Road - K353/2009¹³⁶



Size:10,885.75 Square metres. Free allocation –Public Land to Ex-President Jammeh

State Land. Government Quarters. This property is State land containing government buildings/structures. Lease Serial Registration No. K353/2009 dated 23rd June 2009

¹³⁶ Exhibit LL2A(10)

was granted to Professor Dr. Alhaji Yahya Abdul Aziz Jemus Junkung Jammeh for 99 years with effect from 1st April 2009 for a dwelling house by SOS Ismaila Kaba Sambou.

The lands office file contains a minute (2) from director of lands to DPS (T) which states as follows: *"Please be informed that it was decided by the Hon. SOS as a special birthday present to his excellency the President on the occasion of his birthday due the 25th May 2009."* The Lease was signed – by Ex-President. There is no evidence of an application having been made by Ex-President Jammeh for any land to be allocated to him, nor that the Ex-President demanded a birthday gift of land. Ismaila Kabba Sambou denied that he gave the land to the Ex-President as a birthday gift.

Finding

The allocation and grant of government quarters to the Ex-President is illegal. The Commission concludes that it is most probable that this illegal act of the Minister, Kabba Sambou, was unilateral. The Minister has no power to make gifts of public land. The lease is therefore void.

(9) **Fajara 'M' Section- Coastal Highway from Traffic Lights to Jeshwang - K537/2007.**¹³⁷



Size: 1800 Square Metres.

Free allocation of public Land

¹³⁷ Exhibit LL2A(16)

State Land. Lease Serial Registration No. K537/2007 dated 20th November 2007 granted and issued to KFF for 99 years with effect from 1st October 2007 for commercial purpose by SOS Ismaila Kabba Sambou. The deed was signed by Ex-President Jammeh as-The Manager.

There is no evidence to show that KFF applied for the land or a reason recorded explaining why the land was allocated to him. The GBA Master Plan shows that the land is part of the Green Belt on the Fajara “M” Section Layout Plan. There is no development on the land.

Finding

The Commission concludes that this is a land grab by the Ex-President and the lease was illegally issued to him. We further find that he abused his authority as President to cause the land to be leased to him.

(10) **Fajara ‘M’ Section- Coastal Highway from Traffic Lights to Jeshwang - K536/2007¹³⁸.**



Size: 3120 Square Metres. Free allocation. Public Land to KFF

¹³⁸ Exhibit LL2A(18)

State Land. Lease Serial Registration No. K536/2007 dated 20th November 2007 granted to KFF for 99 years with effect from 1st October 2007 for commercial purpose by SOS Ismaila Kabba Sambou. The deed was signed by Ex-President Jammeh as-The Manager. There is no evidence to show that KFF applied for the land or a reason recorded explaining why the land was allocated to them. The GBA Master Plan shows that the land was part of the Green belt on the Fajara Booster Station Extension Layout. It also partly falls within the Coastal road reserve. There is no development on the land.

Finding

The Commission concludes that this is a land grab by the Ex-President and the lease was illegally issued to him. We further find that he abused his authority as President to cause the land to be leased to him.

(11) Talinding Island- Including the Mangrove Swamps K177/2012¹³⁹.



Size: 16.07 Hectares- Free Allocation. Public Land to KFF.

State Land. Lease dated 22nd June 2012 Serial Registration No. K177/2012 granted to KFF for 99 years with effect from 1st March 2012 for Agricultural purpose by Minister Lamin Waa Juwara. Lease signed Ex-President Jammeh. DLS file contains Statement dated 7th March 2017 signed by Alh. Ebou Badjie- Alkalo, Alh Dodou Colley- Elder, Pa Sorrie Sanneh - Elder, Babou Gaye Sonko –Youth Leader, and Cherno Kah – Imam

¹³⁹ Exhibit LL2A(20)

(and stamped by Councilor Talinding Ward) that: *“Considering your Excellency’s interest in the natural habitat and conservation, we wish to make the island available to you without conditions”*.

The land is located within the mangroves and waterways that connect to the River Gambia. The GBA Master Plan shows that the land use of the area is Park and wild life reserve. RAMSAC. There is no evidence of a change of land use and for environmental reasons including the need for biodiversity the land use cannot be changed.

Finding

The community of Talinding does not own this land and could not have legally allocated it to the Ex-President. There is no development on the land. The Commission concludes that the issue of the lease was illegal. The offer of the land to the Ex-President was misguided.

(12) Cape Point Bakau Sea Front - K181/2012 ¹⁴⁰



11.90 Hectares. Free allocation. Public land to KFF.

State land. Land located between Old Cape Road Bakau to the sea. Lease dated 22nd June 2012 Serial Registration No.K181/2012 granted and issued to KFF for 99 years with effect from 1st November 2011 for Eco Tourism purposes by Minister Lamin Waa Juwara.

The lands office file contains a letter from the Ministry of Tourism and Culture dated 31st October 2011 addressed to PS Ministry of Local Government and Lands supporting an application from KFF and recommending the allocation of land to KFF (1) at Brufut

¹⁴⁰ Exhibit LL2A(34)

Heights Layout for the development of a promenade; (2) for the development of Cape Point Area, and (3) for the development of action areas 3 and 4 of Batakunku to Sanyang Projects. The file does not specifically identify any area in Cape Point.

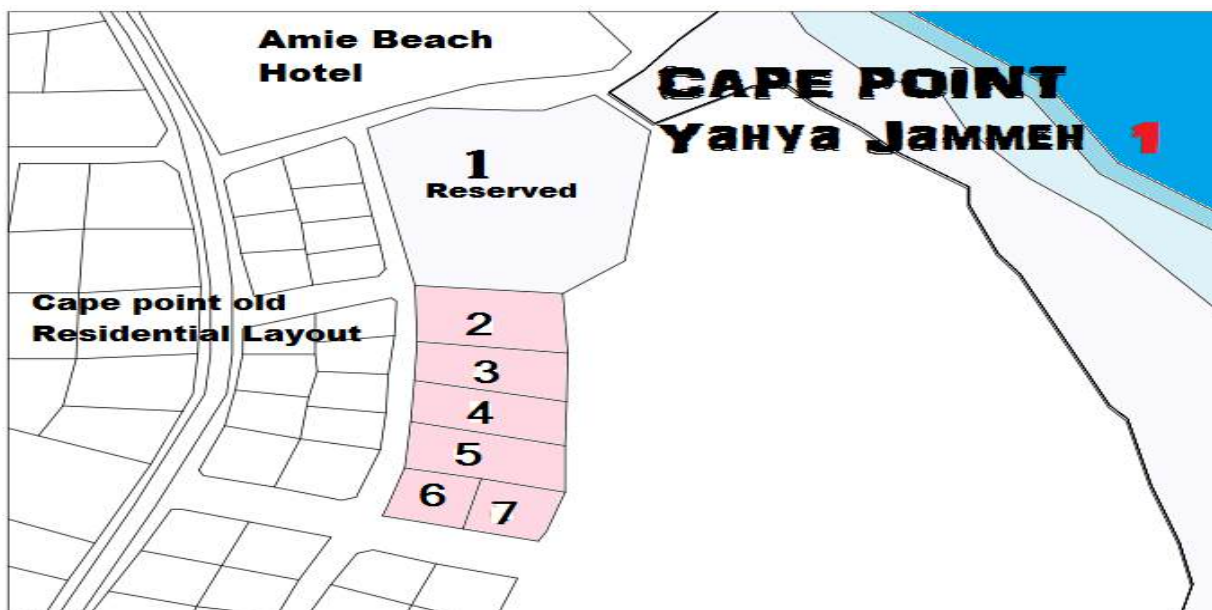
The Greater Banjul Master Plan shows that the area is reserved as RAMSAC Area-Parks and Wildlife for biodiversity. There is no record of a change of land use. No justification is recorded for allocating a Park and Wild life area to anyone even if they applied for it.

There is no development on the land.

Finding

The Commission concludes that the issue of the lease was illegal.

(13) & (14) Cape Point Bakau Extension Layout. Plot 1& 2¹⁴¹



Size: Free allocation. Public Land to AJi Fatou Asombi Bojang

State Land. A layout of 6 plots was illegally created on Cape Point Sea front by minister Ismaila Kabba Sambou. Plot No.1 marked 'Reserved' was allocated to the Ex-President; Plot No 2 to Aja Asombi Bojang (mother of Ex-President Jammeh (deceased) Plot No.3 to Lamaranah Bah wife of Minister Ismaila Kabba Sambou; Plot No. 4 to Sumaila Sawaneh, Plot No. 5 to Mohamed Ceesay, Plot No. 6 to Sheriff Sawaneh. Both Sheriff Sawaneh and Sumaila Sawaneh disposed of their plots. Plot allocated to Lamarana Bah developed and rented out to an Embassy. Mohamed Ceesay is not known. GBA Master Plan shows that the land area is scrub and forest. There is no change of land use.

¹⁴¹ Exhibit LL2A37

The file and documents in respect of Plot No.1 could not be found by Department of Lands. Plot No.1 and 2 are fenced, Plot Nos 4 and 6 have been sold. Only Plot No 3 (Lamarana Bah is developed). We have not found any records to explain why a layout was created. There is also no record of a change of land use. The former Minister Ismaila Kabba Sambou denies that he created the layout. He however admits that Lamarana Bah is his wife and the layout was created when he was minister.

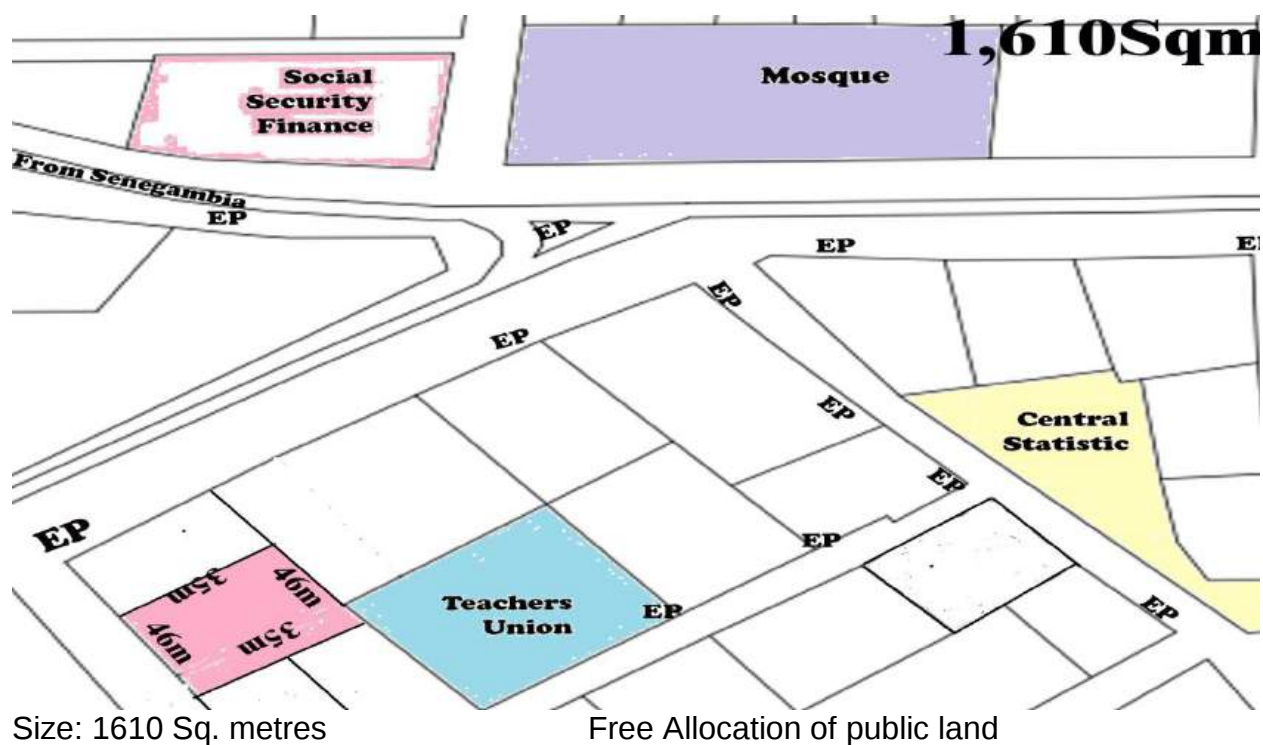
Finding

The Commission concludes that this layout was illegally created for the benefit of the Ex-President, the Minister, and persons associated with them.

Recommendation

The Layout should be cancelled. All leases to the Ex-President, his mother and Lamarana Bah should be rescinded and the land reverted to public use.

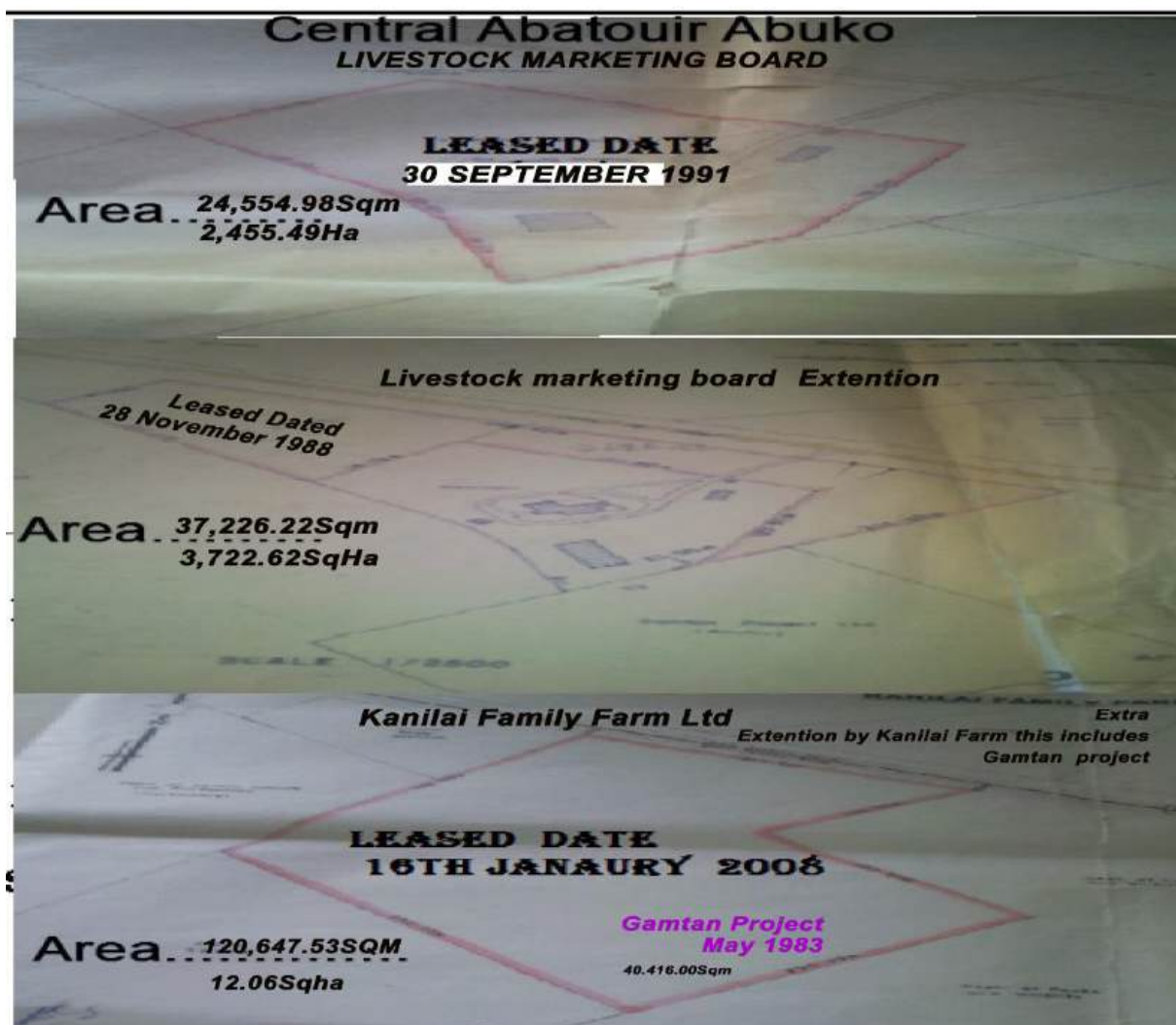
(15) JFP Land – Kanifing Institutional Area.



State land allocated to JFP. The CEO at the time Mrs. Nancy Njie informed the Commission that the file for this property was at the Department of State for lands for the processing of the lease.

The Land forms part of the assets of JFP to be dealt with accordingly¹⁴².

(16) Abuko Abbatoir



As shown¹⁴³ in this Chapter the Ex-President purchased parts of this land in the name of KFF. Following the purchase he proceeded to extend his holding into public spaces in the area.

Finding

The extensions are illegal.

¹⁴² Commission recommends that JFP be liquidated –

¹⁴³ See Section A infra

Recommendation

A further survey should be conducted to determine the extent of the extensions. Same should be restored to its planned usage.

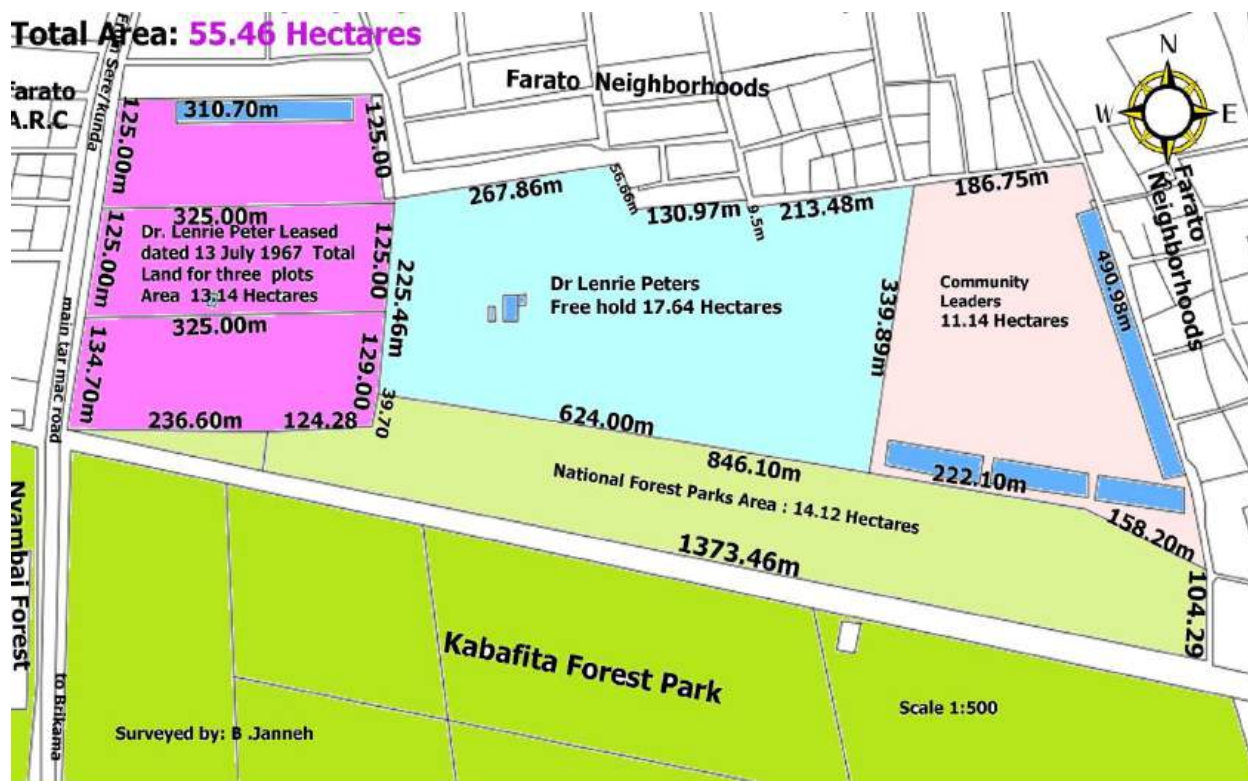
4.5. West Coast Region

West Coast Region is divided into 9 administrative districts and stretches from Senegambia Strip in Kombo North to Brumang Bridge in Foni Kansala on the South Bank of the River Gambia. 57 landed properties substantial sizes were leased to the Ex-President in this Region, excluding land situate in the TDA which are dealt with in the next Chapter. Of these 21 were State grants and the rest district authority grants. The properties are discussed by district below:

A. KOMBO SOUTH

Kombo South is Declared State Land and the State is responsible for its administration and may issue leases subject to the rights of customary owners. The following leases were issued:

(17) Farato Farms Extension - Nyambai Forest¹⁴⁴



¹⁴⁴ Exhibit LL3A(1). Also see Chapter 2

Size: 14.12 Hectares annexed from the Kabafita Forest Park & 11.14 Hectares
Community allocation.

Further to the purchase of Farato Farms from Dr. Lenrie Peters, the Ex-President extended the area purchased by the area coloured pink (11.14 Hectares) and light green (National Forest Parks Area:14.12 Hectares).

The Area of forest encroached is located between Nyambai Forest and Farato Farms and measures 14.12Hectare coloured light green. The Commission has not seen any record of acquisition of this area.

(2) A further extension of 11.14 Hectares was allocated to Ex-President by the Alkalo Fatou Sow Dumbuya and Councillor Saja Gibba of Sanyang Ward by letter dated 5th January 2010 said to be a transfer of ownership of land which “measures 720 meters length and 40 meters and 90 meters breath” and consented to by the signature and stamp of Chief of Kombo North Sheriff M. Janneh. What was actually annexed and fenced off on the ground is what is shown in pink.

Finding

(1) Area encroached upon.

The Commission concludes that this area was illegally annexed by the Ex-President. The area should be confiscated and reverted back to forest land¹⁴⁵.

(2) The extension coloured pink was gratuitously allocated to the Ex-President. However, given the pressure on land in the area, the land should be confiscated by the State and allocated to the community for use as per recommendations already made¹⁴⁶.

¹⁴⁵ See Recommendations Chapter 2 of this Part.

¹⁴⁶ See recommendation....Chapter 2.

SIFFOE LANDS

The 3 Lands which follow appeared to have been given to the Ex-President in Siffoe and leased by him.

(17) Siffoe Garden Kombo South (1)- K179/2012¹⁴⁷



Size: 452.83 Hectares - Community allocation.

Leasehold K179/2012. Lease dated 31st August 2015 issued by Momodou Aki Bayo to H.E. Sheikh Prof. Dr. Alh. Yahya A.J.J. Jammeh Babili Mansa.

(18) Siffoe Garden (2)- K379/2015¹⁴⁸

¹⁴⁷ Exhibit LL3A(2)

¹⁴⁸ Exhibit LL3A(2)



Size: 452.83 Hectares

Community allocation

Lease hold. Region Lease K379/2015 dated 31st August 2015 issued by Momodou Aki Bayo H.E. Sheikh Prof. Dr. Alh. Yahya A.J.J.Jammeh Babili Mansa.

Alhaji Jerreh Demba has written a statement dated 27th November 2017 to the effect that the land belonged to the Demba Kunda Kabilo and was allocated by his elder brother the former Alkalo in order to be close to the President. He provided a transfer of ownership of land dated 1st December 2009 signed by Malanding Demba, Alkalo, Jerreh Demba and Buba Demba confirming that "this land was given many years by the family". No size is stated in the transfer.

Alhaji Jerreh Demba has written on 27th November 2017 to the effect that the present land owned by the Ex-President is Demba Kunda land allocated by his elder brother the former Alkalo in order to be close to the President. He provided a transfer of ownership of land dated 1st December 2009 signed by Malnding Demba, Alkalo, Jerreh Demba and Buba Demba confirming that "this land was given many years by the family. No size is stated.

(19) **Siffoe Garden (3) - K374/2015**¹⁴⁹

¹⁴⁹ Exhibit LL3A(2)



Size: 192.57 Hectares

Community allocation

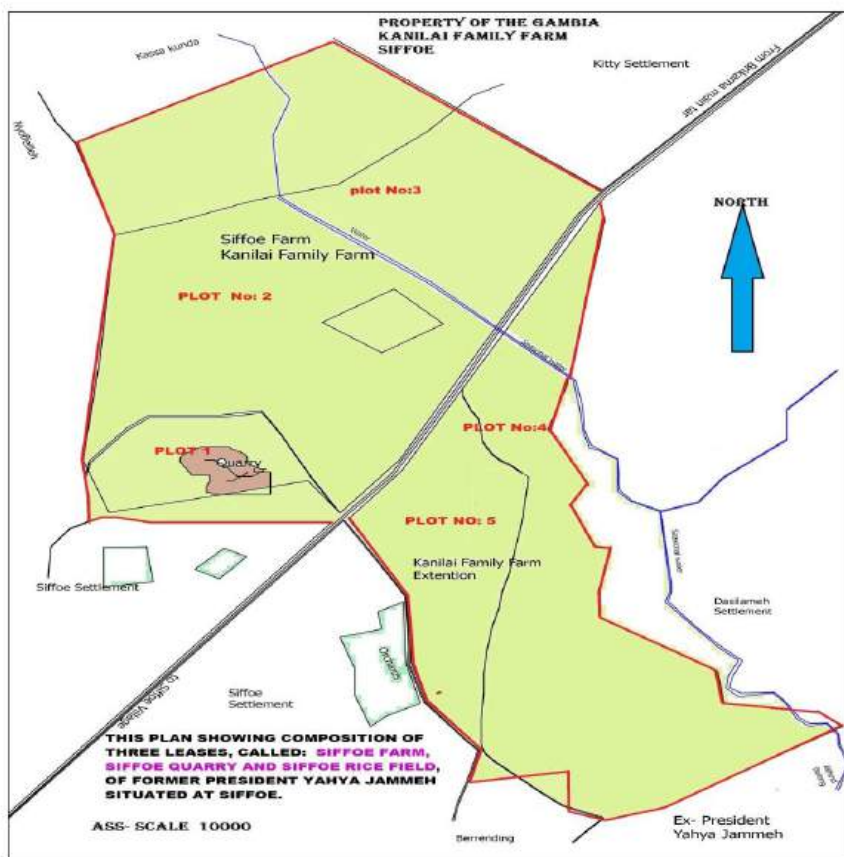
Leasehold. State lease No. K374/2015 dated 31st August 2015 issued by Momodou Aki Bayo to Dr. Alh. Yahya A.J.J.Jammeh.

A Certificate of occupancy in respect of the land was issued dated 13th June 2006 stamped by Alkalo Demba & signed by Seyfo S.M.Janneh and the Local Government officer at Brikama Area Council. The Certificate of occupancy is not complete because it does not show a receipt No. It also does not have a supporting land transfer or other document. However, the file contains an Application for Lease form signed by President dated 15th June 2006 which indicates that land was allocated to him by the Community.

Finding

The plan of the 3 leases when consolidated is the plan below. The Commission finds that leases issued is based on the allocation by the traditional owners.

SIFFOE GARDENS COMPOSITE PLAN



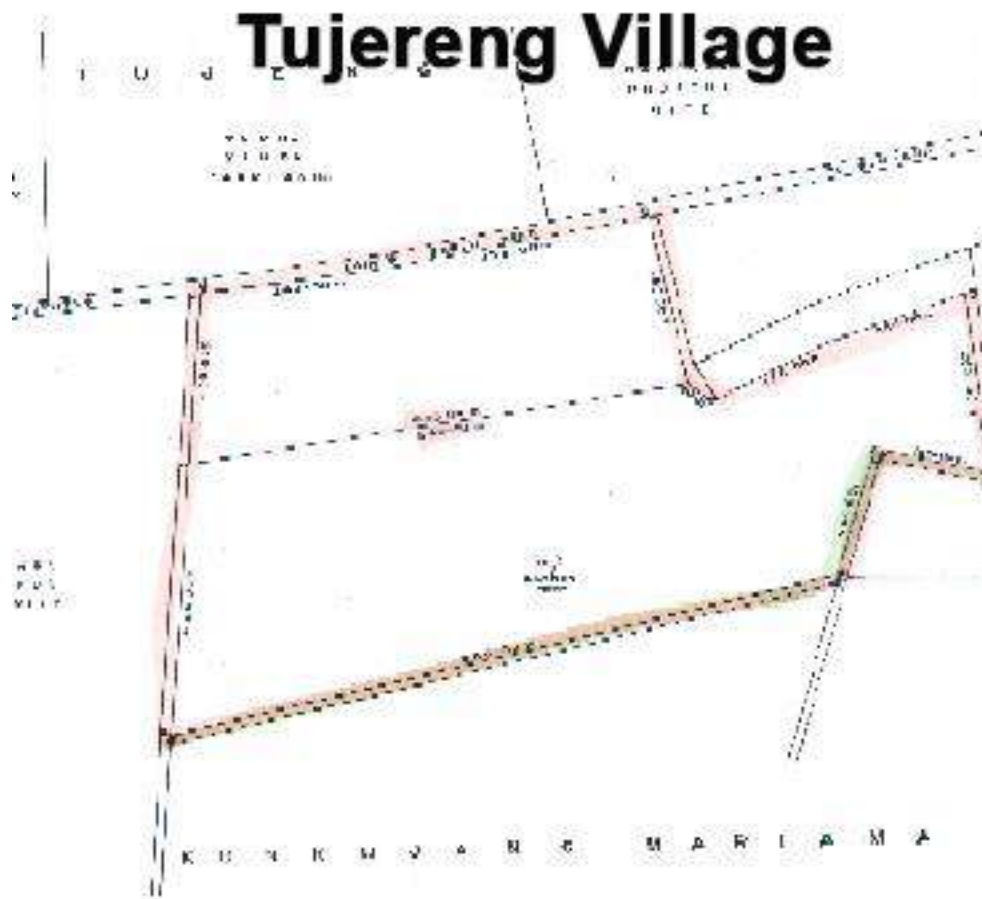
However, the reasons given for the allocation of this land indicates that the Ex-President's position which induced the community to give him this land. It cannot be said to be entirely voluntary.

Recommendation

The Commission finds that the whole Kombo South is in dire need of planning. Given the pressure on land for public spaces and amenities, and the manner of their acquisition, all 3 leases ought to be confiscated by the State for planning purposes and/or public use.

(20) **Tujereng (1) - K178/2012**¹⁵⁰

¹⁵⁰ Exhibit LLA3A(15)



Size: 38.17Hectares

Lease K178/2012 dated 22nd June 2012 issued by Lamin Waa Juwara.

Transfer of ownership of land from Community of Tambakunda Tujereng dated 3rd December 2004 to Yahya AJJ Jammeh signed by Karamo M. Bojang Alkalo and Yahya AJJ Jammeh. Not signed by Chief or BAC. Size of land allocated not stated. Attached is a Certificate of transfer of ownership of land 700 x 400 dated 18th May 2004 signed by Alkalo Karamo S. Bojang Alkalo and TDA witnessed by Karouna Bojang.

Another certificate of ownership dated 7th May 2009 from the Tamba Kunda Clan allocating land measuring 250x700 said to be located on the Old Banyaka Road- Tujereng Village stamped and thump printed by alkalo Karamo S Bojang Witnessed by Harouna Bojang and Sheriff Ajeh Janneh. Another certificate of ownership dated 10th February 2004 from the Tamba Kunda Clan allocating land measuring 700x400 said to be located on the Old Bnyakang Road- Tujereng Village stamped and thump printed by Alkalo Karamo S Bojang. Witnessed by Harouna Bojang and Sheriff ajeh Janneh.

The investigations show that the villagers confirm that it was Chief Ajey Janneh who approached the Kabilo with Cola nuts on behalf of the President and they felt they had to allocate him land. The land was farmed for the President by villagers from Tujereng

and surrounding villages. The Lands Office file SI/245/2012 contains a Certificate of Ownership of land measuring 700x400 signed by Harouna Bojang for Tamba Kunda Clan and Chief Ajeh Janneh dated 10th February 2004

Finding

The Commission concludes that the land was allocated to the Ex-President by the Kabilo. However, he used his Office as President to acquire the land. He applied undue influence.

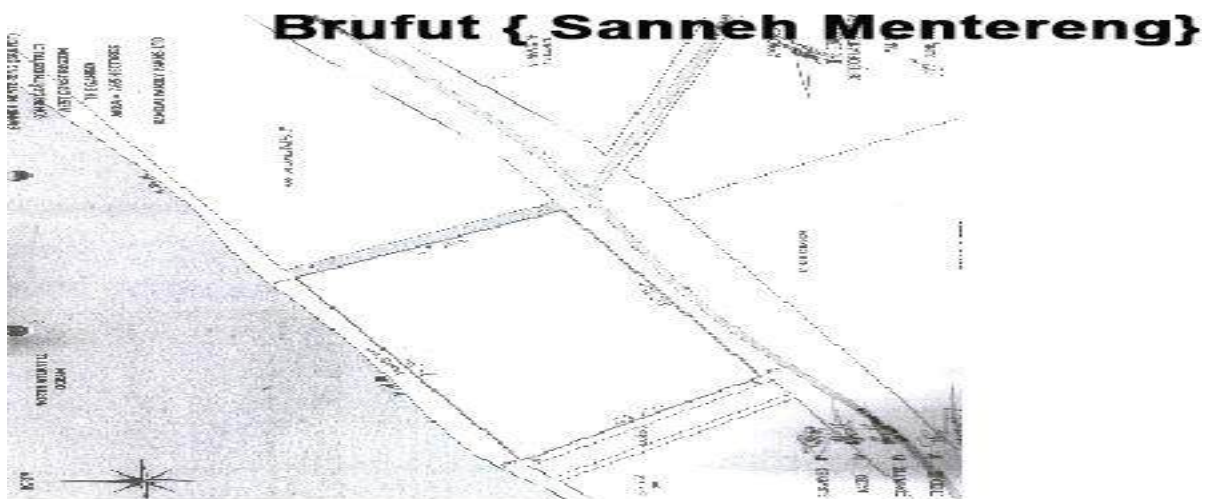
Recommendation

Given the pressure on land for public spaces and amenities, the lease ought to be confiscated by the State for planning purposes and/or public use.

23.& 24 TANJI BIRD RESERVE

Tanji Bird Reserve. Lease K215/2013 dated 19th June 2013 to KFF for 99 years with effect from 1st June 2013 for the purpose of a Religious Facility fit for immediate occupation..... by Minister Momodou Aki Bayo.

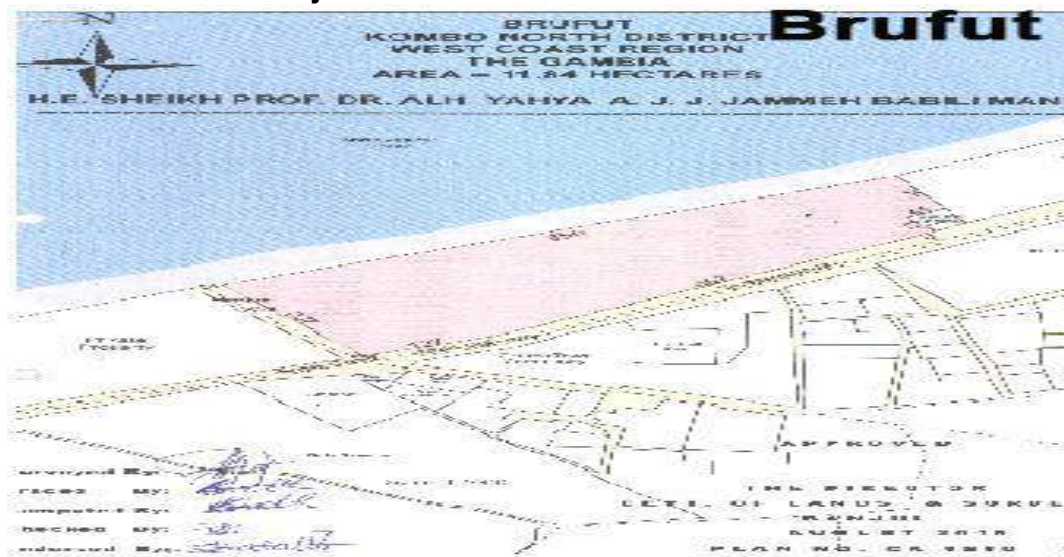
The Tanje Bird Reserve stretches on both sides of the Coastal Highway. The Eastern side of the reserve stretches from former Sheraton Hotel on the Coast to Tanje Bridge while the Western side stretches from Brufut Ghana Town Junction to Tanje Bridge. The Ministry of Forestry and the Environment (MOFEN) records show that that in 2012 the Minister Fatou Gaye approved the de-reservation of the Tanje Bird Reserve by Legal Notice No 11/2012 dated 23rd April 2012. By letter dated 14th February 2013 to the Solicitor General from MoFEN a proposal was conveyed to transfer the Eastern side of the Bird Reserve to KFF and the reservation of the Western side and Bijol Island. By



Size: 7.65 BIRD RESERVE

This area encompasses the Sanneh Mentereng sacred site measuring 7.65 Hectares which forms part of the Bird Reserve.

27. Brufut¹⁵² – Adjacent to Sheraton Hotel.

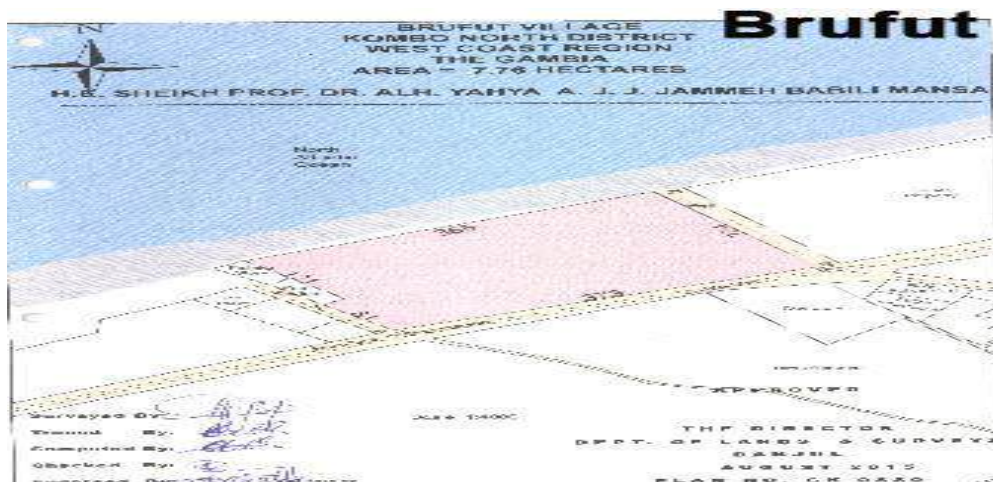


Size: 11.84 Hectares

BRUFUT Fish landing Site. FISH landing site-next to Sanimentereng. Part of the Bird Reserve

TDA. Lease 216/2013

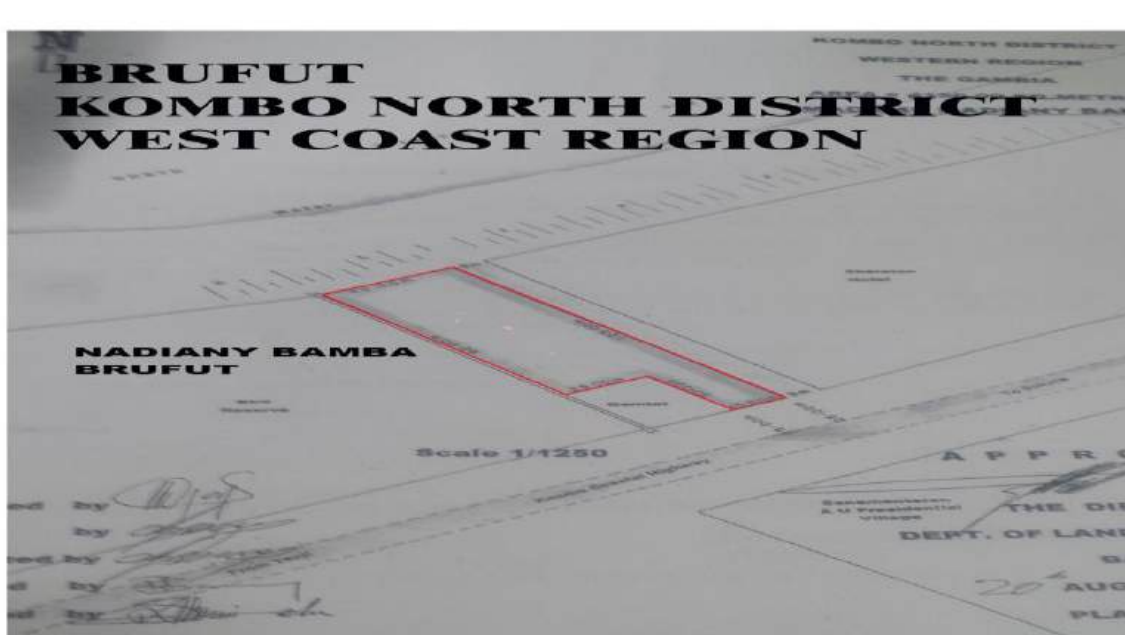
BRUFUT Fish landing Site. FISH landing site-next to Sanimentereng. Part of the Bird Reserve



Size: 7.76 Hectares

Lease K380/2015 dated 31st August 2015 to Prof. Dr. Alhagie Yahya A.J.J. Jammeh for 99 years with effect from 1st August 2015 for multi-purpose use by Minister Momodou Aki Bayo. Area falls within the Tanje Bird Reserve.

29. Brufut – Madam Nadiany Bamba¹⁵³



Size: 4150 Square metres

TDA. Lease dated 22nd August 2002 to Madame Ndianny Bamba of 11 B.P. 2020 Abdjani Cote D' Ivoire for 99 years with effect from 1st August 2006 for residential purpose by Minister Ismaila Kaba Sambou.

¹⁵³ Exhibit LL4A(24) believed to be the wife of Former President Laurent Gbagbo.

Property allocated by DLS to Madame Ndiany Bamba of 11 B.P. 2020 Abidjan 11 Cote d'Ivoire by letter dated 20th July 2008 signed by Director Malamin Jatta. No explanation as to why lease was issued

DLS file contains allocation letter also to H.E. Laurent Gbagbo of Ivory Coast. Land within the Tanjeh Bird Reserve dated 22 July 2006. It would appear it is this allocation that was later changed to Madame Bamba.

Finding - Tanje Bird Reserve

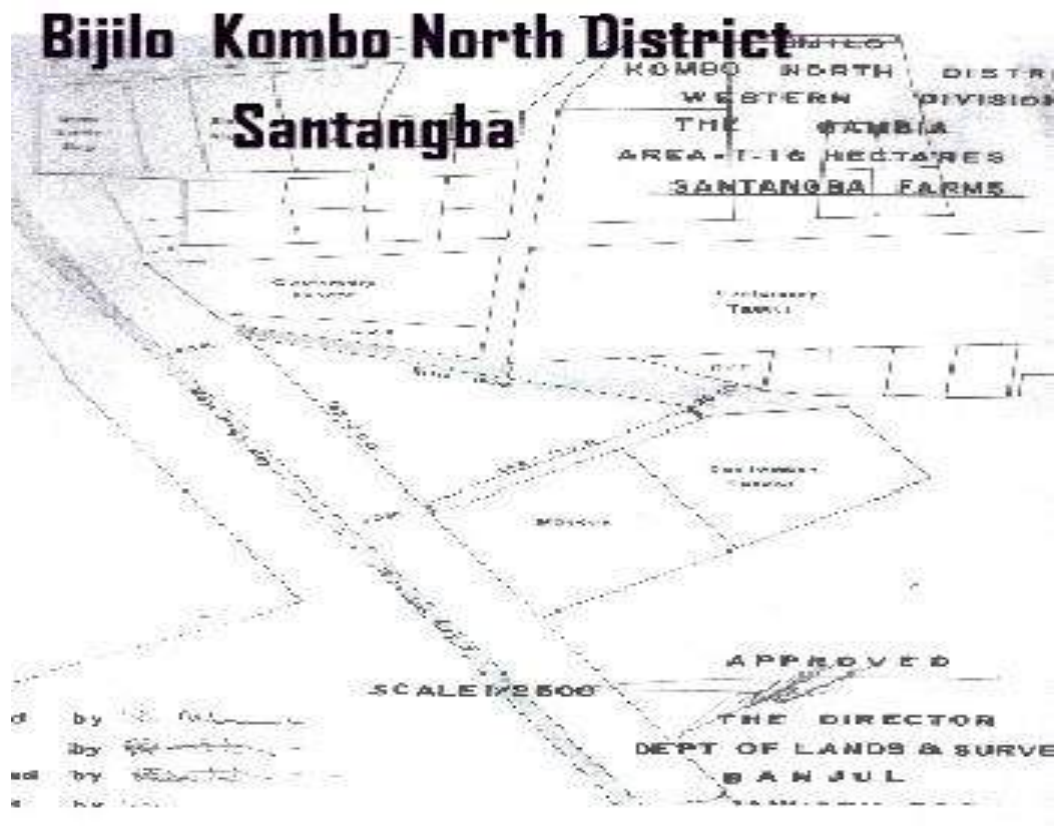
The Commission has reviewed the actions by the Minister of forestry to de-reserve the Bird Reserves for what appears to be for the benefit of the Ex-President. The Commission finds that these actions are not for the public good or in the public interest. The power vested in the Minister to de-reserve forests and parks must be exercised in good faith and for the public good. The Commission concludes that the leases issued to the Ex-President over the Tanje Bird Reserve are illegal. The bird reserves ought to be full restored, nursed and preserved for posterity and not allocated or changed for other uses that do not preserve the biodiversity of the country.

Recommendation.

The ease and clandestine manner with which the Bird Reserve was de-reserved is a great cause for concern. Further legislation should be introduced limiting the powers of the Minister to de-reserve parks and forests without complying with a strict procedure that allows for public and National Assembly participation in the process.

30. Bijilo Triangle - Santangba¹⁵⁴

¹⁵⁴ Exhibit LL4A(20)



1.16 hectares

Lease dated 16th March 2004 to Santangba Farms an alleged enterprise of Ex-President for 99 years with effect from 1st December 2003 for commercial purposes by Minister Manlafi Jarjue. A Letter of allocation dated 21st November 2003 reference SL/257/2003/(2) to managing director Santangba Farms only correspondence in DLS file SL/257/2003.

There is no application for this lease and the reasons for allocating it are not in the DLS records. The file does not also show what Santangba Farms is and who its owners are. The Commission was informed that the procedure's applying for leases for companies includes full disclosure of the owners of the company by production of the company documents¹⁵⁵.

Finding

The Commission concludes that the issue of this Lease is completely irregular. The lease should be cancelled since it was granted to a none-existent person.

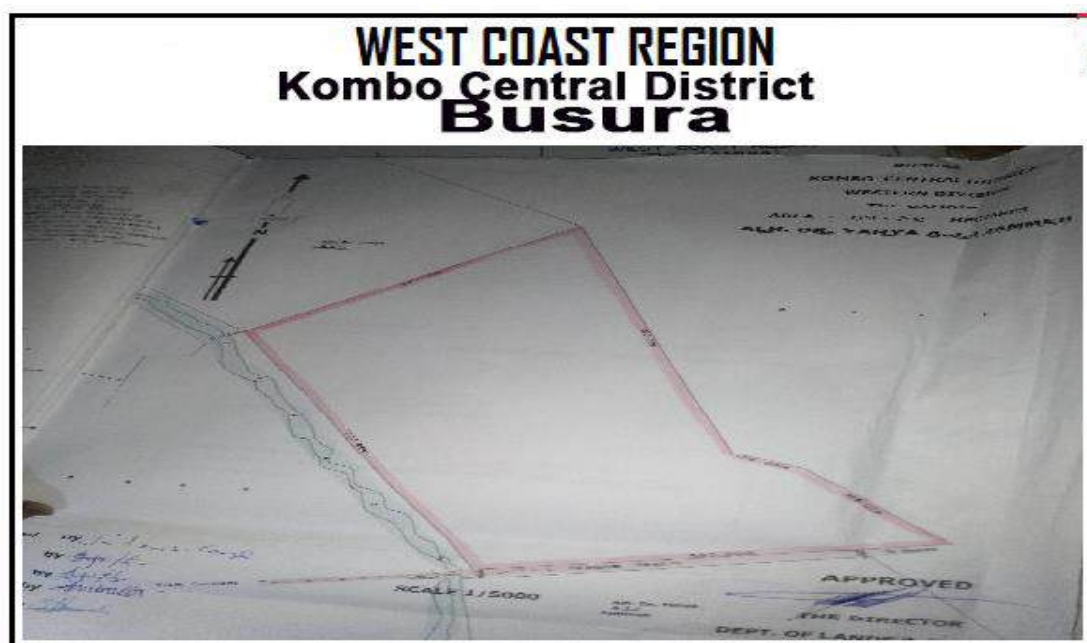
Recommendation

¹⁵⁵ Transcript of Musa Badji – Director Physical Planning – dated 27th March 2018.

Given the congestion on the Bertil Harding Highway in Bijilo, the land should be zoned as a green area of for public use.

C. KOMBO CENTRAL

31. **Busura**¹⁵⁶ (1)



Size: (Not calculated)

Lease K27/2008. Leases dated 5th February 2007 to Alhagie Dr. Yahya Abdul Aziz Jemus Junkung Jammeh State House.

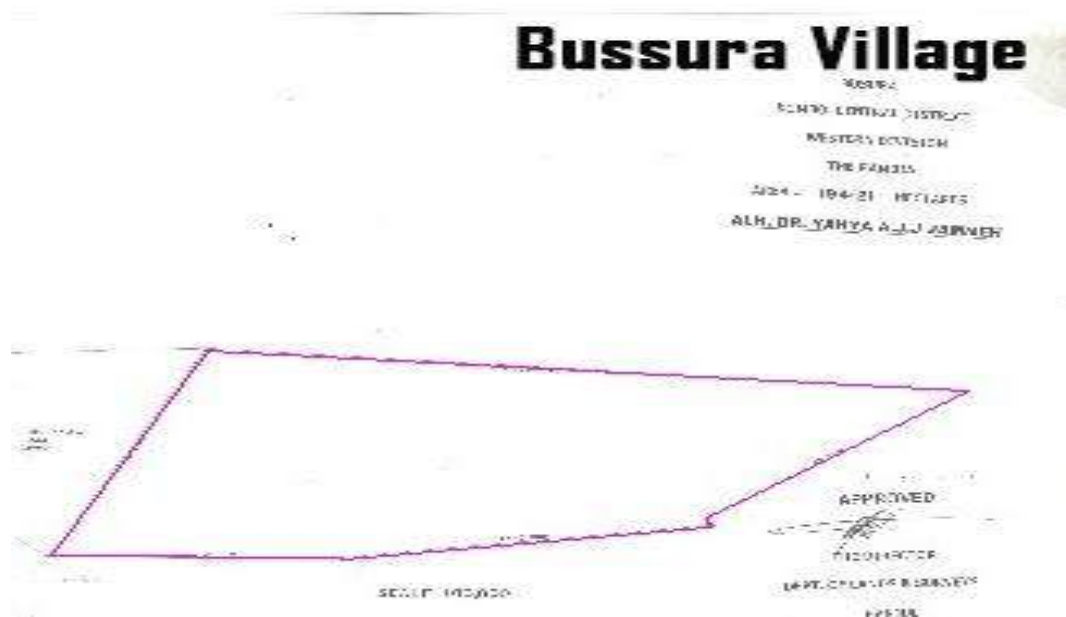
Application for grant of lease completed by Ex-President and dated 13th October 2006 (passport No. 000001) indicate that: *"The Community (Traditional Owners offered it to me and gave it to me.)* Use is stated to be for multipurpose i.e. agricultural including agro industrial. Size stated in the application is: 1000 x106x308x587x1005x680 metres. Leases issued by Secretary of State Ismaila Kabba Sambou effective from 1st January 2007 and signed by Ex-President.

Letter dated 10th December 2009 signed by Imam Alh. Ebrima Faye, Yunusa A. Faye, Malanding Sanneh and Alh.Alieu Jarju and witnessed by Bakary Sanneh also bearing the stamp and signature of the Alkalo Omar Fye indicates that the Alkalo and elders and the community of Busura village in Kombo Central District allocated the land to the Ex-President. The measurements are not stated in the said letter. Land Certificates of Occupancy is dated 26th July 2006.

¹⁵⁶ Exhibit LL5A(1)

32. Busura¹⁵⁷ (2)

Kombo central district



194.21 hectares

Lease K28/2008 dated 5th February 2007 to Alhagie Dr. Yahya Abdul Aziz Jemus Junkung Jammeh State House.

Application for grant of lease completed by Ex-President and dated 13th October 2006 (passport No. 000001) indicate that: "Given to me by the Traditional Owners). Use is stated to be for multipurpose i.e. agricultural including agro industrial. Size stated in the application is: metres and 2835x1095x1430 x1010x1072 metres. Leases issued by Secretary of State Ismaila Kabba Sambou effective from 1st January 2007 and signed by Ex-President. Letter dated 10th December 2009 signed by Imam Alh. Ebrima Faye, Yunusa A. Faye, Malanding Sanneh and Alh. Alieu Jarju and witnessed by Bakary Sanneh also bearing the stamp and signature of the Alkalo Omar Fye indicates that the Alkalo and elders and the community of Busura village in Kombo Central District allocated the land to the Ex-President.

The measurements are not stated in the said letter.

Finding - 2 Busura Properties

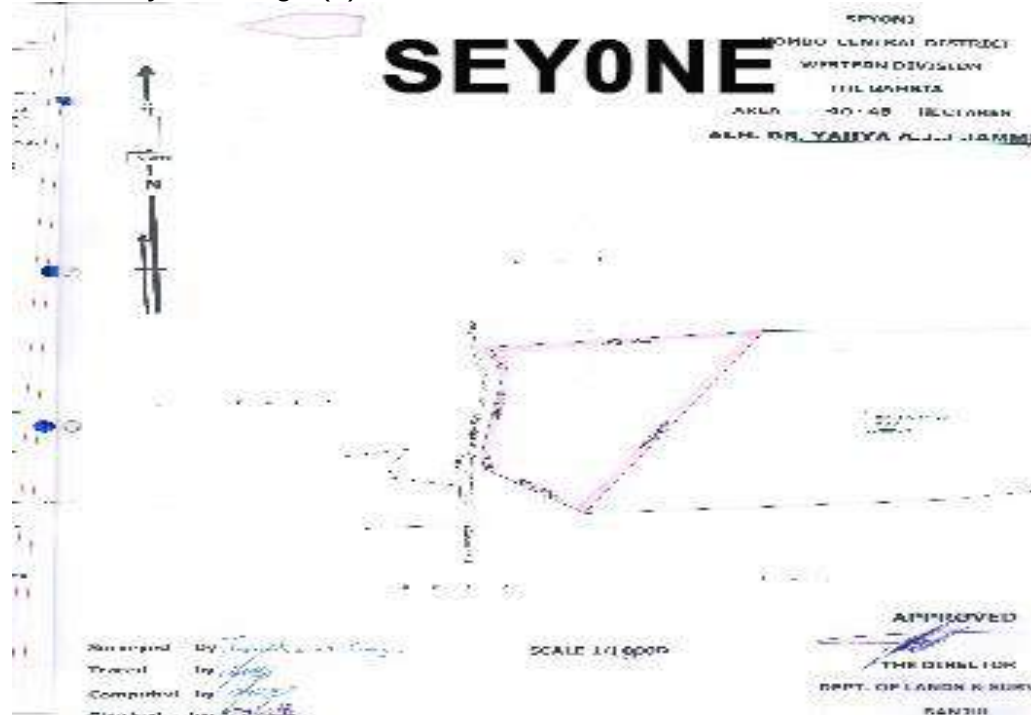
The leases for Busura are based on gratuitous allocations of the land to the Ex-President.

¹⁵⁷ Exhibit LL5A(1)

Recommendation

Given the pressure on land for public spaces and amenities, the lease ought to be confiscated by the State for planning purposes and/or public use.

33. Seyoni Village (1)¹⁵⁸



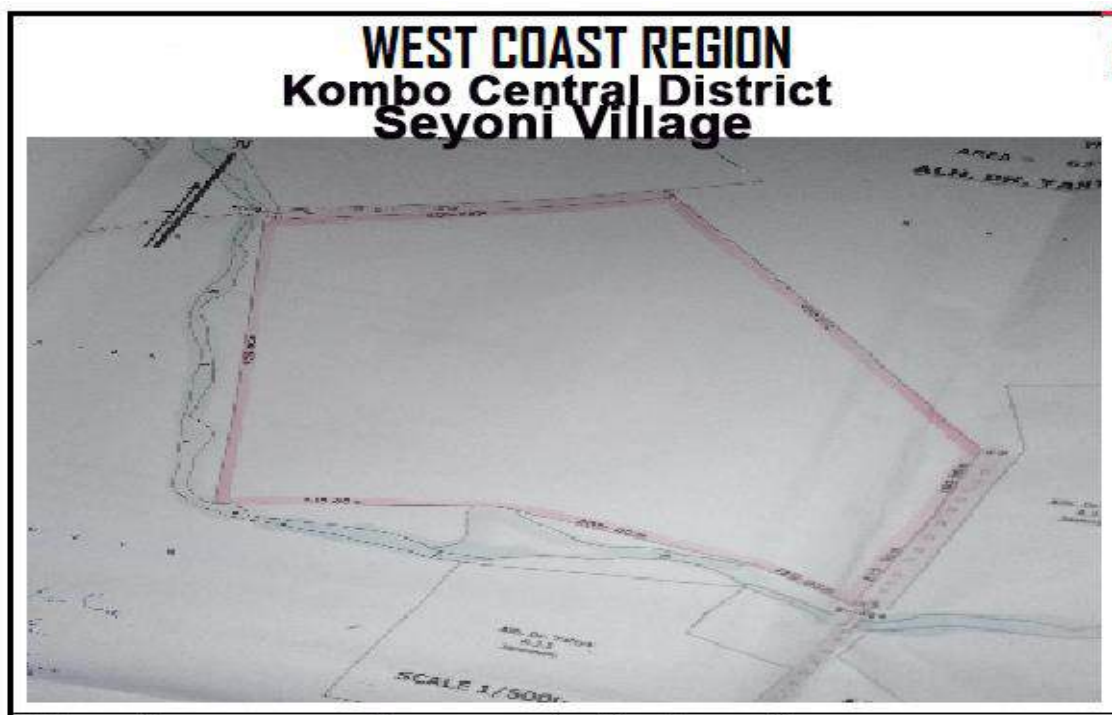
Size: 40.45 Hectares

Lease (undated) issued under the State Lands Act 1991 to Alhaji Dr Yahya Abdul Aziz Jemus Junkung Jammeh for 99 years with effect from the 1st January 2007 for agricultural purposes by Minister Ismaila Kabba Sambou.

File DLS/114/2006 9th November 2006 contains certificate of occupancy 55/2006 dated 25th July 2006 issued to Yah Ya A.J.J. Jammeh by district authority endorsed by alkalo Fabakary Badjie Alkali with landuse report from Department of Physical Planning.. TR No is blank and revenue collector did not sign allocated place. File also contains Application for lease dated 13th October, 2006 by Ex-President personally which states: "Given to me by Traditional owners" ... "Multipurpose including agro processing industries etc." Transfer of Ownership from Community of Siyon witnessed by Sherriff M. Janneh said to be made on 14th October 2003. Area is not stated. Approval of local government officer not completed. Registered lease not seen.

34. Seyoni Village (2)¹⁵⁹

¹⁵⁸ Exhibit LL5A(4)



Size: 63.87 Hectares

Lease (undated) issued under the State Lands Act 1991 to Alhaji Dr Yahya Abdul Aziz Jemus Junkung Jammeh for 99 years with effect from the 1st January 2007 for agricultural purposes by Minister Ismaila Kabba Sambou.

File DLS/114/2006 9th November 2006 contains certificate of occupancy 55/2006 dated 24th July 2006 issued to Yah Ya A.J.J. Jammeh by district authority endorsed by Fabakary Badjie Alkali with landuse report from Department of Physical Planning.. TR No is blank and revenue collector did not sign. File also contains Application for lease (undated) by Ex-President personally which states: "It was given to me by Traditional owners" ... "Multipurpose including agro industrial". Registered lease not seen.

Finding - 2 Seyone Properties

The leases for Busura are based on gratuitous allocations of the land to the Ex-President.

Recommendation

Given the pressure on land for public spaces and amenities, the lease ought to be confiscated by the State for planning purposes and/or public use.

¹⁵⁹ Ibid LL5A(4)

35. Darsillameh¹⁶⁰



246.82 Hectares

Lease K376/2015 issued under the State Lands Act 1991 for 99 years with effect from 1st August 201 to Dr Alh. Yahya A. J.J. Jammeh for multi-purpose by Minister Momodou Aki Bayo.

Director of Lands and Surveys Records show a letter dated 11th January 2010 from Jeferr Bojang Alkalo and land owner and Ismaila Sambou witnessed by Lamin Manneh, Sanna Jarju and Malanding Demba which indicates that land (size not stated) was transferred to Ex-President. 4 separate sketch plans are attached to the said letter prepared by the DLS respectively measuring 31.29, 55.95, 43.79, and 55.95 Hectares.

Ex-President applied for the lease the on 15th June 2006 stating that variously that they were acquired from the Village Community – that it was a gift from the traditional owners. 2 previous leases SR No.K8/2005 and K9/2005 issued to the Ex-President covering parts of the said land were cancelled and appear to have been replaced by K376/2015.

Finding

The lease is based on gratuitous allocations of the land to the Ex-President.

Recommendation

Given the pressure on land for public spaces and amenities, the lease ought to be confiscated by the State for planning purposes and/or public use.

¹⁶⁰ Exhibit LL5A(5)

36. Dimbaya Village¹⁶¹



Size: 23.71 hectares

Lease (undated) issued under the State Lands act 1991 to Alhagie Dr. Yahya Abdul Aziz Jemus Junkungg Jammeh for 99 years with effect from 1st January 2007 by SOS Ismaila Kabba Sambou. DLS file –DLS/116/2006 dated 9th November 2006 contains Certificate of occupancy No. 157/2006 endorsed by alkalo Burama Colly on 24th July 2006. TR No and signature of revenue collector is blank. Physical Planning Department land use report with sketch plan attached.

Application for a lease by Ex-President personally dated 13th October, 2006 indicates that land given to him by the traditional owners for multi agriculture including agro processing, aqua culture etc. Letter dated 10th December 2009 from the Alkalo Burama Colley, Ebrima Kolley and Abdoulie Touray witnessed by Bakary Sanneh and Seyfo Sheriff Aje Janneh. Letter dated 10th December 2009 Signed by alkalo Burama Kolley and witnessed by Sheriff aje Janneh among others confirms that the alkalo and elders of Dimbaya Village allocated land to the Ex-President. The size of the land is not stated. Registered lease not seen.

Finding

The leases based on gratuitous allocations of the land to the Ex-President.

Recommendation

Given the pressure on land for public spaces and amenities, the lease ought to be confiscated by the State for planning purposes and/or public use.

¹⁶¹ Exhibit LL5A(7)

D. KOMBO EAST

37. Duwasu¹⁶²



Lease SR No. P27/2010 issued under the Lands Provinces Act Cap.103 to Sheikh Prof. Dr. Alh Yahya A.J.J. Jammeh for 21 years with effect from 25th March 2010 by the district Authority presided over by Seyfo Alh Basiru B Jarju. Lease endorsed by Governor and approved by Dr Njogou L. Bah presiding Minister for Local Government and Lands.

Application for a lease dated 10 November 2009 submitted to the district authority by the Department of Lands and Surveys with a request for a resolution of the authority. Resolution issued by the district authority on the 25th November 2009.

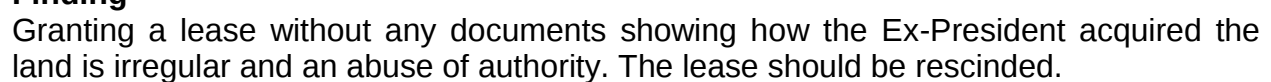
There is no indication of how land was acquired.

Finding

Granting a lease without any documents showing how the Ex-President acquired the land is irregular and an abuse of authority. The lease should be rescinded.

¹⁶² Exhibit LL5A(2)

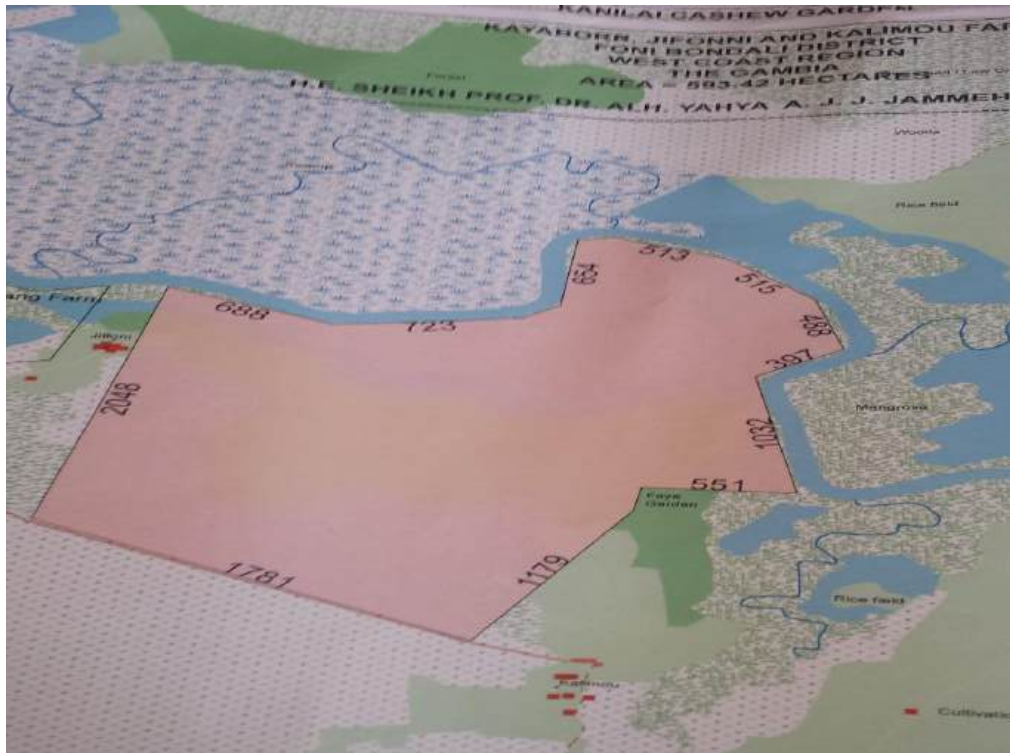
38. Kampassa Village¹⁶³



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F. FONI BONDALI DISTRICT

39. Kayaborr, Jifonni & Kalimou Farm¹⁶⁴



Size: 593.42 Hectares

Lease P61/2015 undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh. Yahya A.J.J. Jammeh for trading, factory, residential and agricultural purposes for 99 years with effect from 25th August 2015 by District Authority presided over by Seyfo Dembo Badgie. Endorsed on behalf of Governor Aminata Sefai Hydara. Approved by Minister Momodou Aki Bayo.

There is no document supporting the issue of this lease to the Ex-President.

Finding

Granting a lease without any documents showing how the Ex-President acquired the land is irregular and an abuse of authority. The lease should be rescinded.

¹⁶⁴ Exhibit LL6(2)

40. **Bantanjang, Jifonni & Kalang Farm**¹⁶⁵



Size: 205.76 Hectares

Lease P49/2015 undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh. Yahya A.J.J. Jammeh for trading, factory, residential agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over by Seyfo Dembo Badgie. Endorsed on behalf of Governor Aminatta Siffai Hydara. Approved by Momodou Aki Bayo on the 31st August 2015.

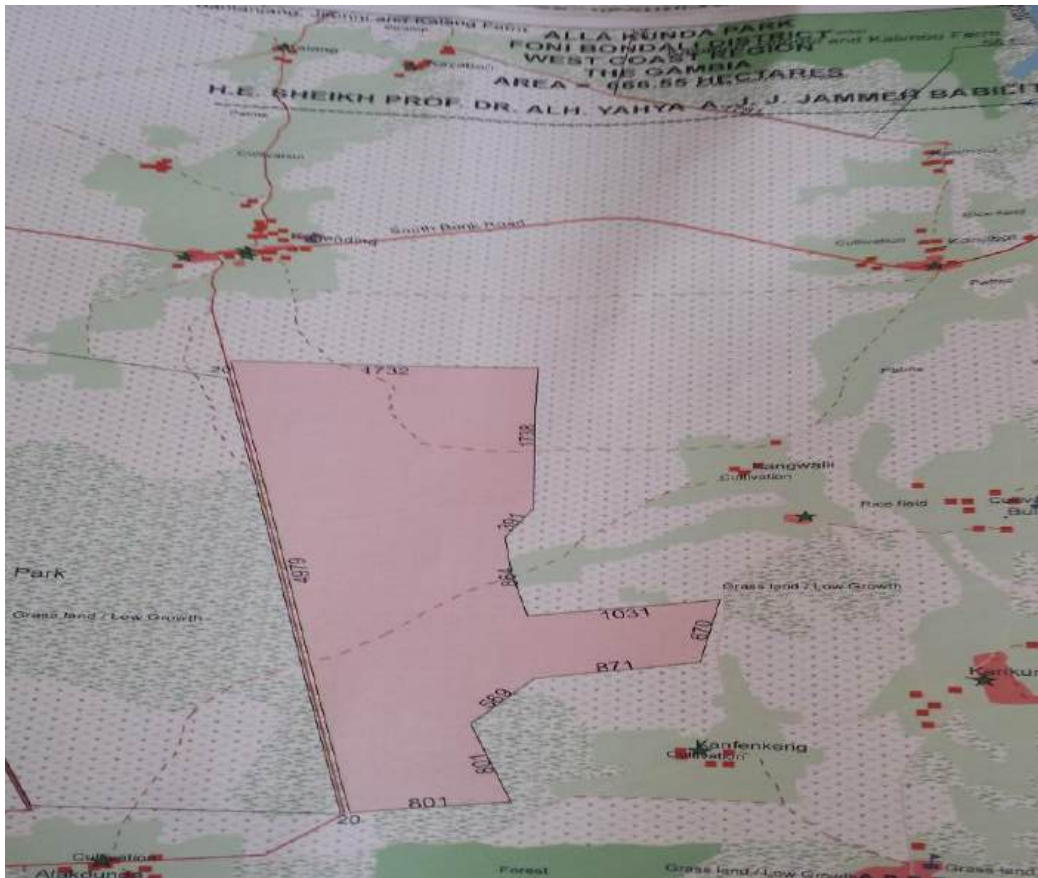
There is no document supporting the issue of this lease to the Ex-President.

Finding

The issue of the lease without any documents showing how the Ex-President acquired the land is irregular. The lease should be rescinded.

¹⁶⁵ Exhibit LL6(3)

41. **Alla kunda Park**¹⁶⁶



Size: 666.55 Hectares

Lease P67/2015 undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh. Yahya A.J.J. Jammeh for trading, factory, residential agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over by Seyfo Demo Badjie. Endorsed on behalf of Governor Aminatta Siffai Hydara. Approved by Momodou Aki Bayo on the 31st August 2015.

There is no document supporting the issue of this lease to the Ex-President.

Finding

The issue of the lease without any documents showing how the Ex-President acquired the land is irregular. The lease should be rescinded.

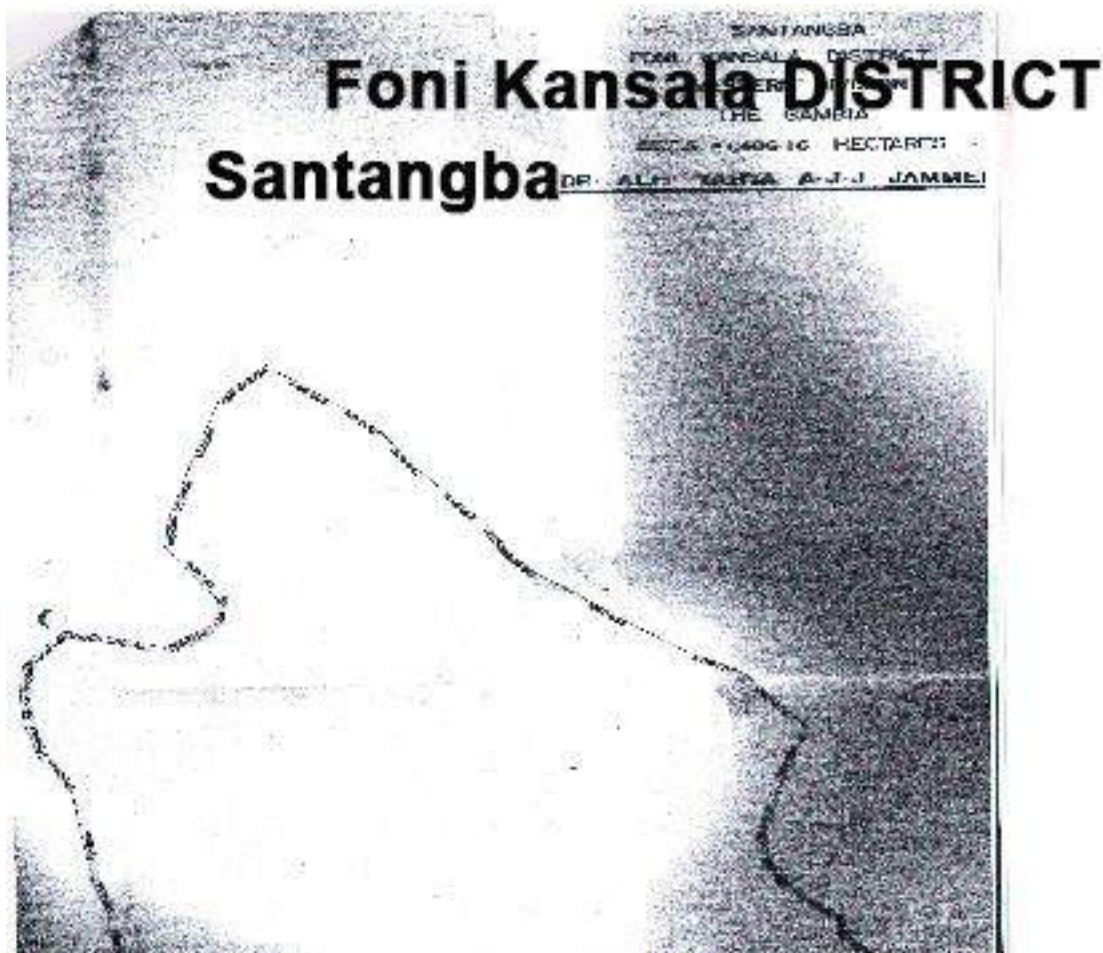
166 Exhibit LL6(4)

G. FONI KANSALLA

Chief of Foni Kansala from 2004-2015, Momodou Lamin Jarju, by statement made on the 6th August 2018 has said that he was never involved in the transferring of Farm lands to Ex-President. He said they, the people of his district, do work for him in Burrock, Giran, Kamfanti and Kanilai but he does not know how the Ex-President acquired these lands.

He remembers signing documents brought to him from Banjul but does not know for which properties.

42. **Santangba**¹⁶⁷



Size: 1,486.16 Hectares

¹⁶⁷ Exhibit LL6(5)

Lease P18/2003 DI 29/L26 dated 29th July 2003 issued under the Lands Provinces Act (CAP.103) to Alh. Dr. Yahya A.J.J. Jammeh for trading station and agricultural purpose for 99 years with effect from 29th July 2003 by District Authority presided over by Seyfo Sheriff Gibba. Endorsed by Commissioner (name not stated) and approved by SOS Manlafi Jarju on the 12th September 2003.

Western Division file DI.29/L26 shows that application for the grant of the land was made to the District Authority by Ex-President Jammeh personally on 23rd April 2002 with a sketch plan stamped by Alkalo Masereh Jammeh attached. The Commissioner's office then issued a letter dated 9th May 2002 to the Permanent Secretary Local Government with a resolution of the authority (undated) and endorsed by the stamp of the Alkalo of Kanilai Masereh Jammeh approving the granting of a lease to the Ex-President. By letter dated 24th May 2002 the Department of State for Local Government approved the granting of the Lease.

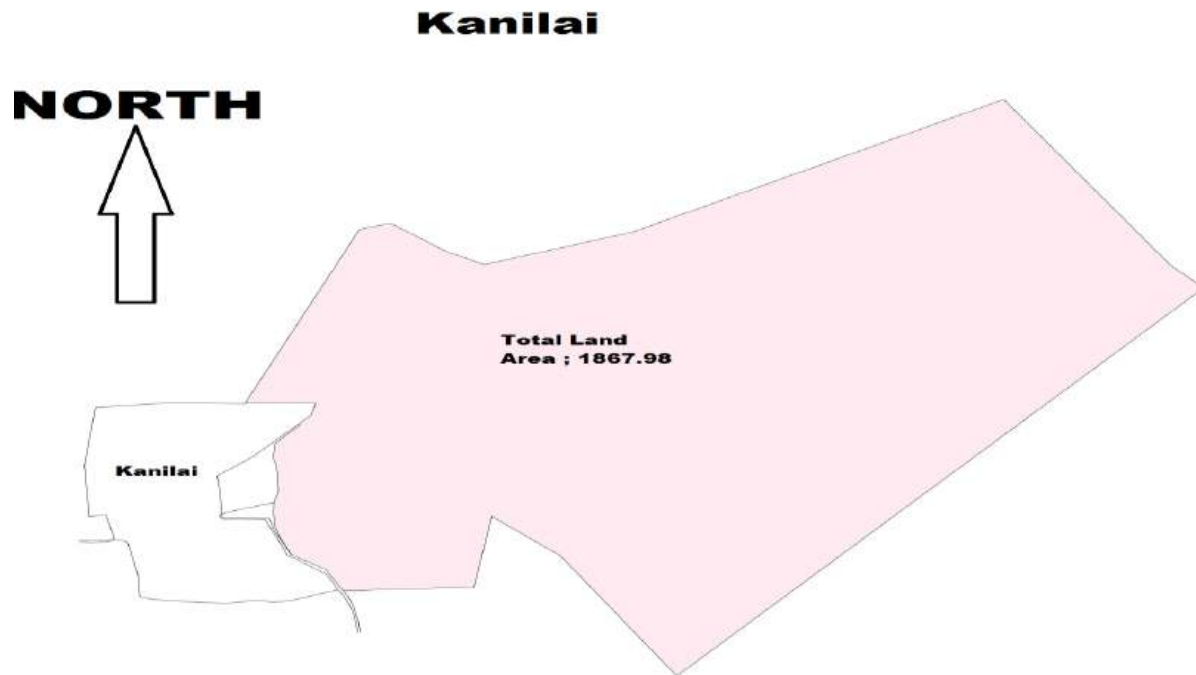
There is no indication of the original land owners or how the land was acquired from the original land owners.

Finding

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

43. Kanilai ¹⁶⁸

¹⁶⁸ Exhibit LL6(6)



Size: 1867.98 Hectares

Lease P19/2003 DI29/L25 dated 4th August 2003 issued under the Lands Provinces Act (CAP.103) to Alh. Dr. Yahya A.J.J. Jammeh for trading station and agricultural purpose for 99 years with effect from 4th August 2003 by District Authority presided over by Seyfo Sheriff Gibba. Endorsed by Commissioner (name not stated) and approved by SOS Manlafi Jarju on the 12th September 2013.

File DI.29/L25 from Commissioner's Office Brikama shows that application for the grant of land was made to the District Authority by Ex-President Jammeh personally on 29th September 1999. File contains a resolution of the District authority dated 12th August 1999 which included the Alkalo Masireh Jammeh and a sketch plan stamped by District authority, Physical Planning Department and the Commissioner's Office.

There is no indication of the original land owners or how the land was acquired from the original land owners.

Finding

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

44. Kanilai¹⁶⁹

¹⁶⁹ Exhibit LL6



Size: 161 Hectares

Lease DI.29/L27

dated 14th December 1999 issued under the Lands Provinces Act (CAP.103) to Dr. Alhaji Yahya Jammeh. Yahya A.J.J. Jammeh for trading station, factory/ residential and agricultural purpose for 99 years with effect from 16th December 1999 by District Authority presided over by Seyfo Sheriff Gibba. Lease endorsed by Commissioner (name not stated) and approved by SOS signature not decipherable) on the 23rd December 1999.

Western Division file DI.29/L27 shows that application for the grant of land was made to the District Authority by Ex-President Jammeh Personally on 23rd April 2002 with a sketch plan stamped by Alkalo Masereh Jammeh attached. The Commissioner's office then issued a letter dated 22nd April 2002 for approval to Ex-President to lease the land with copies of the resolution forms. A further letter dated 9th May 2002 was sent to the Permanent Secretary Local Government with a resolution dated 17th April 2002 of the District Authority endorsed by the stamp of the Alkalo of Kanilai Masereh Jammeh approving the granting of a lease to the Ex-President. By letter dated 24th May 2002 the Department of State for Local Government approved the granting of the Lease.

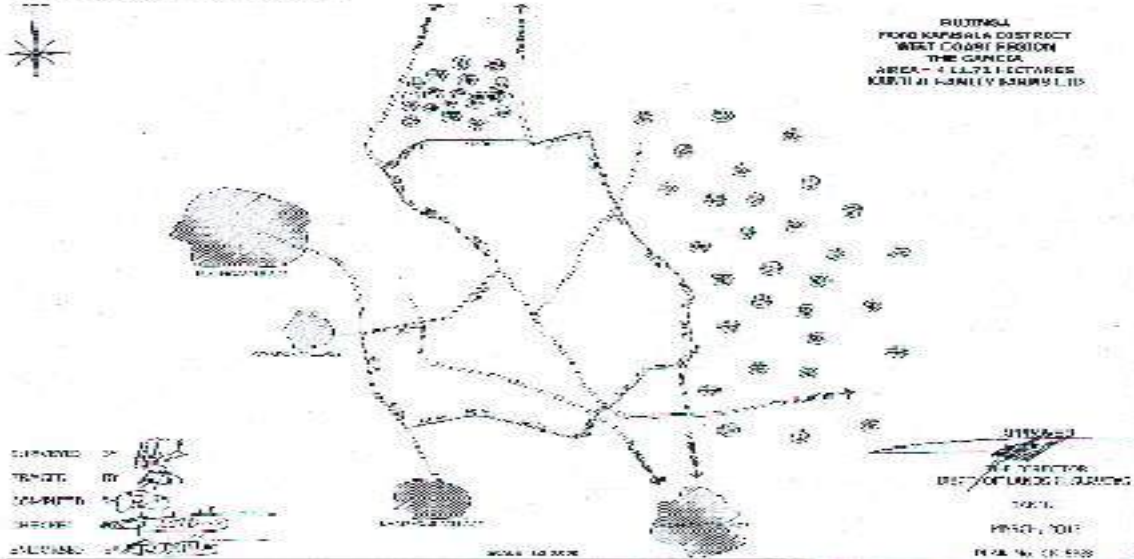
There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

It is to be noted that the Ex-President has made extensive developments on these lands. The Commission has shown that the only resources available to the Ex-President to carry out these developments are public funds or monies otherwise acquired by bribery and corruption.

45. Bujinga¹⁷⁰

BUJINKA



Size: 411.72 Hectares

Lease P32/2013

¹⁷⁰ Exhibit LL6(7)

DI29/L34 dated 29th July 2013 issued under the Lands Provinces Act (CAP.103) to Kanilai Family farms Ltd for trading station and agricultural purpose for 21 years with effect from 29th July 2013 by District Authority presided over by Seyfo Momodou Lamin Jarju. Lease endorsed by Governor Alh. Lamin Sanneh and approved by Minister Momodou Aki Bayo on the 25th August 2013.

There is no indication of how the Ex-President acquired the lands leased to him.

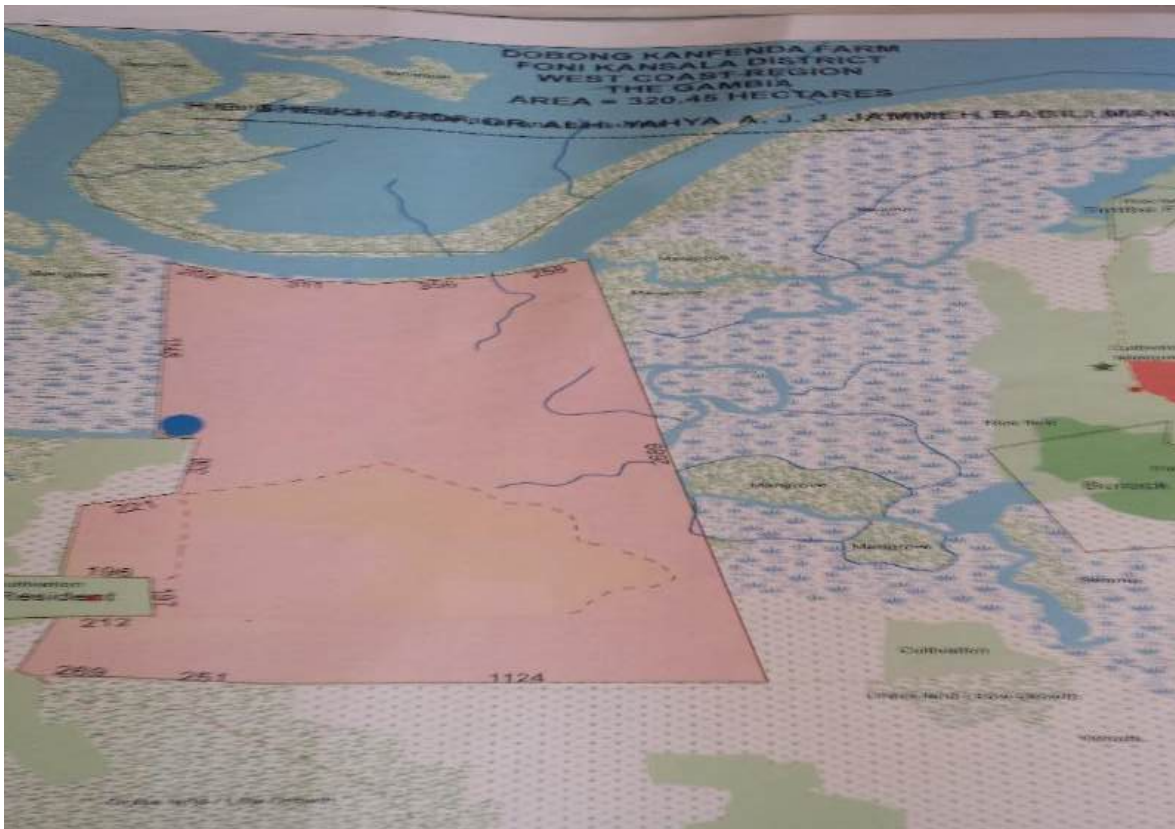
Finding

The Lease has no supporting document.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

46. Kanfenda Farm¹⁷¹

¹⁷¹ Exhibit LL6(8)



Size: 320.45 Hectares

Lease P53/2015 undated issued under the Lands Provinces Act (CAP.103) to Alh. Dr. Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over by Seyfo Malamin Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015.

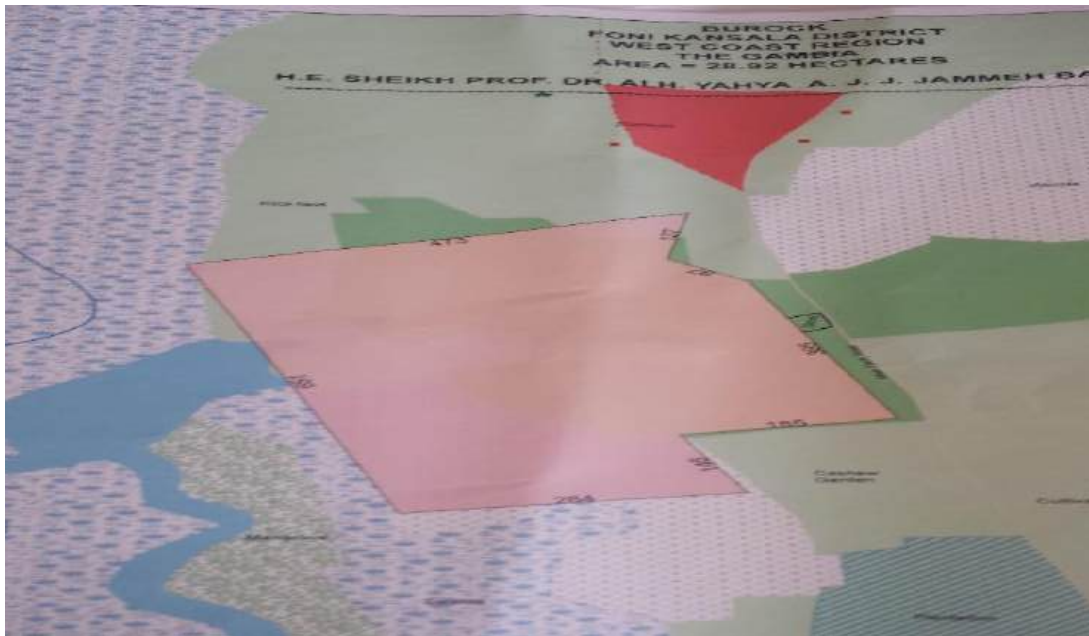
Current Alkalo of the Village, Malafi Jarju has stated that the land was given to the Ex-President as a son of the village and because other villages were giving him land

Finding

The lease is based on a gratuitous allocation of land by the community.

47. Burrock¹⁷²

¹⁷² Exhibit LL6(9)



Size: 28.92 Hectares

Lease P54/2015 undated to issue under the Lands Provinces Act (CAP.103) Alh. Dr. Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2013 by District Authority presided over Seyfo Malamin Jarju.

Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 201

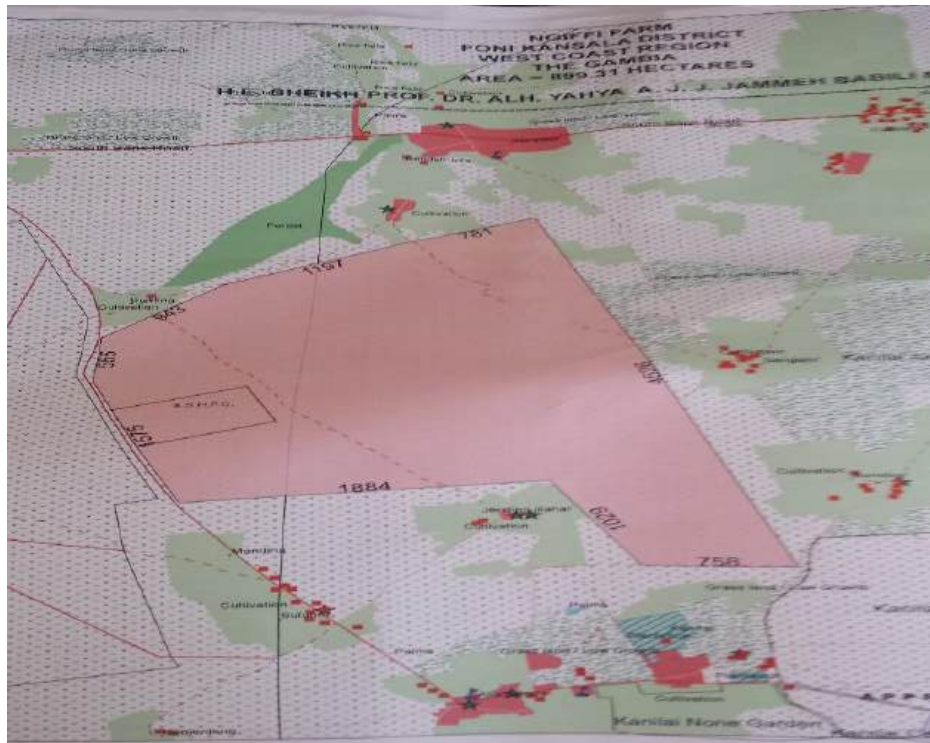
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

48. Ngiffi Farm¹⁷³

¹⁷³ Exhibit LL6(10)



Size: 899.31 Hectares

Lease P55/2015- undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh.Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Malamin Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015.

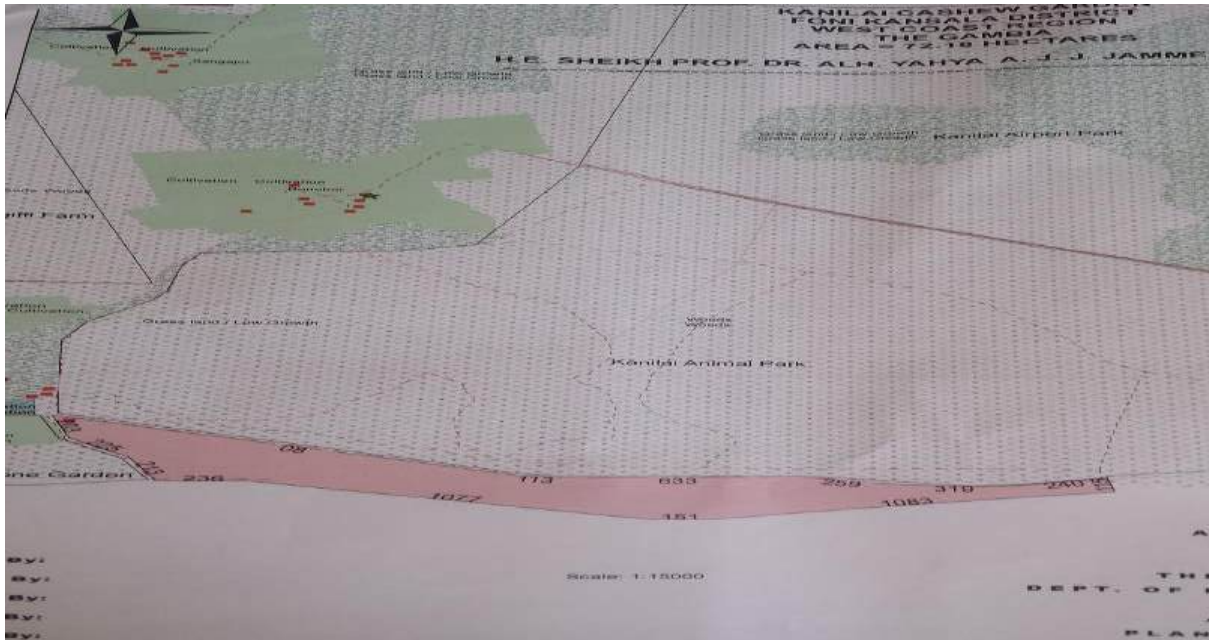
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

49. Kanilai Cashew Garden¹⁷⁴

¹⁷⁴ Exhibit LL6(11)



Size: 72.18 Hectare

Lease P56/2015 (undated) issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh. Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Momodou Lamin Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August

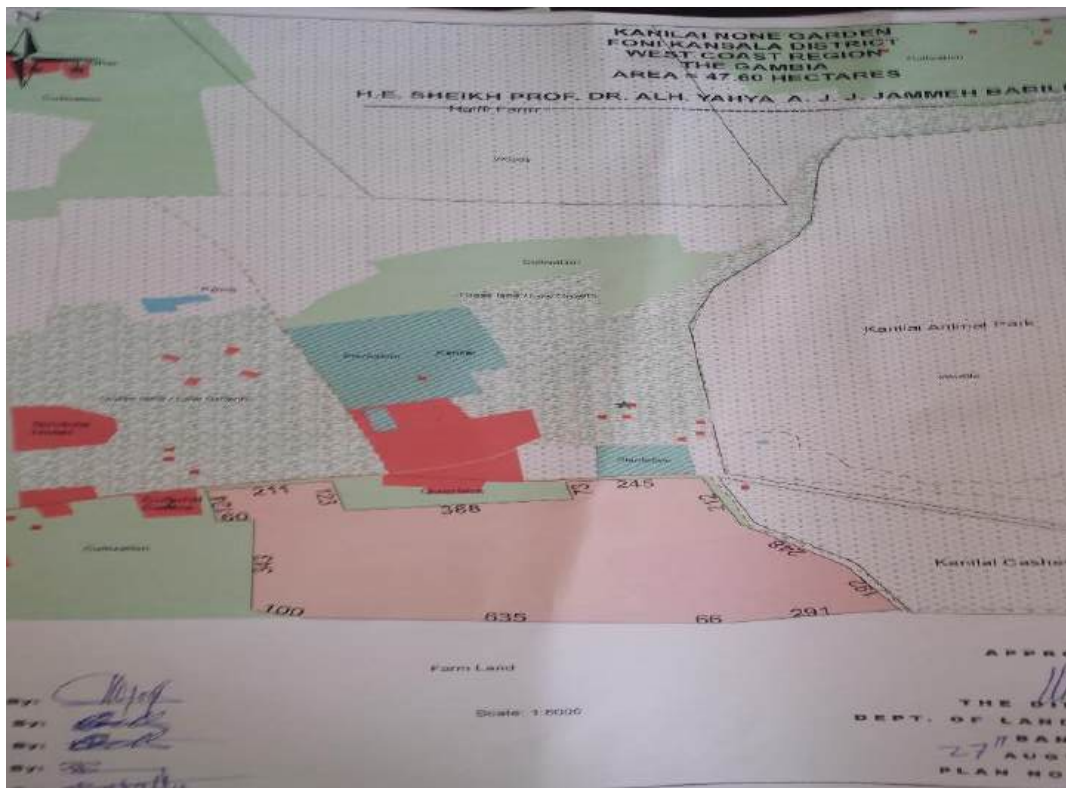
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

50. Kanilai None Garden¹⁷⁵

¹⁷⁵ Exhibit LL6(12)



Size: 47.60 Hectares

Lease P57/2015 undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh.Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Malamin Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015

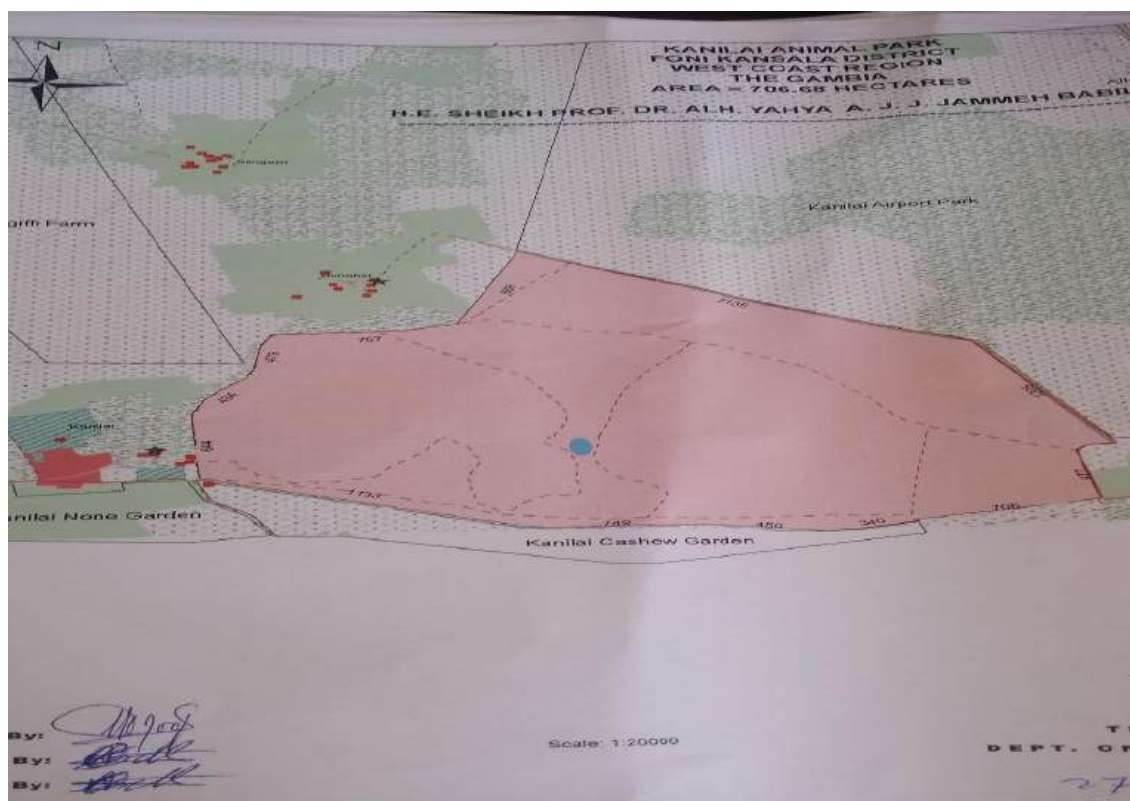
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

51. Kanilai Animal Park¹⁷⁶

¹⁷⁶ Exhibit LL6(13)



706.68 Hectares

Lease P58/2015

undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh. Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Malamin Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015

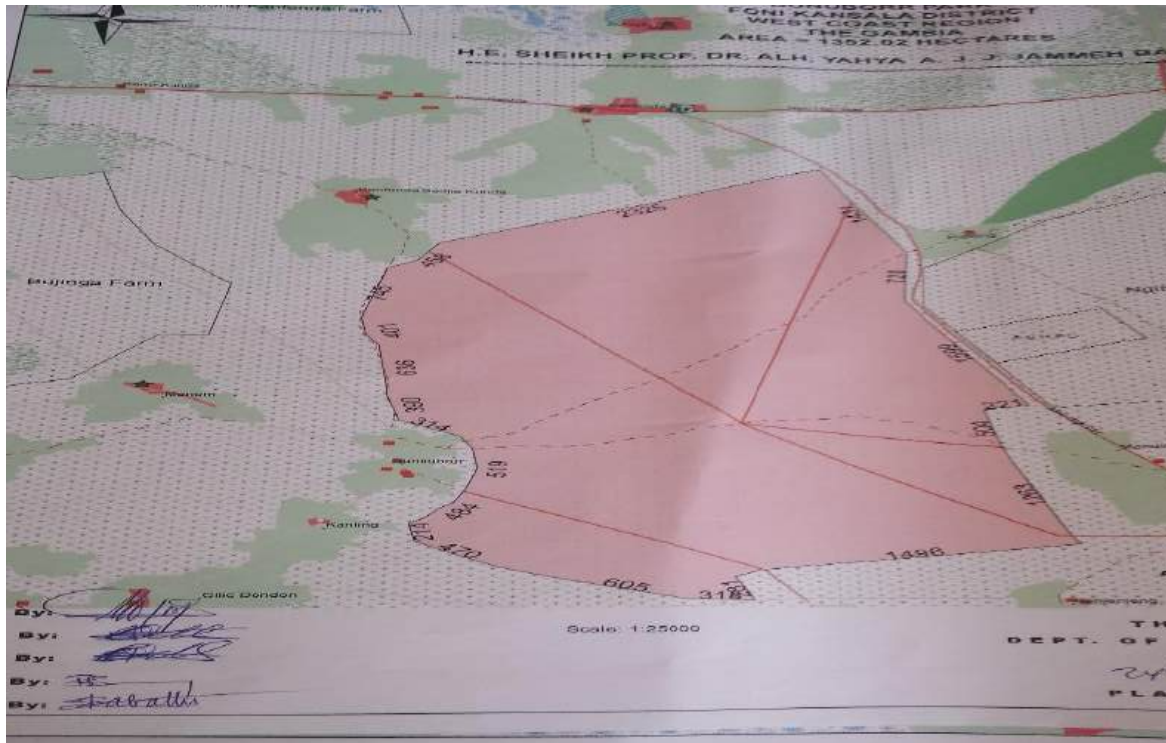
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

52. Bunuborr Park¹⁷⁷

¹⁷⁷ Exhibit LL6(14)



Size: 1352.02 Hectares

Lease P59/2015 undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh. Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Malamin Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015

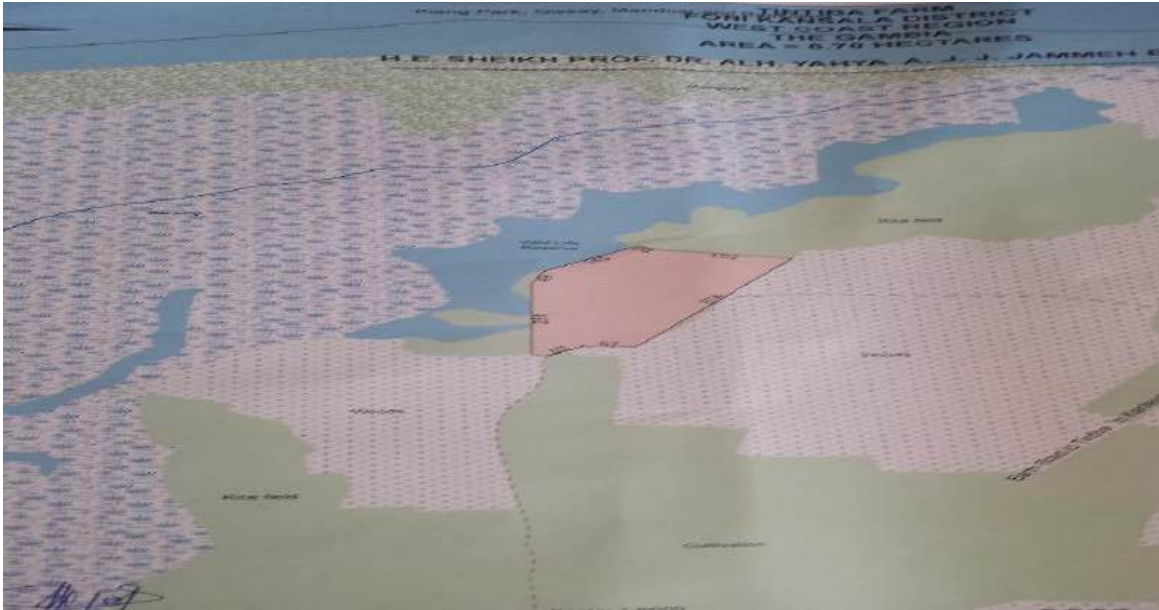
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

53. Tintiba Farm¹⁷⁸

¹⁷⁸ Exhibit LL6(15)



Size: 6.70 Hectares

Lease undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh. Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Malamin Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015

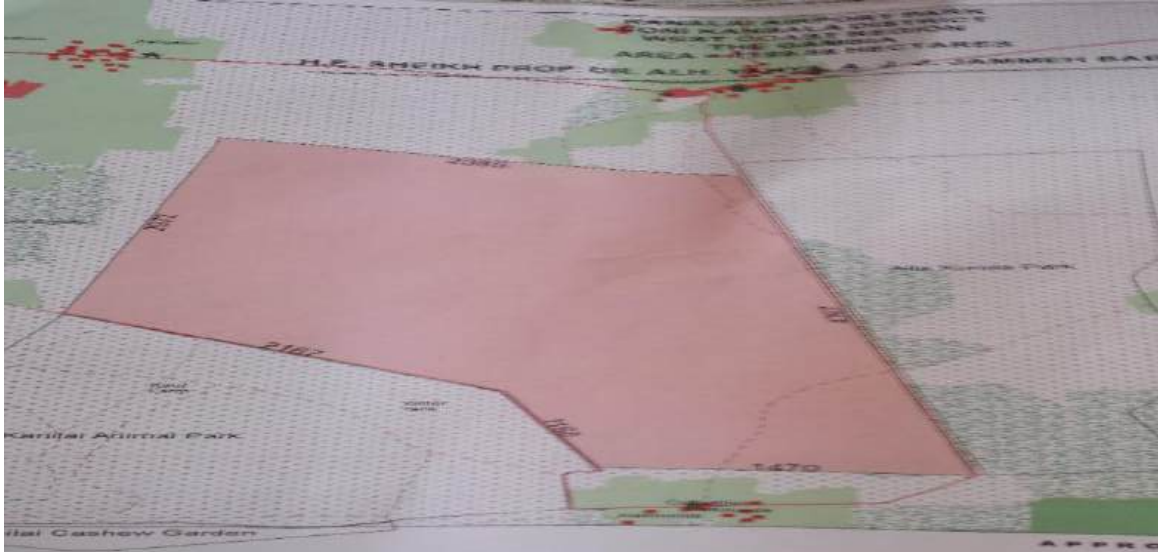
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

54. Kanilai Airport Park¹⁷⁹

¹⁷⁹ Exhibit LL6(16)



Size: 1199.58 Hectare

Lease undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh.Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Malamin Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydera and approved by Minister Momodou Aki Bayo on the 31st August 2015

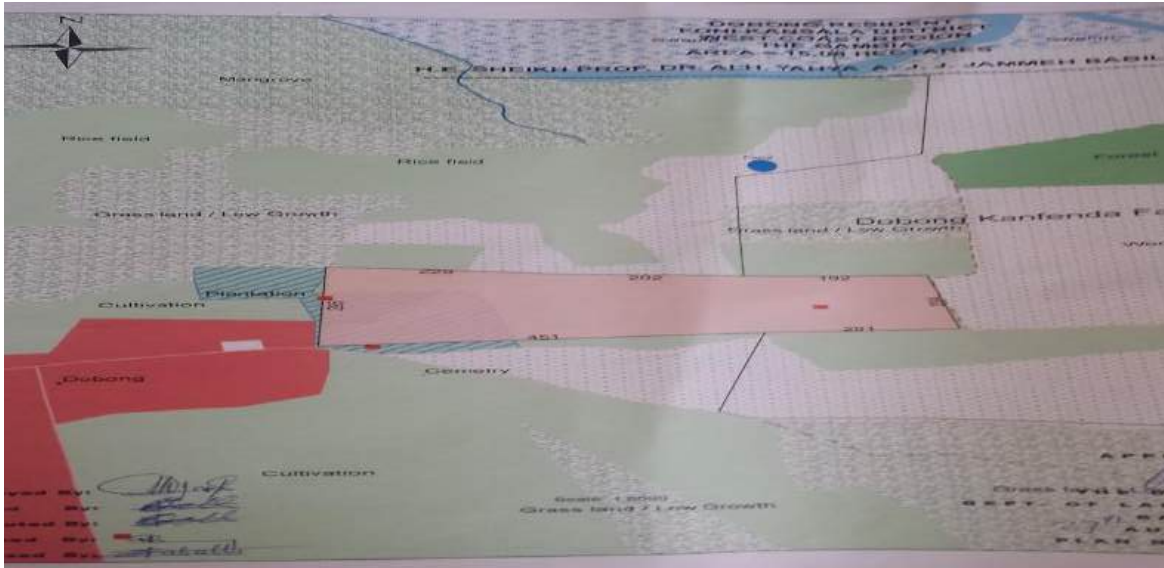
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

55. Dobong Residence¹⁸⁰

¹⁸⁰ Exhibit LL6(17)



Size: 15.08 Hectares

Lease P69/2015 undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh.Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Malamin Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo undated

Mohammed Lamin Gibba has stated that the land was allocated to the Ex-President by the villagers of Dobong free of charge. He built a house on the land. The Ex-President directed him to demolish the house in 2009. This was done with the assistance of employees of the Gambia Ports Authority and members of the Dock Workers Union. Remains of the ruins left

Finding

The lease is based on a gratuitous allocation of land by the community.

56. Bujinga Farm¹⁸¹

¹⁸¹ Exhibit LL6(18)



Size: 555.36 Hectares

Lease P70/2015 undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh. Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Malamin Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015

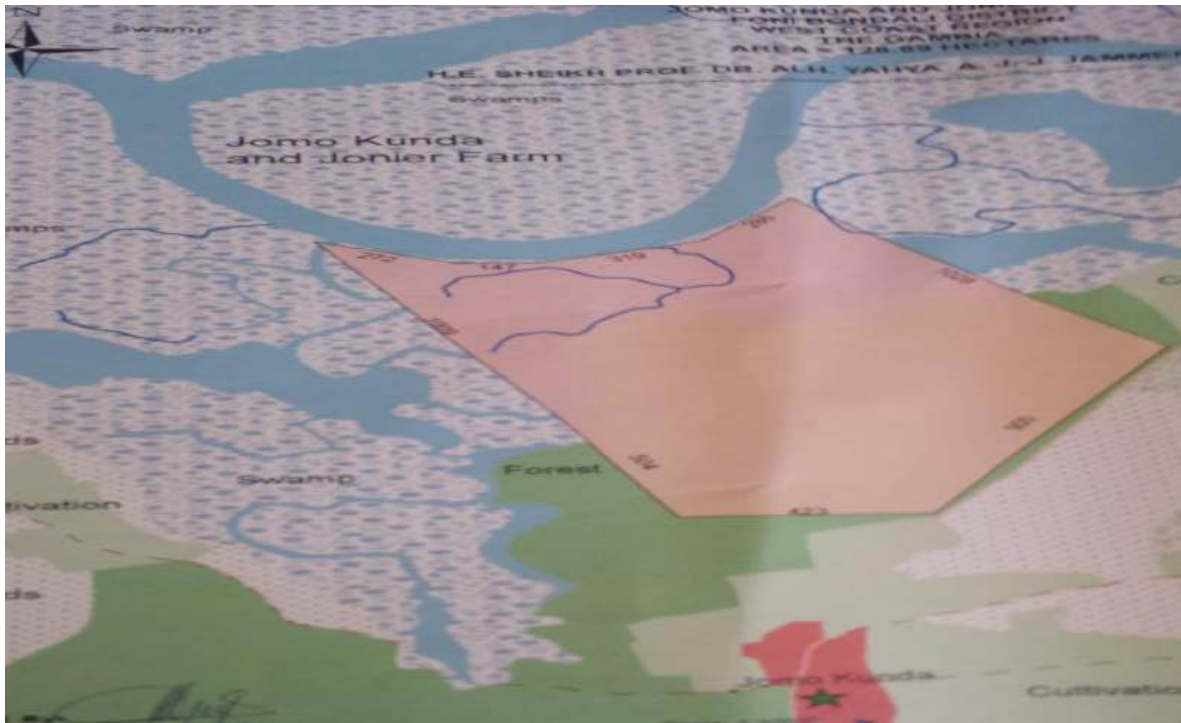
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

57. Santangba Park¹⁸²

¹⁸² Exhibit LL6(19)



Size: 128.69 Hectares

Lease undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh.Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Malamin Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

H. FONI BINTANG KARANAI

59. Nyangit¹⁸⁴

PLAN MISSING

Size: 34.22 Hectares

Lease P31/2007 DI30/L24 dated 12th June 2007 issued under the Lands Provinces Act (CAP.103) to ALhagie Yahya A.J.J. Jammeh Ex-President for trading station, factory residential and agricultural purpose for 21 years with effect from 4th June 2007 by District Authority presided over by Seyfo ..Camara (name not stated). Lease endorsed by Commissioner Alh. Abdou Badjie and approved by SOS (Name not stated).

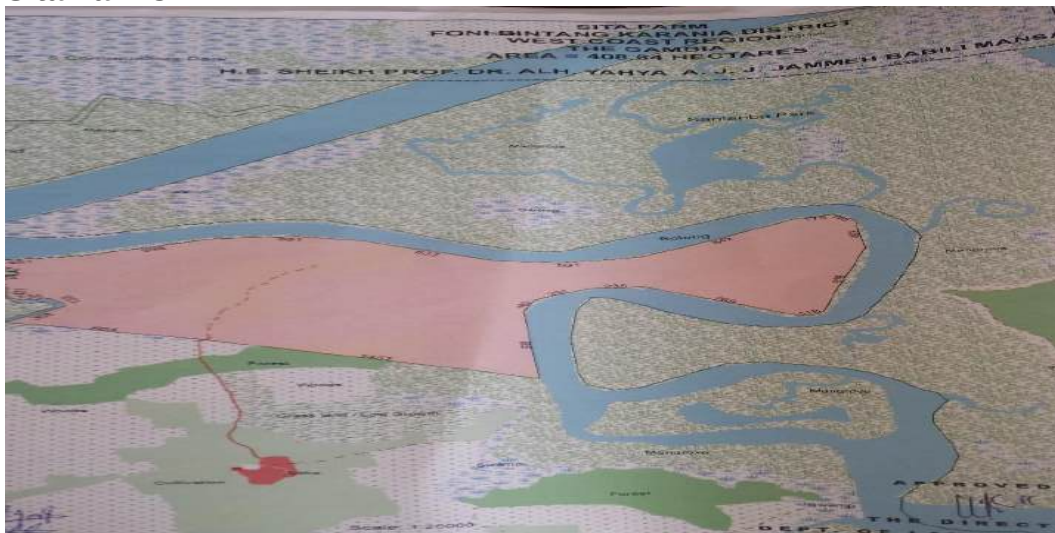
Western Region File NODI.30/L24 shows a letter from the Commissioner's Office dated 29th June 2007 to the District authority indicating that Ex-President has applied for a lease of his plot of land in Nyangit with a sketch plan attached.. An application from Ex-President is not in the file. The letter indicated that the lease document in quadruplicate was attached for completion and signature and return to the office. A resolution from the District Authority signed by the Seyfo Camara and 3 members is attached together with a sketch plan stamped by the Alkalo of Nyangit and the Seyfo Camara.

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

60. Sita Farms¹⁸⁵



408.64 Hectares

¹⁸⁴ Exhibit LL6(21)

¹⁸⁵ Exhibit LL6(22)

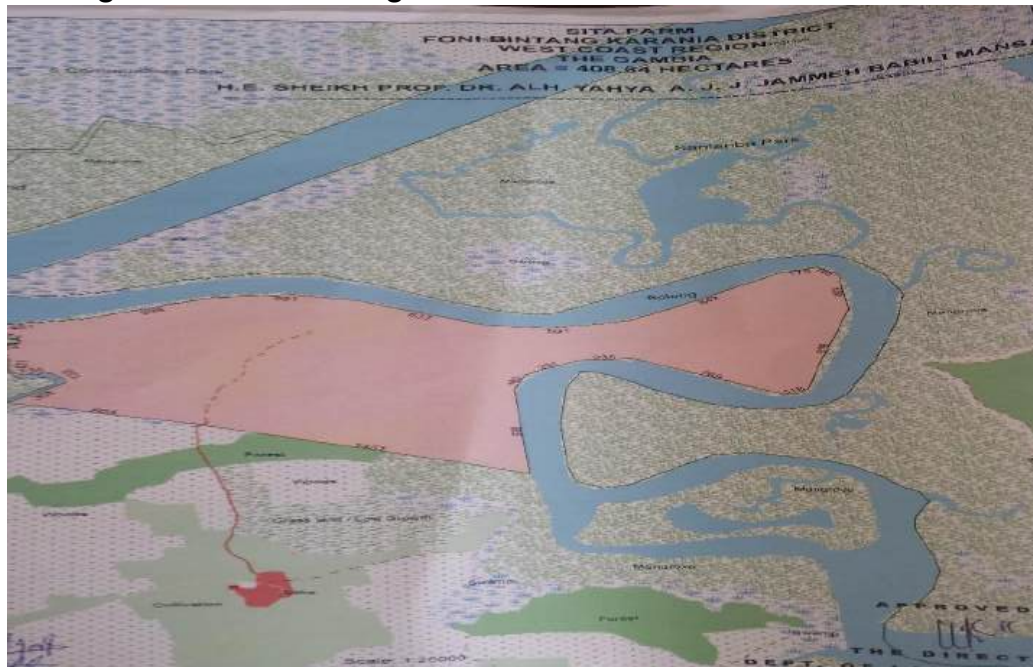
Lease P44/2015 undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh.Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Alfusaney A.B. Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015.

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

61. Bintang Katakore Kassange¹⁸⁶



Size: 187.89 Square metres

Lease undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh.Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Alfusaney A.B. Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015.

Finding

¹⁸⁶ Exhibit LL6(23)

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

62. **Bintang Lewoto**¹⁸⁷



Size: 43.93 Hectares

Lease P51/2015 undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh.Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Alfusaney A.B. Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

63. **Jalalo Island**¹⁸⁸

¹⁸⁷ Exhibit LL6(24)

¹⁸⁸ Exhibit LL6(25)



Size: 181.69 Hectares

Lease undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh. Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Alfusaney A.B. Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015

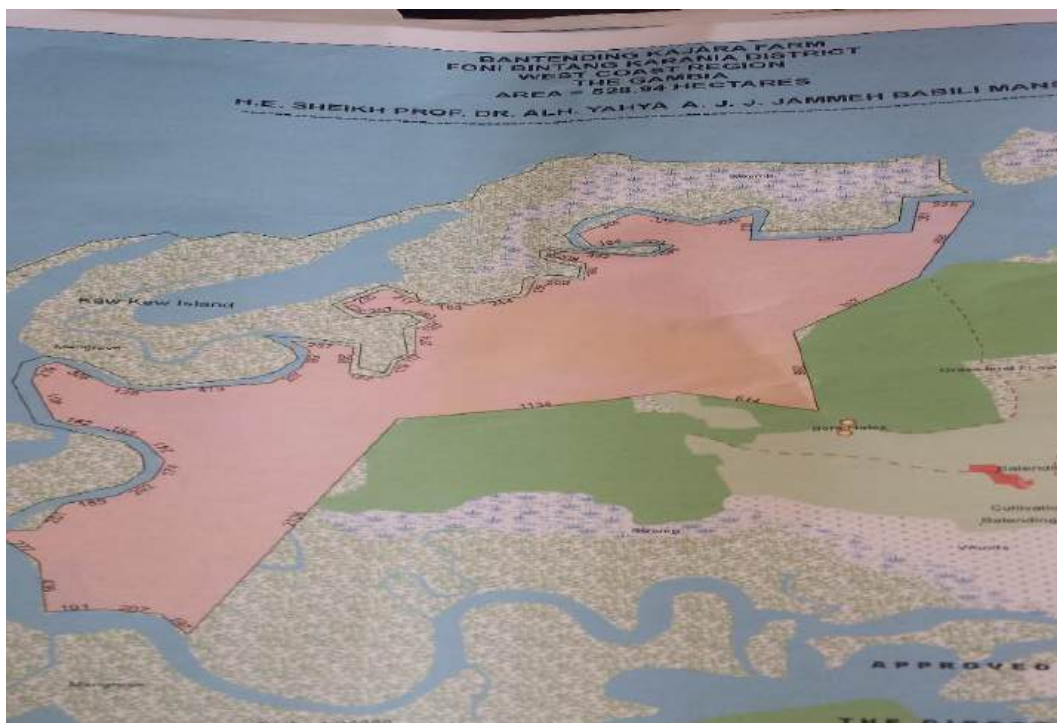
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

64. Batending Kajara Farm¹⁸⁹

¹⁸⁹ Exhibit LL6(26)



Size: 528.94 Hectares

Lease P47/2015 undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh.Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Alfusaney A.B. Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015.

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

65. Kaw Kaw Island¹⁹⁰

¹⁹⁰ Exhibit LL6(27)



Size: 654.73 Hectares

Lease P50/2015 (undated) issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh. Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Alfusaney A.B. Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015.

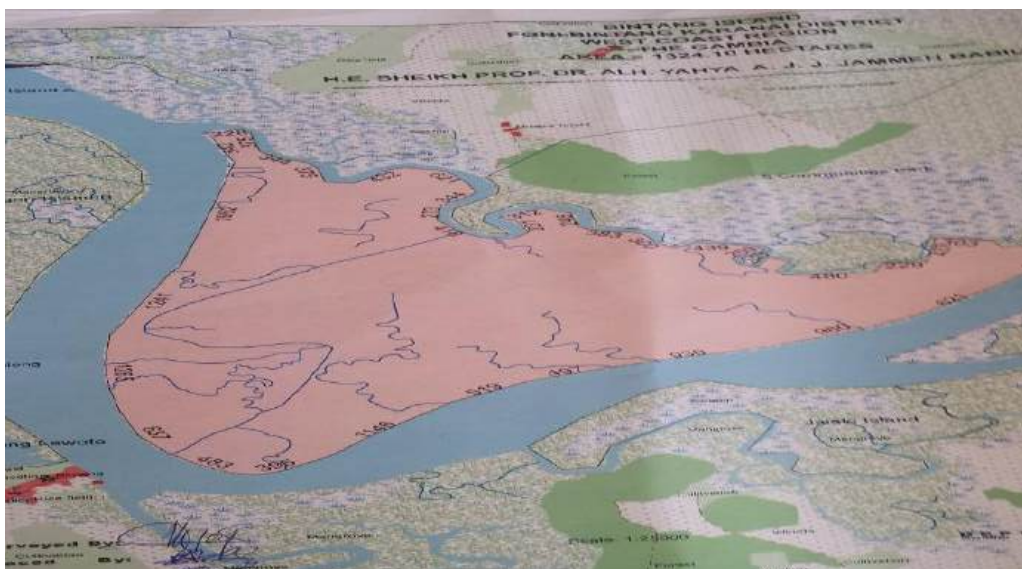
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

66. Bintang Island¹⁹¹

¹⁹¹ Exhibit LL6(28)



Size: 1324.10 Hectares

Lease P52/2015 undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Ali Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Alfusaney A.B. Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

67. **Bulangorr Islands**¹⁹²



Size: 776.90Hectares

Lease P72/2015 undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh.Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Alfusaney A.B. Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

68. **Bulangorr Lewoto**¹⁹³

¹⁹² Exhibit LL6(30)

¹⁹³ Exhibit LL6(29)



Size: 171.67 Hectare

Lease P73/2015 undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh.Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Alfusaney A.B. Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015.

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

69. Bulangorr Island (2)¹⁹⁴

¹⁹⁴ Exhibit LL6(31)



724.37 Hectares

Lease P74/2015 undated issued under the Lands Provinces Act (CAP.103) to Sheikh Prof. Dr. Alh.Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over Seyfo Alfusaney A.B. Jarju. Lease endorsed on behalf of Governor Aminata Siffai Hydara and approved by Minister Momodou Aki Bayo on the 31st August 2015

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

70. Bulanjor Village (3)¹⁹⁵

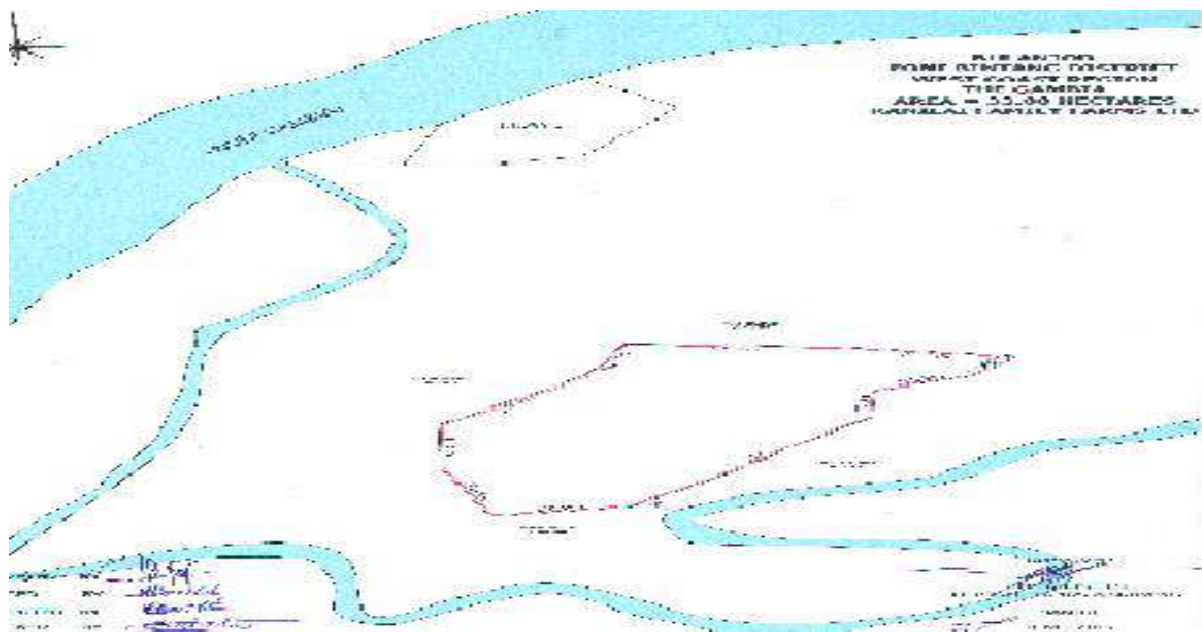
PLAN MISSING

8.03 Hectares

Lease P22/2013 DI30/L35/2013 dated 3rd July 2013 issued under the Lands Provinces Act (CAP.103) to Kanilai Family Farms Ltd. for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2013 by District Authority presided over by M Jarju Lease endorsed by Governor Alh. Lamin Sanneh and approved by Minister Momodou Aki Bayo on the 3rd July 2013.

71. Bulanjor Village

¹⁹⁵ Exhibit LL6(31)



33 Hectares

Lease P23/2013 DI30/L36/2013 dated 3rd July 2013 issued under the Lands Provinces Act (CAP.103) to KFF for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2013 by District Authority presided over by M Jarju Lease endorsed by Governor Alh. Lamin Sanneh and approved by Minister Momodou Aki Bayo on the 3rd July 2013.

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

I. FONI BEREKET

72. **Ndemban**¹⁹⁶



Size: 59.925 Hectares

Lease P30/2007 DI31/L14 dated 13th June 2007 issued under the Lands Provinces Act (CAP.103) to Alh. Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 21 years with effect from 4th June 2007 by District Authority presided over Seyfo B.M. Sanyang. Lease endorsed Commissioner Alh, Abdou F.M. Benjie and approved by Minister on the 14th June 2007.

Western Region File DI.31/L14 shows an application for lease issued by the Commissioner's office dated 20th June 2007 to the District Authority indicating that the Ex-President has applied for a lease and enclosing quadruplicate copies of lease document for signature. No application from Ex-President is in the file. A resolution was issued by the District Authority dated 13th June 2007 signed by the Seyfo and Alkalolu of Ndemban Tenda and Ndemban Jola.

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

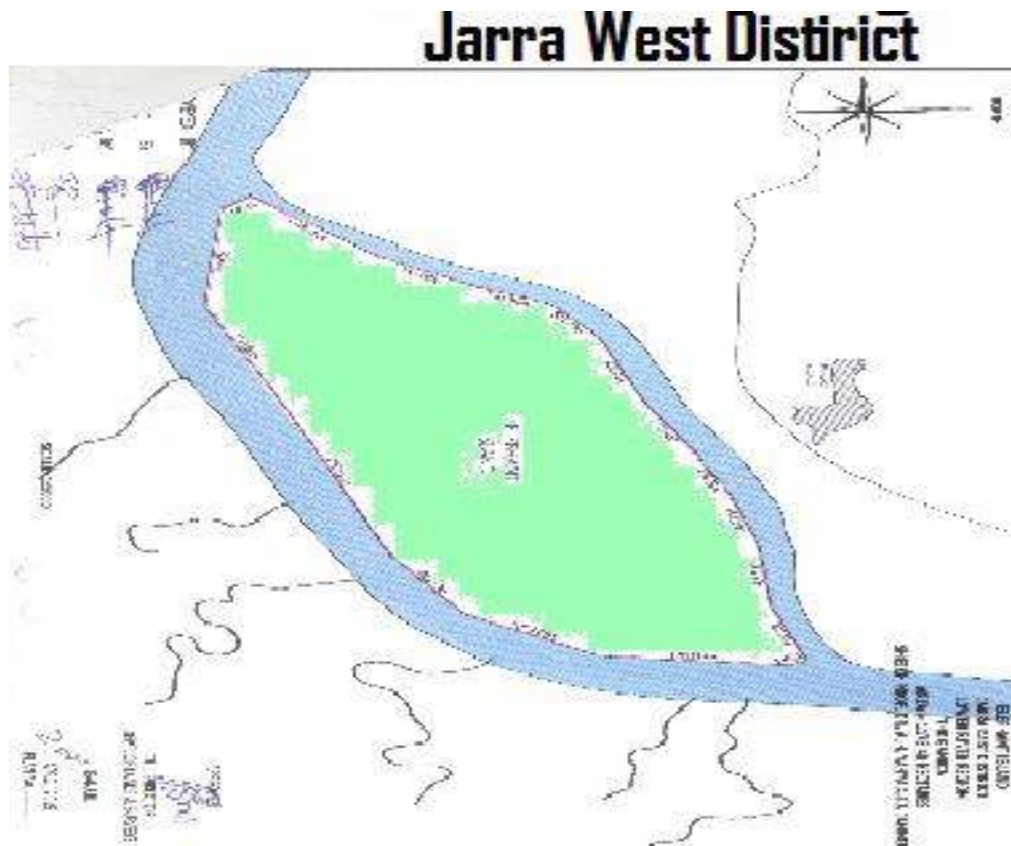
The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

4.6 Lower River Region

¹⁹⁶ Exhibit LL6(32)

A. JARRA EAST DISTRICT

73. Elephant Island - Jassong¹⁹⁷



Size: 1079 Hectares

Lease P25/2008 DI 21/L20 dated 12th June 2007 issued under the Lands Provinces Act (CAP. 103) to ALh Yahya A.J.J. Jammeh. Yahya A.J.J Jammeh Yahya A.J.J. Jammeh Ex-President for 99 years with effect from 22nd May 2008 for uncertain purposed by District Authority presided over by Seyfo Ansumana Kanagie. Lease was endorsed by Governor M.B Jobe and approved by Secretary of State Ismaila Sambou

Kawsu Jassey of Jassong village says the land was never sold or gave it to Ex-President.

Finding

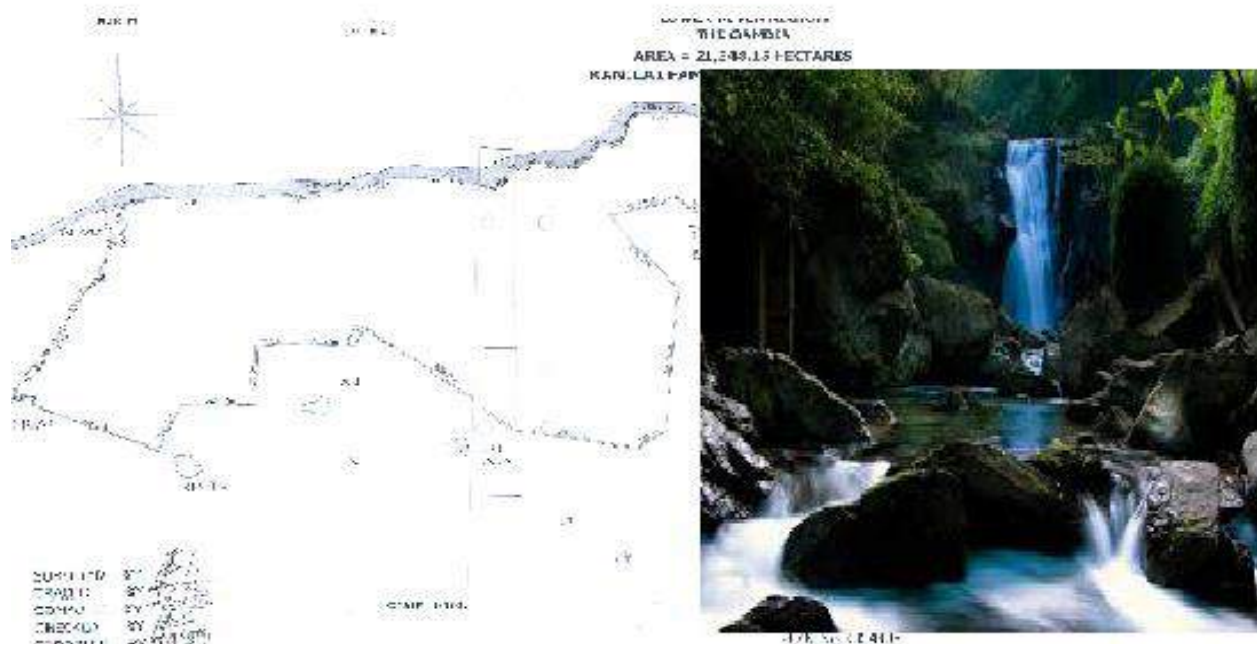
We conclude that this land was illegally appropriated by Ex-President Jammeh and that the taking of the land is a Land Grab. We further find that he abused his authority as President to cause the land to be leased to him. The lease ought to be rescinded for the land to revert to the community.

¹⁹⁷ Exhibit LL7A(4)

B. KIANG WEST DISTRICT

74. Kiang West National Park¹⁹⁸ Dumbutu

Dumbutu National Parks}



Size: 21,348.15

P80/2013 Vol.20 & DI20/L2

Lease dated 13th March 2013 issued under the Lands Provinces Act (CAP. 103) to Kanilai Family Farms for 99 years with effect from 12th March 2013 for uncertain purposes following the de-reservation of the park as a protected area by the Minister of Environment, Parks and Wildlife Fatou Ndeye Gaye. See letter dated 13th February 2013 ref:PG137/200/01(19), Legal Noticedated 14th February 2013. By further letter dated 14th February 2013 PG 286/43/01(126) the SGLS was written to assist in the transfer of the Park measuring 11,526 Ha to KFF, following its de-reservation by the Minister.

The justification for transferring the Park and the Eastern side of the Tanje Bird Reserve by the same letter is that the proposal was in line with the Sector Policy encouraging public/private partnership.

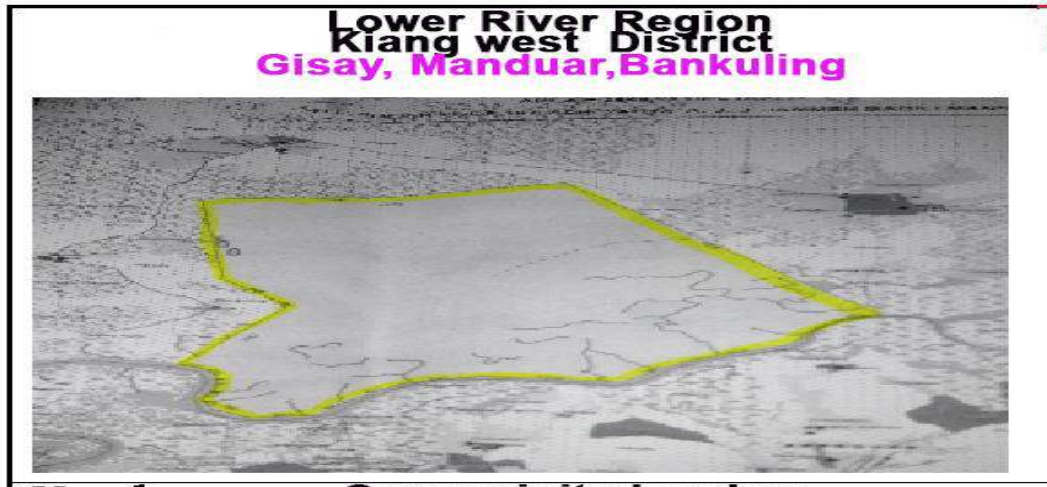
Finding

The Commission adopts its finding on the Tanje Bird Reserve. The lease is illegal and shall be rescinded. The forest parks ought to be fully restored, nursed and preserved for

¹⁹⁸ Exhibit LL7A(5)

posterity and not allocated or changed for other uses that do not preserve the biodiversity of the country.

75. Kiang Park
Gissey Manduar & Bankuling



Size: 3649.71 Hectares

Lease P48/2015 DI26/L23 dated 31st August 2015 issued under the Lands Provinces Act (CAP. 103) to Sheikh Prof. Dr. ALh. Yahya A.J.J. Jammeh. Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 31st August 2015 by District Authority presided over by Seyfo Omar Gibba Lease not endorsed by Governor Salifu Puye but approved by Minister Momodou Aki Bayo on the 31st August 2015

Finding

There is no basis for the issue of this lease.

The lease is illegal and shall be rescinded. The forest parks ought to fully restored, nursed and preserved for posterity and not allocated or changed for other uses that do not preserve the biodiversity of the country.

76. Burong/Bantasu –Santangba/Taborang/Jula Kunda & Missara Park¹⁹⁹

¹⁹⁹ Exhibit LL7A(7)

Five Communities



Size: 2946.19 Hectares

Lease P60/2015 dated 31st August 2015 issued under the Lands Provinces Act (CAP. 103) to Sheikh Pro. Dr. ALh. Yahya A.J.J. Jammeh. Yahya A.J.J. Jammeh Ex-President for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 by District Authority presided over by Seyfo Omar Gibba. Lease not endorsed by Governor Salifu Puye but approved by Minister Momodou Aki Bayo on the 31st August 2015.

Finding

There is no basis for the issue of this lease.

The lease is illegal and shall be rescinded. The forest parks ought to fully restored, nursed and preserved for posterity and not allocated or changed for other uses that do not preserve the biodiversity of the country.

4.7. North Bank Region

A. LOWER NIUMI

77. Barra Ginack Island²⁰⁰



Size: 169.34 Hectares

Lease P9/2010 dated 15th March 2010 issued under the Lands Provinces Act (CAP. 103) to Sheikh Pro. Dr. ALh. Yahya A. J. Jammeh. Yahya A.J.J. Jammeh for trading station, factory residential and agricultural purpose for 99 years with effect from 15th March 2010 by the District Authority presided over by Seyfo (undecipherable) Lease endorsed by Commissioner Edirisa Secka and approved by Minister (undecipherable). Endorsed by Alkalo of Kanuma Village Mamadou F. Manneh.

The Commission visited the Island which comprises scrub land without any development. The basis for the allocation and lease of this land to the Ex-President is not shown in any document.

Finding

The Commission concludes that the lease of this Island to the Ex-President is illegal. The lease should be rescinded.

78. Essau²⁰¹

²⁰⁰ Exhibit LLA8A(1)



Size: 493 Square Metres

Lease P16/2008 dated 8th April 2008 issued under the Lands Provinces Act (CAP. 103) to Dr. Alh. Yahya A .J .J. Jammeh for trading station, factory residential and agricultural purpose for 21 years with effect from 8th April 2008 by District Authority presided over by Seyfo Abdoulie Banora Approved by Governor (undecipherable) and Minister SOS (undecipherable).

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

79. **Essau**²⁰²

²⁰¹ Exhibit LLA8A(5)

²⁰² Exhibit LL8A(6)

Essau



Size: 1274 Square metres

Lease dated 8th April 2008 to Dr. Alh Yahya A.J. J. Jammeh by District Authority for trading station, factory residential and agricultural purpose for 21 years with effect from 8th April 2008 presided by Seyfo Abdoulie Banora Approved by Commissioner Baboucarr Seckan and Minister SOS(undecipherable) Endorsed by Alkalo Fabakary Sonko Kenbugul Faye.

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

80. **Essau**²⁰³

²⁰³ Exhibit LL8A(7)



Size: 300 Square metres

Lease P14/2008 dated 8th April 2008 to Dr. Alh. Yahya A.J.J. Jammeh by District Authority for trading station, factory residential and agricultural purpose for 21 years with effect from 8th April 2008 presided by Seyfo Abdoulie Banora Approved by Commissioner Baboucarr Seckan and Minister. Endorsed by Alkalo Fabakary Sonko Kenbugul Faye

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

81. **Essau**²⁰⁴

²⁰⁴ Exhibit LL8A(8)



Size: 1,507 Square metres

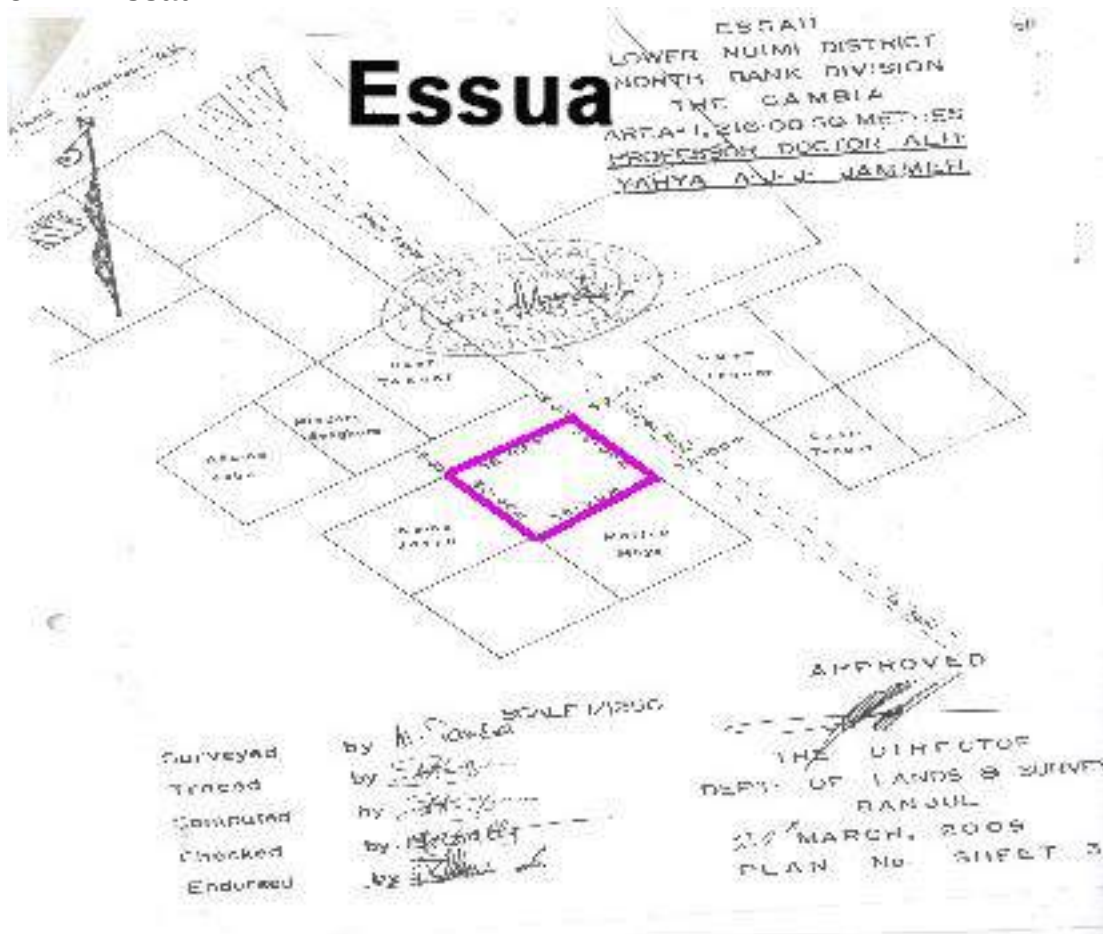
Lease P19/2008 Lease dated 8th April 2008 to Dr.Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 21 years with effect from 8th April 2008 presided by Seyfo Abdoulie Banora Approved by Commissioner Baboucarr Seckan and Minister SOS Ismaila Sambou. Endorsed by Alkalo Fabakary Sonko and Kenbugul Faye of Barra

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

82. **Essau**²⁰⁵



Size: 1216 Square metres

Lease P25/2008 dated 8th April 2008 to Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 21 years with effect from 8th April 2008 presided by Seyfo Abdoulie Banora Approved by Commissioner Baboucarr Seckan and Minister SOS Ismaila Sambou. Endorsed by Alkalo Fabakary Sonko and Kenbugul Faye of Barra

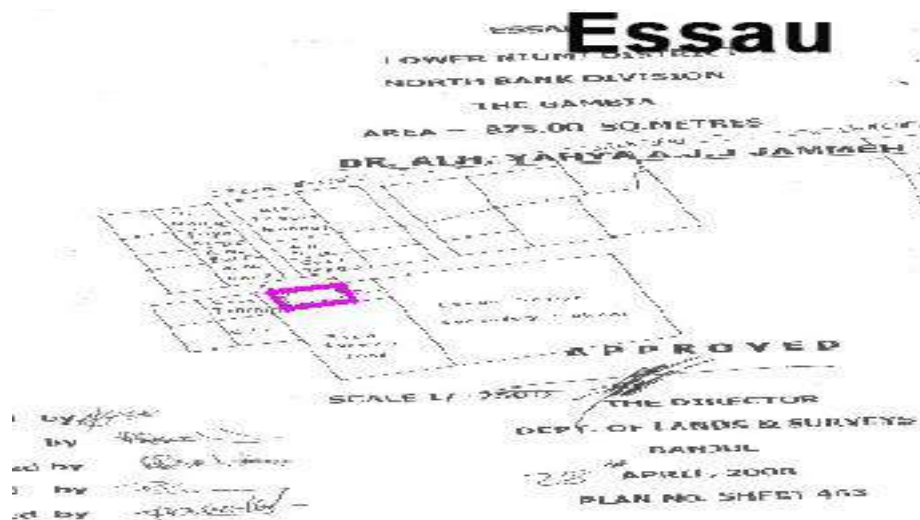
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

83. **Essau**²⁰⁶

²⁰⁵ Exhibit LL8A(9)



Size: 875 Square metres

Lease P29/2008 dated 19th May 2008 to Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 21 years with effect from 19th May 2008 presided by Seyfo Abdoulie Banora Approved by Commissioner Eduwar Seckan and Minister SOS Ismaila Sambou. Endorsed by Alkalo Fabakary Sonko and Kenbugul Faye of Barra.

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

84. Mayamba²⁰⁷

²⁰⁶ Exhibit LL8A(10)

²⁰⁷ Exhibit LL8A(11)



Size: 755.44 Square metres

Lease P15/2008 dated 8th April 2008 to Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 21 years with effect from 8th April 2008 presided by Seyfo Abdoulie Banora Approved by Commissioner Baboucarr Seckan and Minister SOS Ismaila Sambou. Endorsed by Alkalo Ebrima Keita and Kenbugul Faye of Barra.

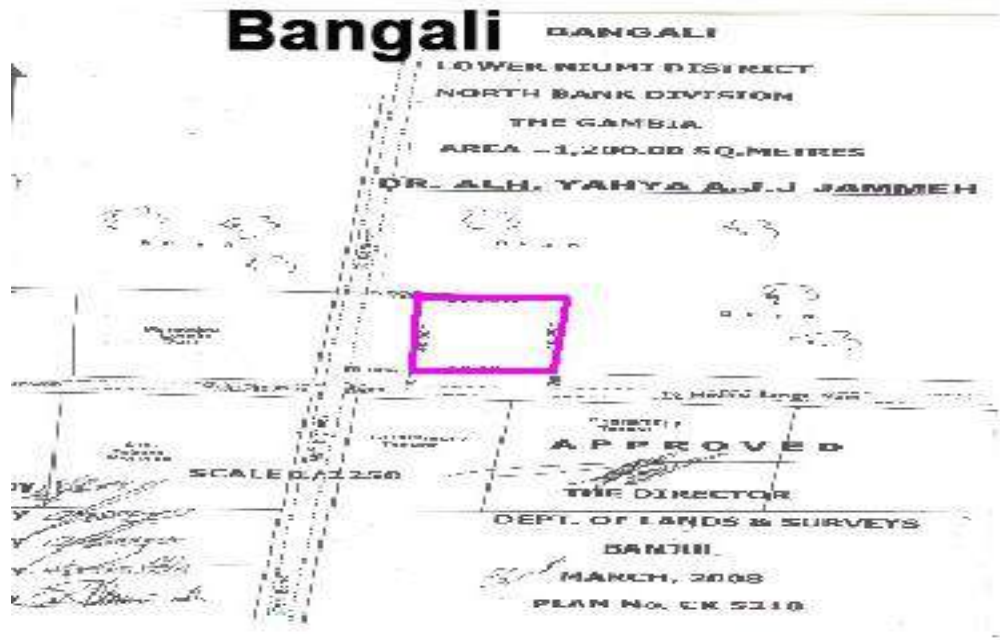
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

85. Sami Village²⁰⁸

²⁰⁸ Exhibit LL8A(12)



Size: 1200 Square metres

Lease P17/2008 dated 9th April 2008 to Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 21 years with effect from 9th April 2008 presided by Seyfo Abdoulie Banora Approved by Commissioner Baboucarr Seckan and Minister SOS Ismaila Sambou. Endorsed by Alkalo Bangali and Kenbugul Faye of Barra.

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

87. Essau (New)²¹⁰

²¹⁰ To be admitted

Essau



Size: 1274 Square metres

Lease P13/2008 dated 8th April 2008 to Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 21 years with effect from 8th April 2008 presided by Seyfo Abdoulie Banora Approved by Commissioner Baboucarr Seckan and Minister SOS Ismaila Sambou. Endorsed by Alkalo Fabakary Sonko and Kenbugul Faye of Barra

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

B. UPPER NIUMI

Dog Island²¹¹ - Sitanunku



Size: 4.40 Hectares

ISLAND on the River Gambia. Lease P26/2008 dated 5th May 2008 to Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 21 years with effect from 5th May 2008 presided by Seyfo Lamin S I Jammeh. Approved by Commissioner Baboucarr Seckan and Minister SOS Ismaila Sambou. Endorsed by Alkalo Fabakary Sonko and Kenbugul Faye of Barra.

Finding

The basis for the allocation and lease of this land to the Ex-President is not shown in any document.

The Commission concludes that the lease of this Island to the Ex-President is illegal. The lease should be rescinded.

4.7. Central River Region

A. LOWER SALOUM DISTRICT

²¹¹ Exhibit LL8A(14)

89. Ballanghar Kerr Ndare²¹²



Size: 17.68 Hectares

Lease P11/2015 dated 16th February 2015 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 15th January 2015 presided by Seyfo `.....²¹³ Approved by Governor Omar A. Khan and Minister SOS Momodou Aki Bayo. No indication of approval from Alkalo.

Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

90. Balangharr²¹⁴

²¹² Exhibit LL9A(1)

²¹³ Name not legible

²¹⁴ Exhibit LL9A(2)



Size: 3600 Square metres

Lease P4/2009 DI/17/L228 dated 7th November 2008 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 17th November 2008 presided by Seyfo `Hally Jaye Touray. Approved by Governor Alh. Ganyie Touray and Minister SOS Ismaila Sambou. There is no indication of approval from Alkalo.

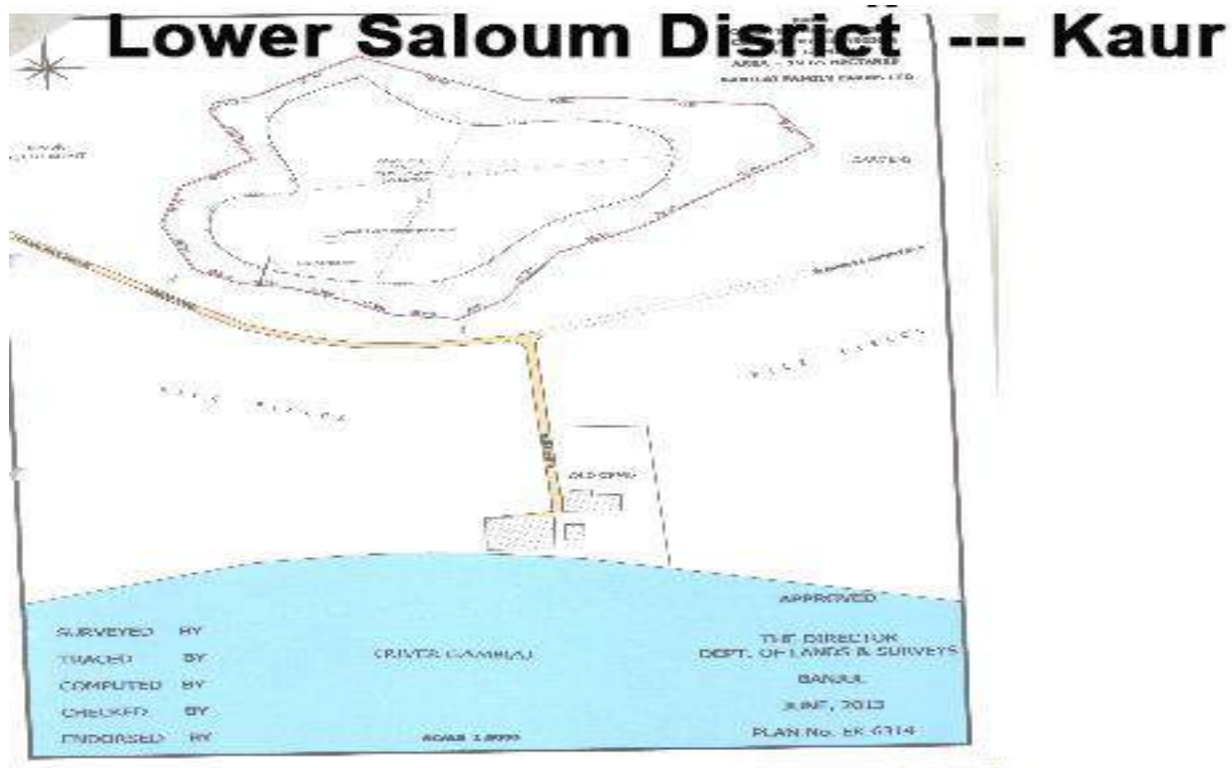
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

91. Kaur Hill²¹⁵

²¹⁵ Exhibit LL9A(3)



Size: 19.65 Hectares

Lease P3/2009 DI17/L267 dated 17th June 2013 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 17th June 2013 presided by Seyfo `Hally Jaye Touray. Approved by Governor Alh. Ganyie Touray and Minister **er..... End**orsed by stamp of Alkalo of Sere Maila.

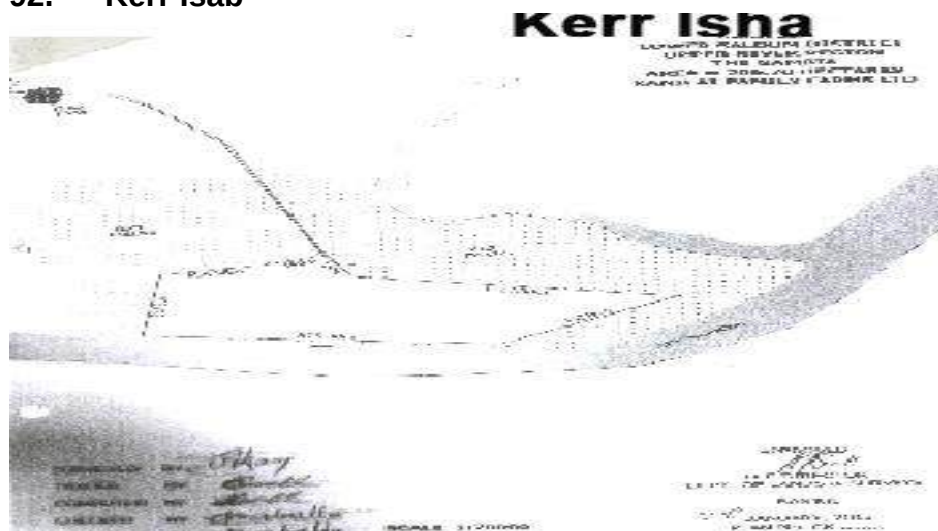
The Commission visited this Hill. It is uninhabited. Gamtel Mass Located on Hill Top. The Commission was told that the Hill was farmed in the past. The investigators were told that the Hill was given to the Ex-President in anticipation of development for the area.

Finding

The Hill is a public resource. It is the responsibility and duty of the Ex-President to bring development to the area without expectation of reward. The gift to the Ex-President is not supportable. The lease shall be rescinded and the land returned to the community for public use.

B. UPPER SALOUM DISTRICT

92. Kerr Isab²¹⁶



Size: 206.70 Hectares

Lease P17/2015 dated 14th February 2015 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 15th January 2015 presided by Seyfo `Malick Mbye of Pachang. Approved by Governor Omar A. Khan and Minister SOS Momodou Aki Bayo. No indication of approval from Alkalo

Wildlife Conservation Area and Tambi Wetlands

Finding

The District authority cannot lease wild life areas for agricultural purposes.

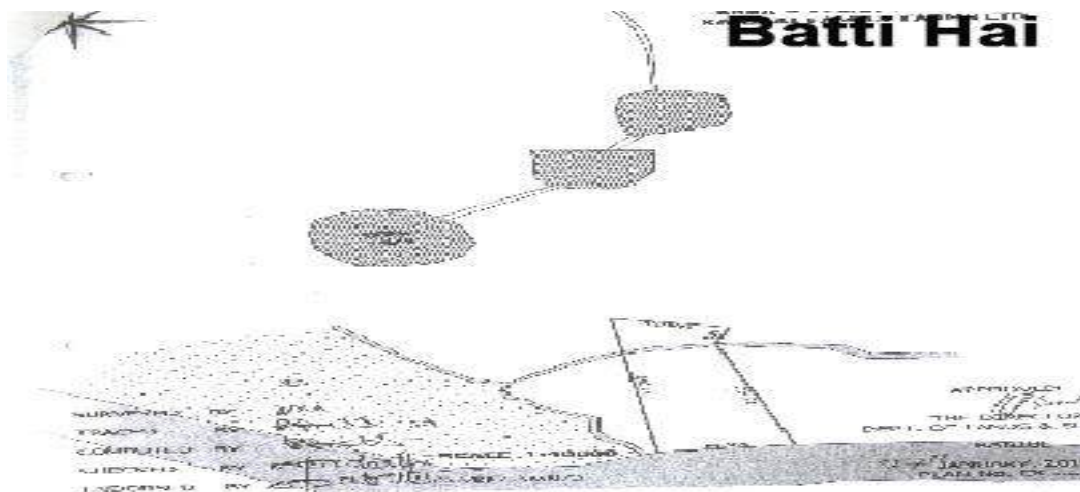
The basis for the allocation and lease of this land to the Ex-President is not shown in any document.

The Commission concludes that the lease of this Island to the Ex-President is illegal. The lease should be rescinded.

93. Bati Hai²¹⁷

²¹⁶ Exhibit LL9A(4)

²¹⁷ Exhibit LL9A(5)



Size: 222.27 Hectares

Lease P13/2015 dated 25th February 2015 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 15th January 2015 presided by Seyfo `Malick Mbye Approved by Governor Omar A. Khan and Minister SOS Momodou Aki Bayo. No indication of approval from Alkalo

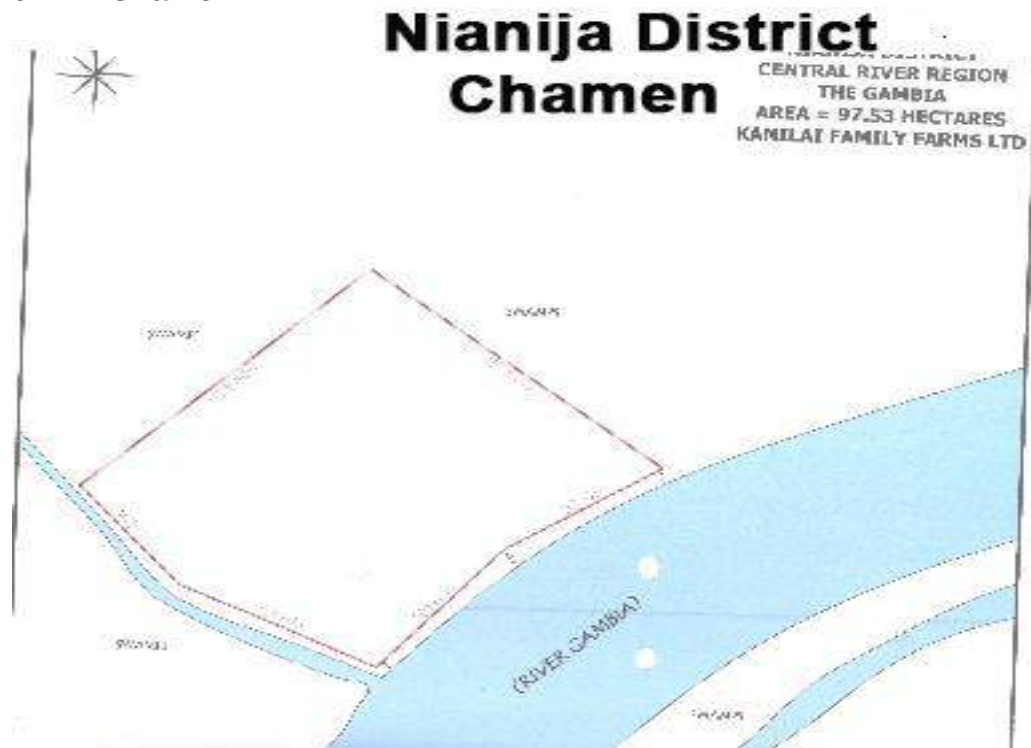
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

B. NIANIJA DISTRICT

94. Chamen²¹⁸



Size: 97.53 Hectares

Lease P24/2013 dated 3rd July 2013 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 15th January 2015 presided by Seyfo²¹⁹ Approved by Governor Alh. Nganyie Touray and Minister SOS Momodou Aki Bayo. No indication of approval from Alkalo

Encompassed within the Tributaries of the River Gambia. The investigators were told by a former chief, one Alasan Cham that the land was given to the Ex-President in expectation of development being brought to the village.

Finding

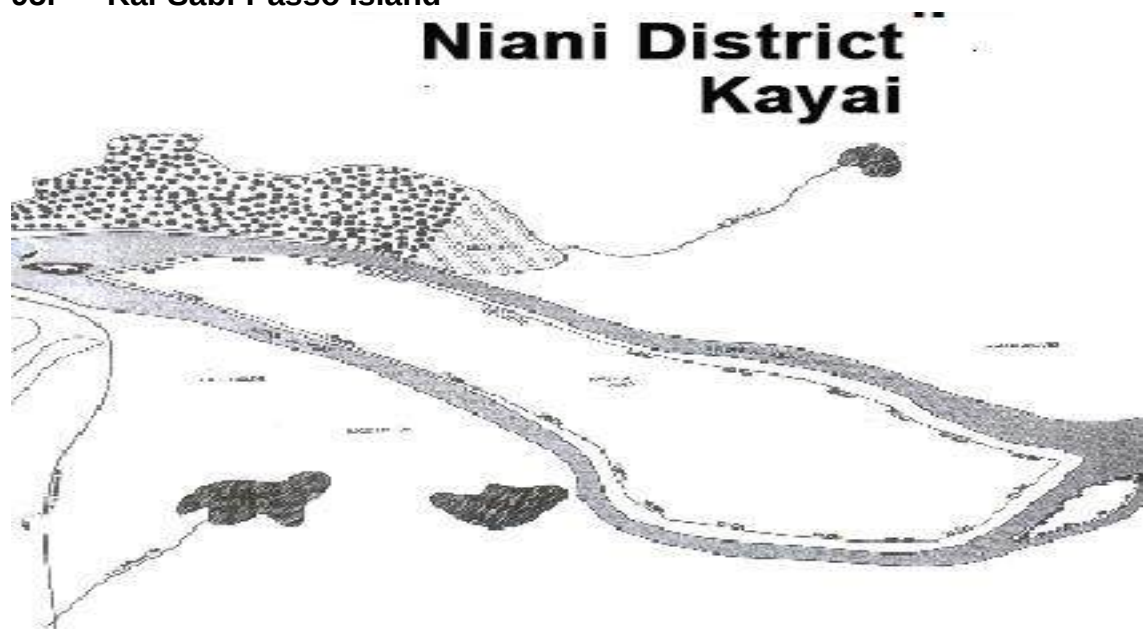
It is the responsibility and duty of the Ex-President to bring development to the area without expectation of reward. The gift to the Ex-President is not supportable. The lease shall be rescinded and the land returned to the community for public use.

²¹⁸ Exhibit LL9A(6)

²¹⁹ Signature not legible

C. NIANI DISTRICT

95. Kai-Sabi-Passo Island²²⁰



Size: 809.24 Hectares

P...(Not clear) - DI-10/L5 Letter dated 27th June 2009 from Kayai Village headed "Attestation of Ownership" indicating that the community of Kayai allocates ownership to Ex-President of a piece of land in the Island of Kajokati measuring 2979643 metres square. Signed by Muhammed Touray Alkalo of Kayai on behalf of the community. Witnessed by Sidi Jabbi, Foday Jabbi, Maudou Jobarteh, and chief Piere Bah and a senior Planning officer. Ex-President applied for lease on the 2nd July 2009. Lease dated 14th February 2015 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 15th January 2015 presided by Seyfo `Pierre Bah. Approved by Governor Omar A. Khan and Minister SOS Momodou Aki Bayo.

Wildlife Conservation Area and Tambi Wetlands

Finding

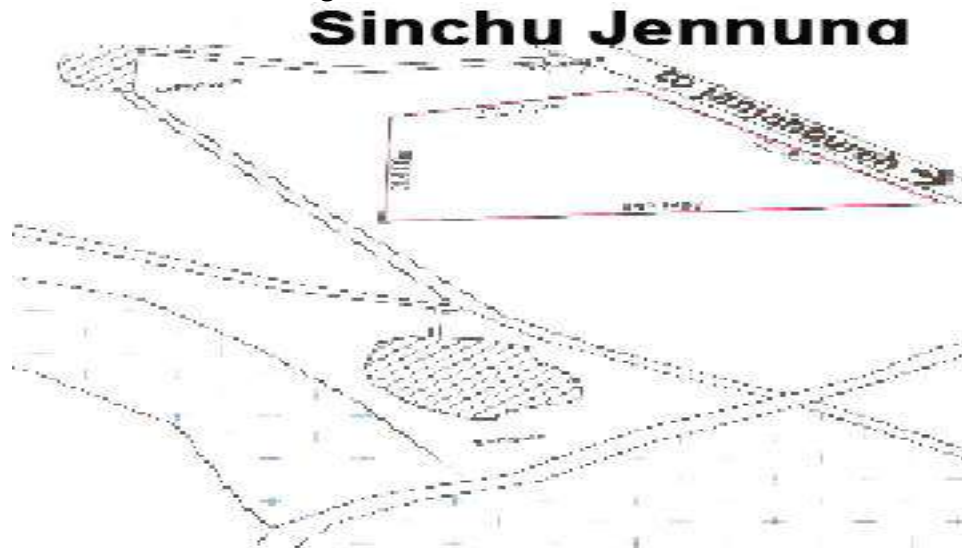
The District authority cannot lease wild life areas for agricultural purposes.

The basis for the allocation and lease of this land to the Ex-President is not shown in any document.

The Commission concludes that the lease of this Island to the Ex-President is illegal. The lease should be rescinded.

²²⁰ Exhibit LL9A(7)

96. Sinchu Jenung²²¹



Size: 7.08 Hectares

Lease P18/2015 dated 14th February 2015 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 15th January 2015 presided by Seyfo Pierre Bah. Approved by Governor Omar A. Khan and Minister SOS Momodou Aki Bayo. No indication of approval from Alkalo.

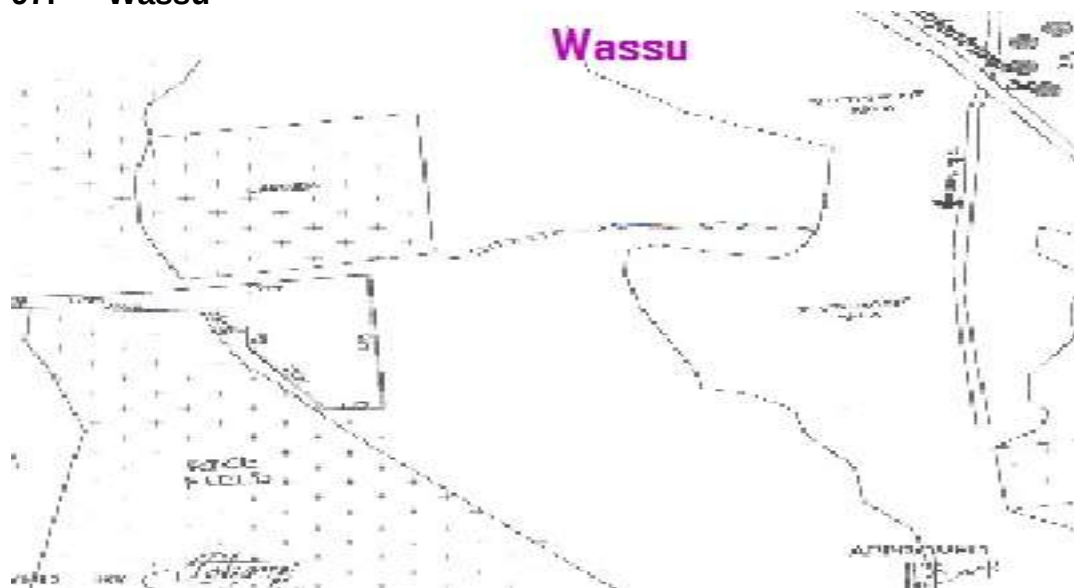
The investigators were told by a former alkalo Nyaling Touray that the land was given to the Ex-President in expectation of development being brought to the village.

Finding

It is the responsibility and duty of the Ex-President to bring development to the area without expectation of reward. The gift to the Ex-President is not supportable. The lease shall be rescinded and the land returned to the community for public use.

²²¹ Exhibit LL9A(8)

97. Wassu²²²



Size: 5.71 Hectares

Lease P8/2015

dated 14th February 2015 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 15th January 2015 presided by Seyfo `Pierre Bah. Approved by Governor Omar A. Khan and Minister SOS Momodou Aki Bayo. No indication of approval from Alkalo

Finding

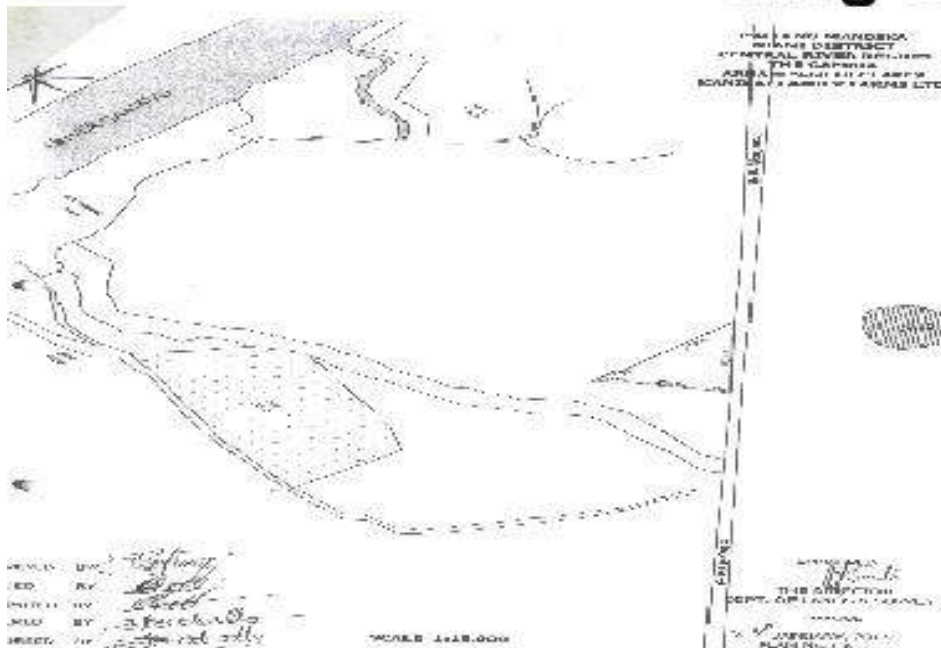
There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

97. Pallang Mandinka²²³

²²² Exhibit LL9A(9)

Niani District Pallang Mandinka



Size: 9.69 Hectares

Lease P9/2015 dated 2nd October, 2009 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 2ND October 2009 presided by Seyfo Momodou Lamin Baldeh Approved by Governor Alh. Ganyie Touray and Minister SOS Ismaila Sambou. Approved by Alkalo ...N. Jawo

It would appear that lease reissued on the 14th February 2015 under Seyfo Pierre Bah and Governor Omar Khan for 6 Square metres less.

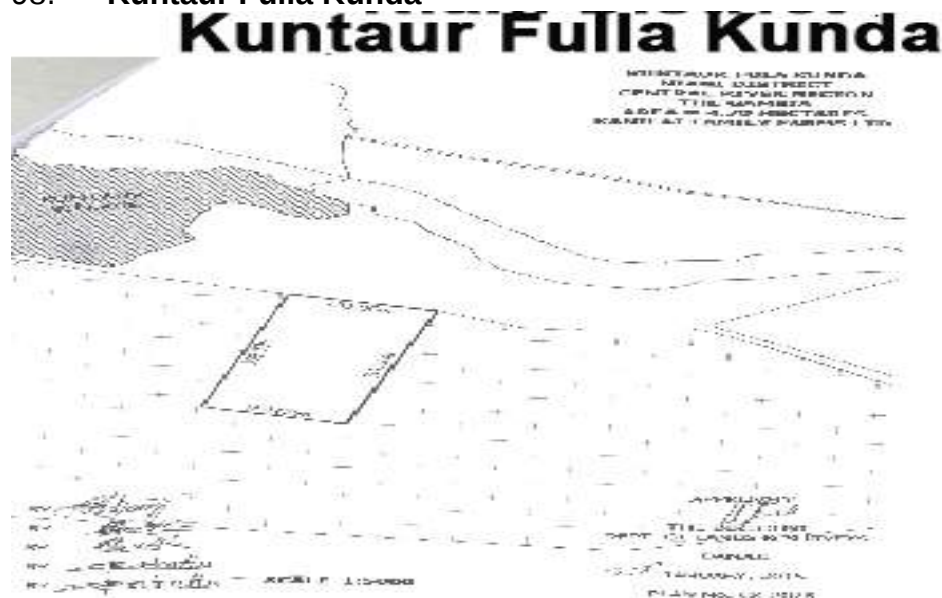
Finding

There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

²²³ Exhibit LL9A(10)

98. Kuntaur Fulla Kunda²²⁴



4.70 Hectares

Lease DI17/L233- P12/2015 dated 2nd October, 2009 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 2ND October 2009 presided by Seyfo Momodou lamin Baldeh Approved by Governor Alh. Ganyie Touray and Minister SOS Ismaila Sambou. Approved by Alkalo ...N. Jawo. It would appear that lease reissued on the 14th February 2015 under Seyfo Pierre Bah and Governor Omar Khan for 6 Sq.metres less.

The investigators were told that the Alkalo Dickory Jawo and his family gave the land to the Ex-President. However, there is no indication in the DA records of such allocation.

Finding

The lease is invalid since no basis was shown for it. The land was gratuitously given by the Jawo family.

99. Njoben Fula Kunda Farm²²⁵

²²⁴ Exhibit LL9A(11)



Size: 121.7 Hectares

P65/2015 DI17/232

Letter dated 27th June 2009 from Njoben Fulla Kunda endorsed by Alkali addressed to the Ex-President allocating him a rice field measuring 200x200 metres. Certificate of occupancy issued by Abdoulie Jallow Alkalo and endorsed by Seyfo Pierre Bah and Area Council dated 2nd July 2009. President applied for lease on same day. Lease dated 31st August 2015 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 presided by Seyfo Pierre Bah Approved by Governor Omar A. Khan and Minister SOS Momodou Aki Bayo

Finding

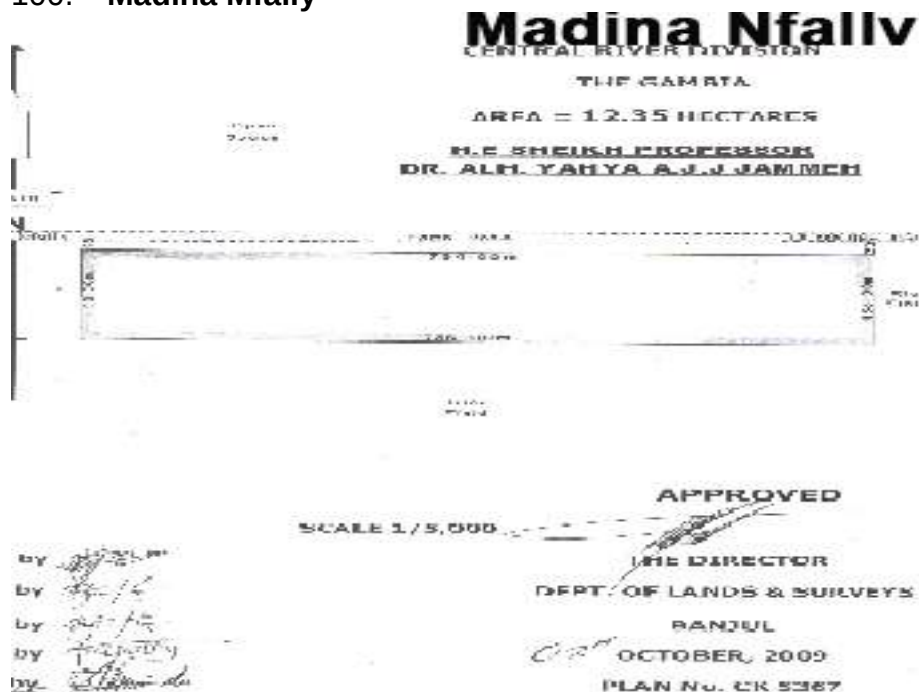
There is no indication of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

²²⁵ Exhibit LL9A9(12)

D. LOWER FULLADU WEST DISTRICT

100. Madina Mfally²²⁶



Size: 12.35 Hecatres

P.....

DI17/L234

Letter dated 30th July 2009 from Elders of Madina Nfally to Ex-President from the bottom of their heart. Signed by Demmu Sillah, Alkalo, witnessed by chairman Area Council Alh. Kekuta Sisay, endorsed by district chief Momoudou Lamin Balde. Ex-President applied for lease on the 4th August 2009. Lease dated 2nd October, 2009 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 2ND October 2009 presided by Seyfo Momodou Lamin Balder Approved by Governor Alh. Ganyie Touray and Minister SOS Ismaila Sambou. No indication of approval from Alkalo

Finding

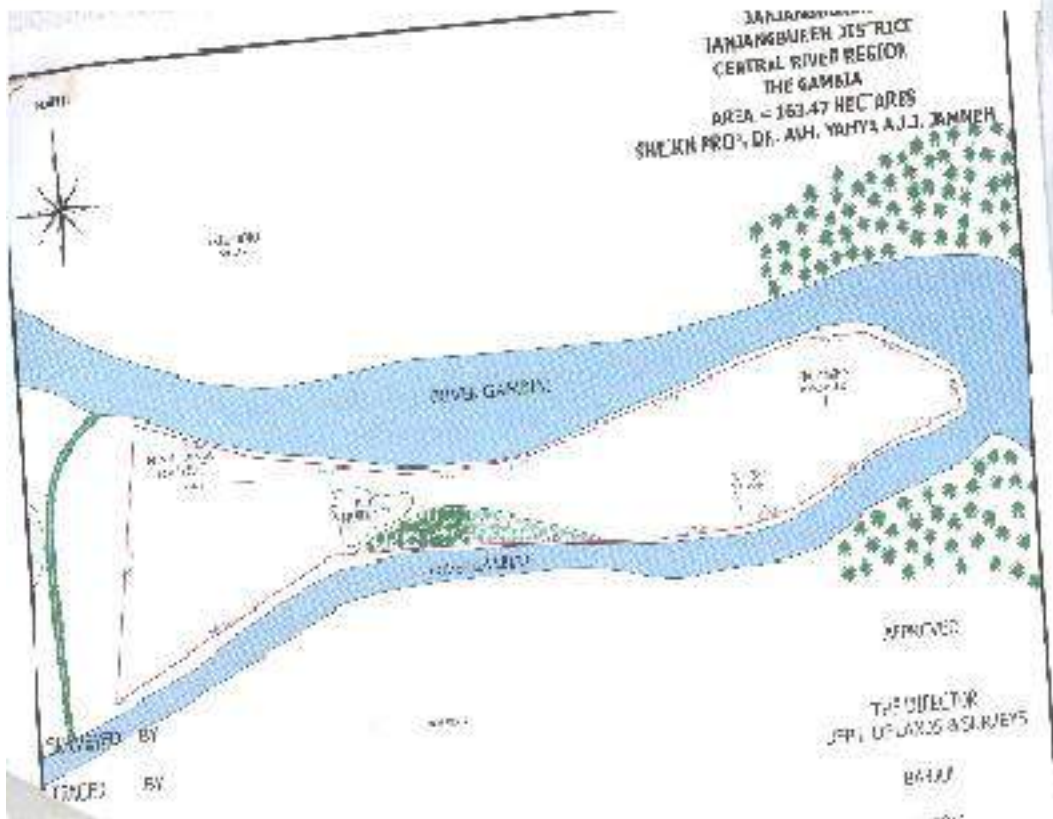
There is no indication on record of the original land owners or how the land was acquired from the original land owners.

The lease to the Ex-President is not supportable under the circumstances. The Lease is invalid and should be rescinded.

101. Janjangbureh²²⁷

²²⁶ Exhibit LL9A(13)

Janjanbureh District



Size: 62.25 Hectares or 163.47

Lease P1/2009 DI17/L229 dated 7th November, 2008 to ALh. Yahya A.J.J. Jammeh. Dr. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 2ND October 2009 presided by Seyfo Bakary Jam Jawo Approved by Governor ALh. Ganyie Touray and Minister SOS Ismaila Sambou.

Wild Life Conservation and Wetlands.

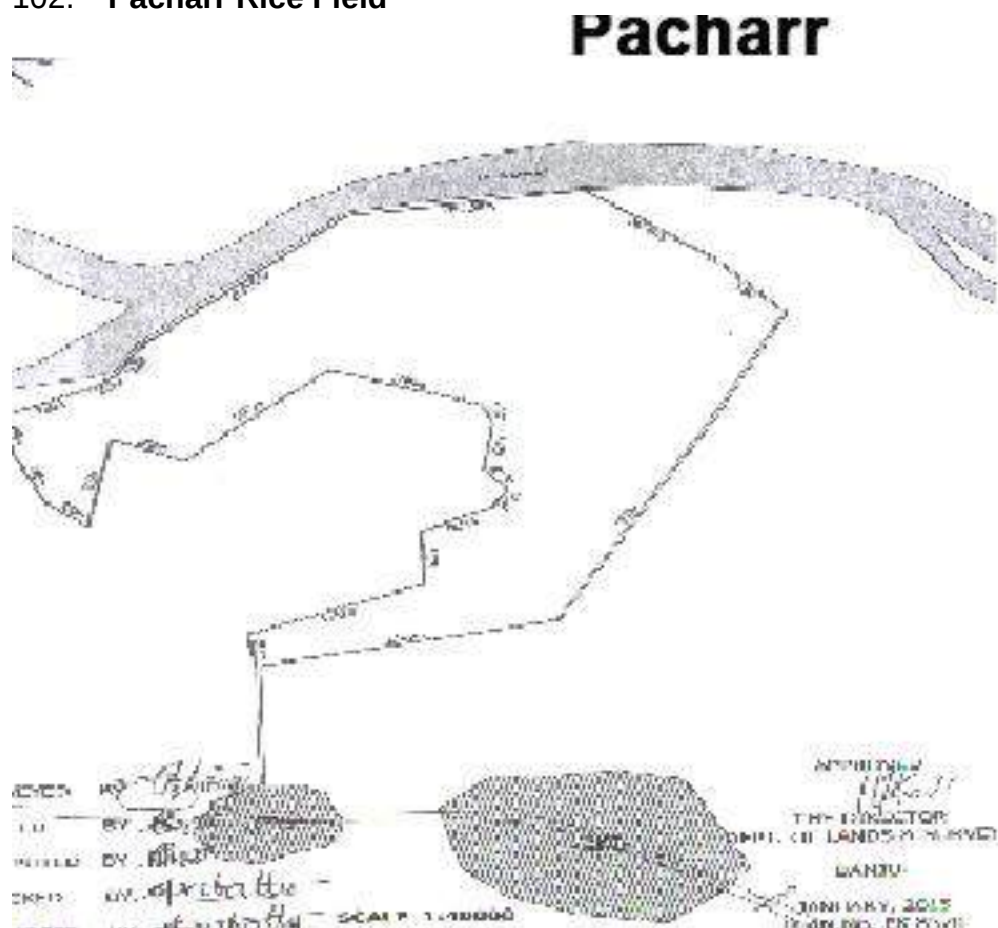
The District authority cannot lease wild life areas for purposes indicated.

The basis for the allocation and lease of this land to the Ex-President is not shown in any document.

The Commission concludes that the lease of this Island to the Ex-President is illegal. The lease should be rescinded.

²²⁷ Exhibit LL9A(17)

102. Pacharr Rice Field²²⁸



1,372.80 Hectares

Lease P14/2015 dated 14th February 2015 to Sheikh Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 15th January 2015 presided by Seyfo Omar Lamin Baldeh Approved by Governor Omar A Khan and Minister Momodou Aki Bayo. No indication of approval from Alkalo. According to Alkalo Musa Bayo rice fields up to Cassamance were cultivated for the benefit of Ex-President. He was not aware that the Ex-President had acquired a lease over the area.

Wildlife Conservation Area and Tambi Wetlands

Finding

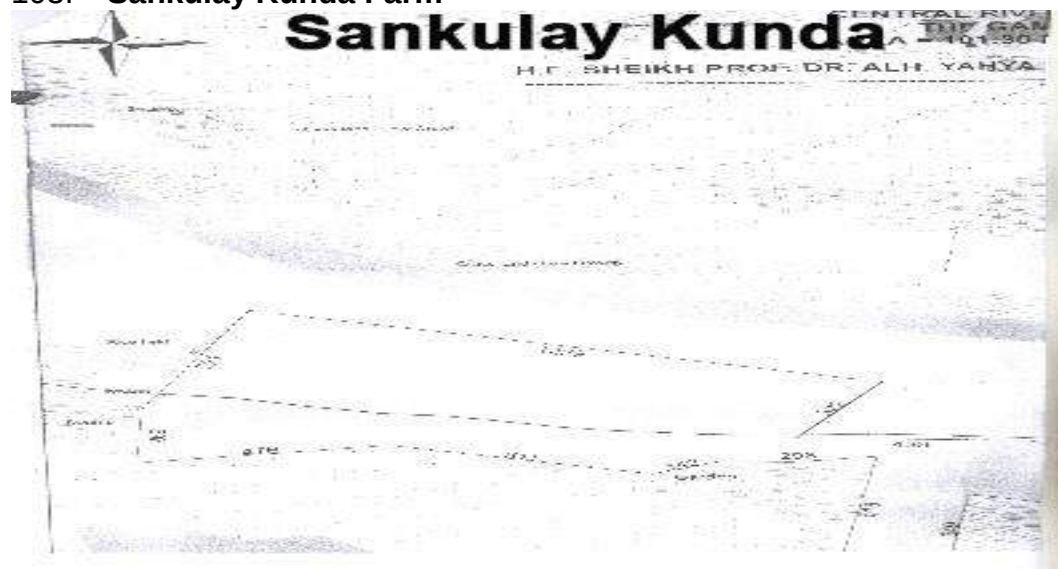
The DLS records have not shown that the community agreed to the lease of the land to the Ex-President. The basis for the allocation and lease of this land to the Ex-President is not shown in any document. The District authority cannot lease wild life areas for the purposes indicated.

²²⁸ Exhibit LL9A(19)

The Commission concludes that the lease of this Island to the Ex-President is illegal. The lease should be rescinded.

E. FULLADOU WEST DISTRICT

103. Sankulay Kunda Farm²²⁹



Size:

P64/2015

Lease dated 31ST August 2015 to Sheikh Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 presided by Seyfo Omar Lamin Baldeh Approved by Governor Omar A Khan and Minister Momodou Aki Bayo. No indication of approval from Alkalo.

Wildlife Conservation Area and Tambi Wetlands

Finding

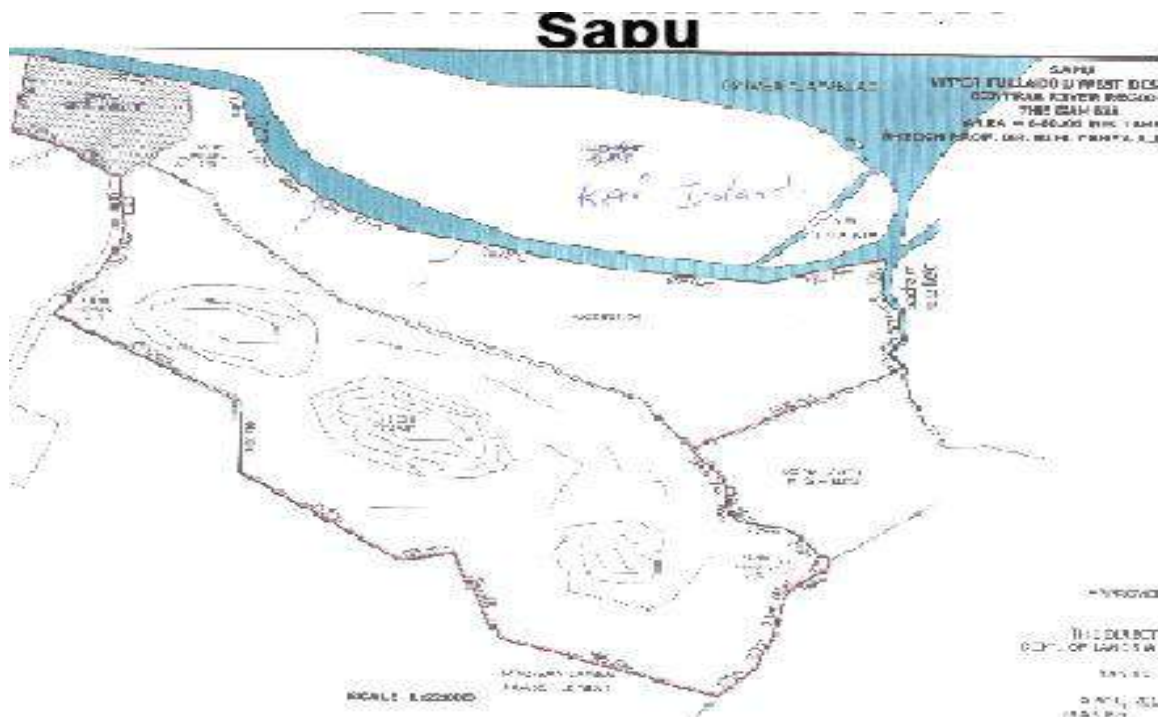
The basis for the allocation and lease of this land to the Ex-President is not shown in any document.

The District authority cannot lease wild life areas for the purposes indicated. The lease shall be rescinded.

The Commission concludes that the lease of this Island to the Ex-President is illegal. The lease should be rescinded.

104. Sapu²³⁰

²²⁹ Exhibit LL9A(18)



Size: 660.06 Hecatres

Lease P36/2015 (undated) to Sheikh Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 17th April 2015 presided by Seyfo Omar Lamin Baldeh Approved by Governor Omar A Khan and Minister Momodou Aki Bayo. No indication of approval from Alkalo

Wildlife Conservation Area and Tambi Wetlands

Finding

The basis for the allocation and lease of this land to the Ex-President is not shown in any document.

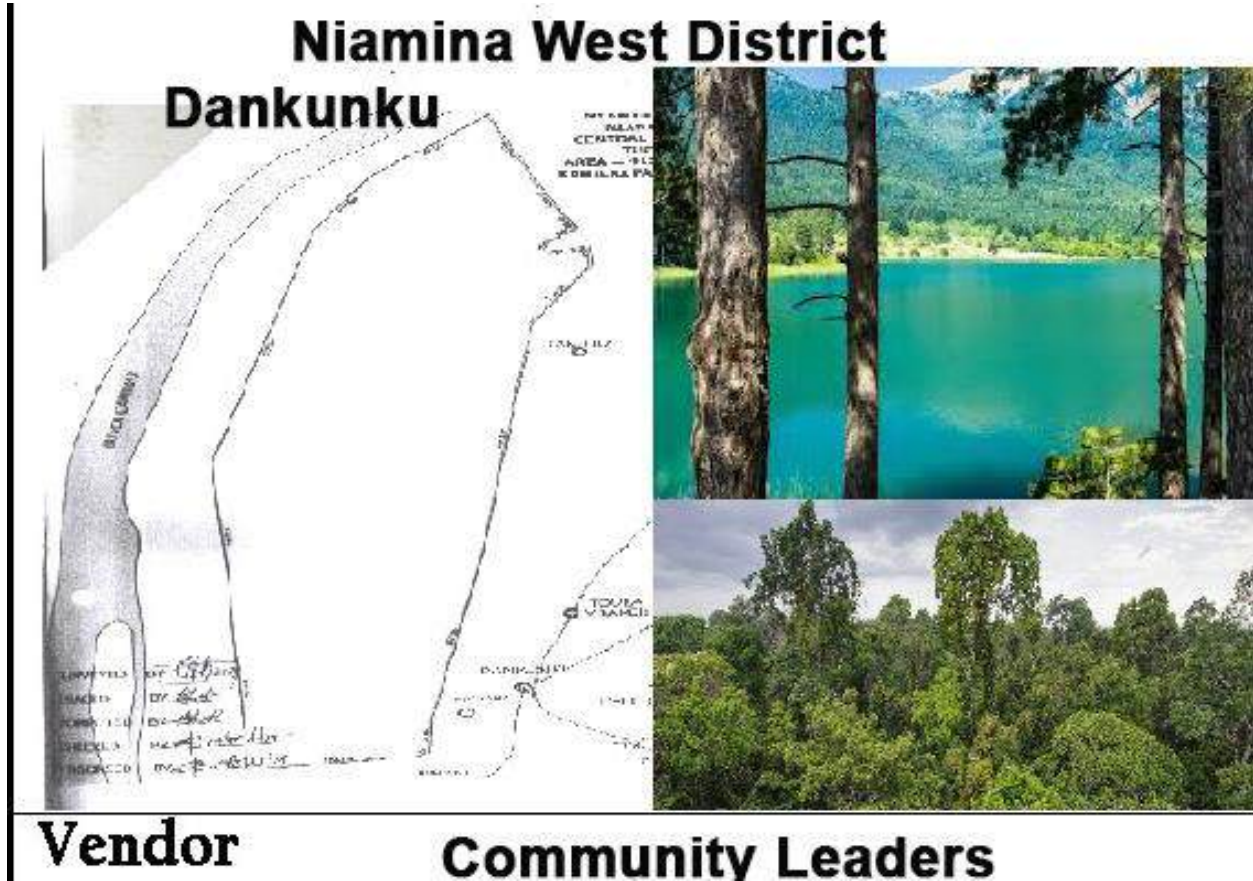
The District authority cannot lease wild life areas for the purposes indicated. The lease shall be rescinded.

The Commission concludes that the lease of this Island to the Ex-President is illegal. The lease should be rescinded.

²³⁰ Exhibit LL9A(20)

F. NYAMINA DANKUNKU DISTRICT

105. Dankunku²³¹



Size: 4258.55 Hectares

Lease P16/2005 dated 14 February 2015 to Sheikh Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 15th January 2015 presided by Seyfo Alh. Suleyman Keita Approved by Governor Omar A Khan and Minister Momodou Aki Bayo. No indication of approval from Alkalo.

Wild Life conservations and wetland.

Finding

The basis for the allocation and lease of this land to the Ex-President is not shown in any document. The District authority cannot lease wild life areas for the purposes indicated. The lease shall be rescinded.

The Commission concludes that the lease of this Island to the Ex-President is illegal. The lease should be rescinded.

²³¹ Exhibit LL9A(22)

G. NYAMINA EAST DISTRICT

Kudang Maku Nyama Field²³²

6.40 Hectares

Lease dated 2nd October 2009 to Sheikh Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 2nd October 2009 presided by Seyfo Alhaji Kebba Touray Approved by Governor Alh. Ganyie Touray and SOS Ismaila Sambou. According to Sambou Ceesay current Alkalo, the lease approved by the then Alkalo Kemesseng Ceesay pursuant to cola nuts taken by Lang Tombong Tamba.

Finding

The basis for the allocation and lease of this land to the Ex-President is not shown in any document.

The District authority cannot lease wild life areas for the purposes indicated. The lease shall be rescinded.

The Commission concludes that the lease of this Island to the Ex-President is illegal. The lease should be rescinded.

107. Kudang²³³

²³² Exhibit LL9A(25)

²³³ Exhibit LL9A(26)



Size: 947.81 Hectares

Lease DI18/L2A dated 14th February 2015 to Sheikh Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 15th January 2015 presided by Seyfo Kebba Touray Approved by Governor Omar A Khan and Minister Momodou Aki Bayo. No indication of approval from Alkalo.

Wild life conservation area.

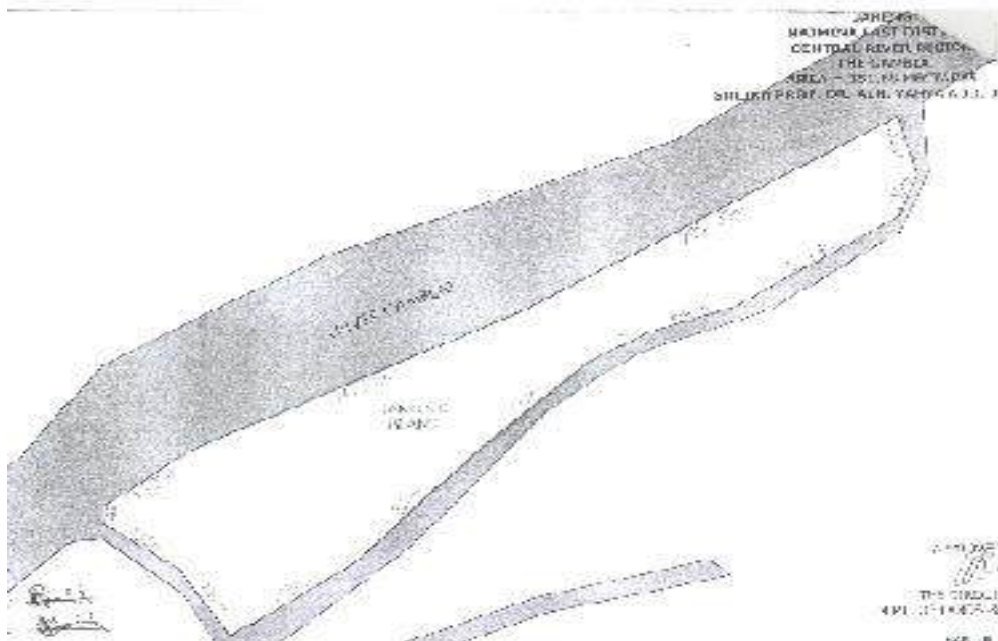
Finding

The basis for the allocation and lease of this land to the Ex-President is not shown in any document. The District authority cannot lease wild life areas for the purposes indicated. The lease shall be rescinded.

The Commission concludes that the lease of this Island to the Ex-President is illegal. The lease should be rescinded.

108. Jareng

Jareng Village



Size: 251.65 Hectares²³⁴

Lease P35/2015 (undated) to Sheikh Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 17th April 2015 presided by Seyfo Mamodou Lamin Jagne. Approved by Governor Omar A Khan and Minister Momodou Aki Bayo. No indication of approval from Alkalo. According to Villagers in 2015, Konko Cham, Yaya Darboe and Lamin Mansal of the Ministry of Agriculture visited the area and took coordinates of the Kangfuafo Islands for a project. They never came back after that and were not aware of any lease granted to Ex-President

Wild Life Conservation area – Tambi Wetlands.

Finding

The basis for the allocation and lease of this land to the Ex-President is not shown in any document. The District authority cannot lease wild life areas for the purposes indicated. The lease shall be rescinded.

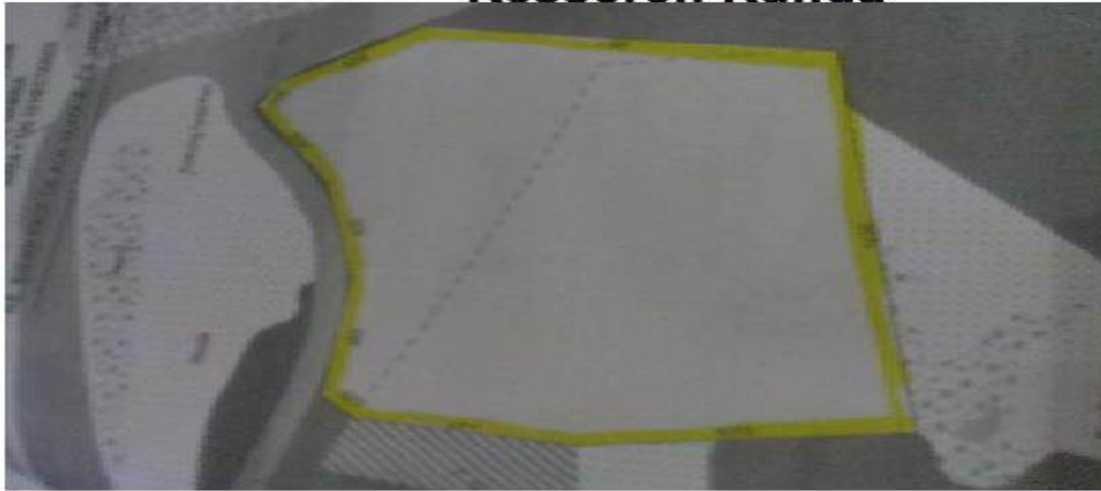
The Commission concludes that the lease of this Island to the Ex-President is illegal. The lease should be rescinded.

UPPER FULLADU DISTRICT

109. Kessel Kunda²³⁵

²³⁴ Exhibit LL9A(27)

**Central River Region
Upper Fulladu District
Kessereh Kunda**



Size: 190.10 Hectares

Lease P63/2015 dated 31ST August 2015 to Sheikh Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 25th August 2015 presided by Seyfo Modou Touray. Approved by Governor Omar A Khan and Minister Momodou Aki Bayo. No indication of approval from Alkalo. Current Alkalo indicates that it was governor Khan who requested for the land. It was neither sold nor given.

Finding

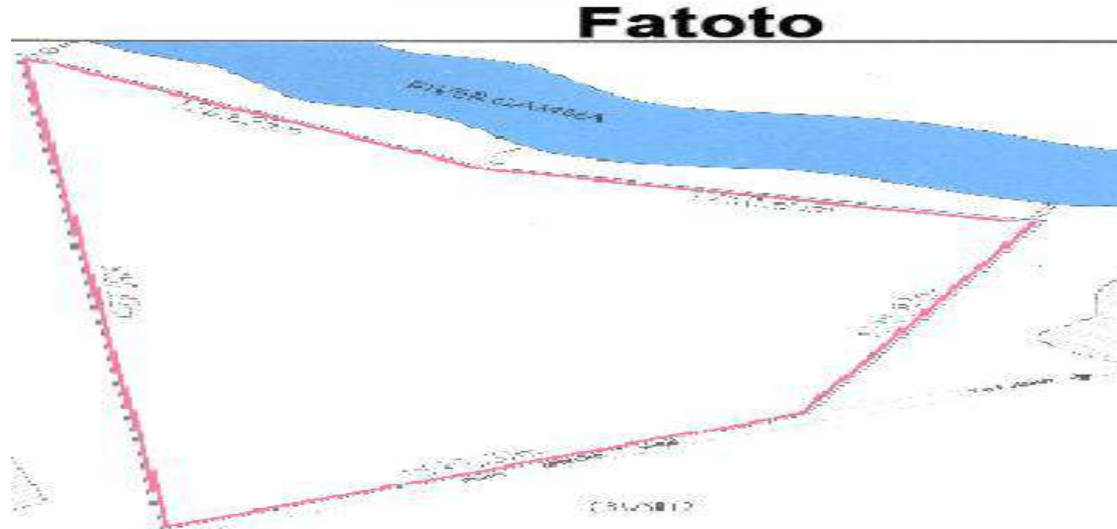
The Commission concludes that this was an illegal appropriation of the land. The lease should rescinded and the land restored.

²³⁵ Exhibit LL9A(28)

4.8. Upper River Region

A. KANTORA DISTRICT

110. FATOTO - Hill between Garawol and Fatoto²³⁶



Size: 363.31 Hectares

Lease P/72013 - Letter dated 9th January 2013 signed by Alh. Ba Ceesay, Alkalo of Garawol on behalf of the Ceesay Kunda Kabilo, Alh. Baba Tanja on behalf of the Hubo Kabilo of Garawol, Alh. Salimu Konteh on behalf of the Konteh Kunda Kabilo of Konteh Kunda, and Alh. Kalawo Tunkara on behalf of the Karangalu Kunda Kabilo certified that based on the consent of their kabilos ownership of the land between Garawol and Fatoto was transferred to Sheikh Pro. Dr. Alh. Yahya A.J.J. Jammeh Yahya AJJ amme.

Lease dated 16th April 2013 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 16th April 2013 presided by Seyfo Alh. Bacho Ceesay. Approved by Governor Omar A. Khan and Minister Momodou Aki Bayo. Land encompasses forest, rice fields of 2 neighbouring villages.

Finding

Lease based on a gratuitous allocation of the land by the community.

²³⁶ Exhibit LL10A(1)

B. TUMANA DISTRICT

111. Badari Mining Site²³⁷



Badari Kantora



Size: 363.31 Hectares

Lease P6/2013

By letter dated 14th December 2012, thumb-printed/signed by Sara Manneh-Alkalo and Burreh Kunda Kabilo, Sanjaw Sanyang- Sanyang Kunda Kabilo, Mansa Ceesay-Ginkan Kunda Kabilo, Lamin Manneh –Baju Kunda, Alkali Manneh –Manjjang Kunda, Hamdou Manneh –Youth Representative, Musu Manneh –Women Representative, states that the entire community of Badari Village agreed to allocate the land to Ex-President as a farm land. Ex-President applied for a lease. Lease dated 16th April 2013 to KFF by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 16th April 2013 presided by Seyfo Alh. Julia Cora. Approved by Governor Omar A. Khan and Minister Momodou Aki Bayo.

The Commission visited this mining site appropriated by the Ex-President and guarded by the military. The villagers were not aware the Ex-President was granted a lease over the area.

Finding

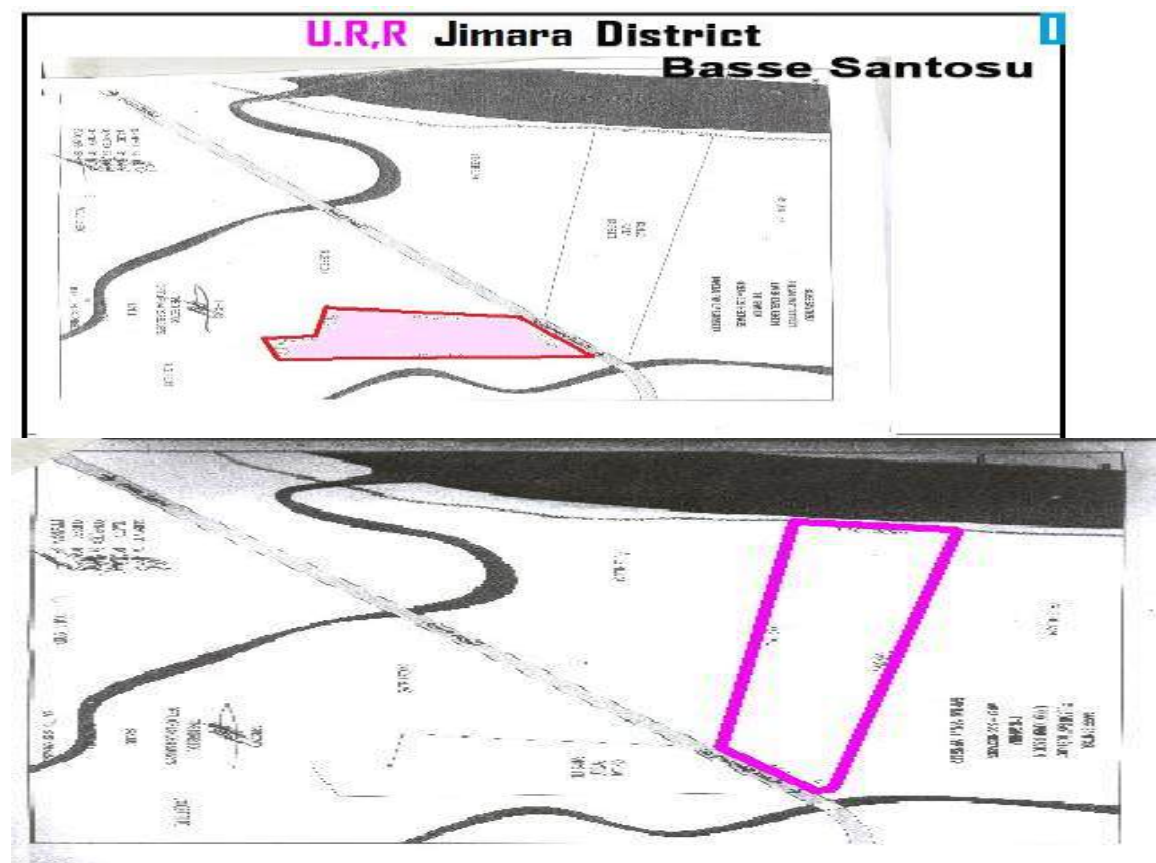
From the totality of the evidence on Badari, the Commission is of the view that the land in the area was illegally appropriated by the EX-President because he expected to find precious stones.

²³⁷ Exhibit LL10A(2)

The only interests provided by law over minding areas is a licence as provided in the Minding Act. The issue of a lease to the Ex-President over an area which is expected to have prospects is illegal. The Lease should be rescinded.

C. FULLADOU EAST

112. Basse Santa Su²³⁸



Size: 3.20 Hectares

Lease P11/2013 dated 16th April 2013 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 16th April 2013 presided by Seyfo Alh. Hammeh M. Krubally. Approved by Governor Omar A. Khan and Minister Momodou Aki Bayo. No indication of approval from Alkalo. No indication of Alkalo approval

Finding

The basis for the allocation and lease of this land to the Ex-President is not shown in any document. The District authority cannot lease wild life areas for the purposes indicated. The lease shall be rescinded.

²³⁸ Exhibit LL10A(4)

The Commission concludes that the lease of this Island to the Ex-President is illegal. The lease should be rescinded.

D. JIMARA DISTRICT

113. **Bana Tenda**²³⁹



Size: 237 Hectares

Lease P8/2013 DI16/L498 - dated 16th April 2013 to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 16th April 2013 presided by Seyfo Alh. Haggy Kulleh Camara Head Chief Fulladu East. Approved by Governor Omar A.Khan and Minister's signature absent. No indication of Alkalo approval. Swamp lands.

Finding

The basis for the allocation and lease of this land to the Ex-President is not shown in any document. The District authority cannot lease wild life areas for the purposes indicated. The lease shall be rescinded.

The Commission concludes that the lease of this Island to the Ex-President is illegal. The lease should be rescinded.

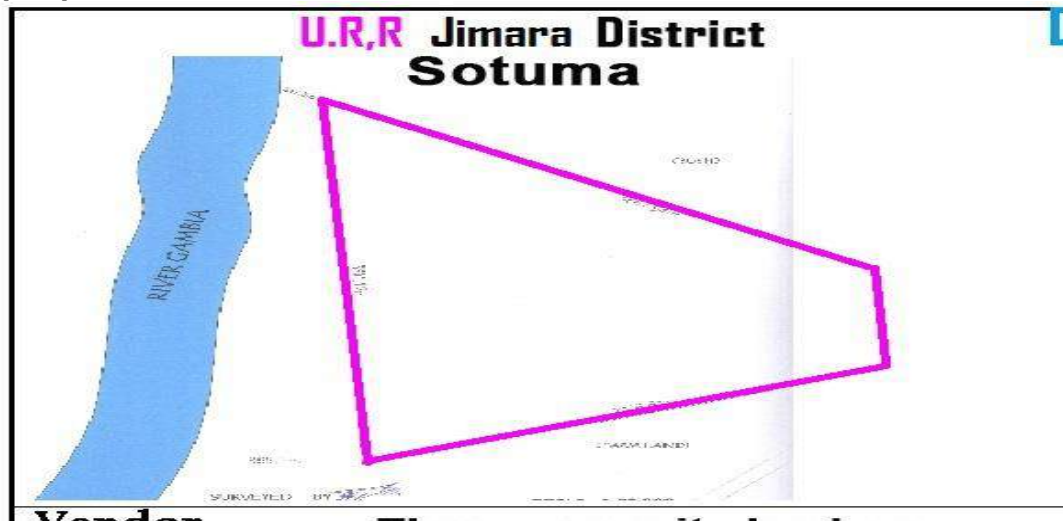
²³⁹ Exhibit LL10A(6)

(114) Jarga Jarreh ²⁴⁰

P31/2014

The investigation of this property could not be completed as the record of the lease was unavailable. The Deeds Register shows that the property is registered to the Ex-President.

(115) Sotuma Suma Koi ²⁴¹



Size: 663.98 Hectares

Transfer of ownership of forest/faro dated 21st November 2012 signed Alkalo Alkalo Sotuma Sireh, Alkalo Sotuma Sainey Kande –Camara Kande witnessed by Haji Kully Camara Chief of Jimara and Alh. Nuha Badjie Regional manager GRS Basse, for the transfer of the forest/faro situate in their villages to the Ex-President. It is apparent this land is partly community forest

Ex-President applied to lease the land on the 4th January 2013. Lease dated 16th April 2013 issued to Sheikh. Prof. Dr. Alh. Yahya AJJ Jammeh by District Authority for trading station, factory residential and agricultural purpose for 99 years with effect from 16th April 2013 presided by Seyfo Alh. Haggy Kulleh Camara Head Chief Fulladu East. Approved by Governor Omar A.Khan and Minister Momodou Aki Bayo.

Finding

Lease based on a gratuitous allocation of the land by the community.

²⁴⁰ Exhibit LL10A(7)

²⁴¹ Exhibit LL10A(5)

E. SANDU DISTRICT

(115) Changally²⁴²

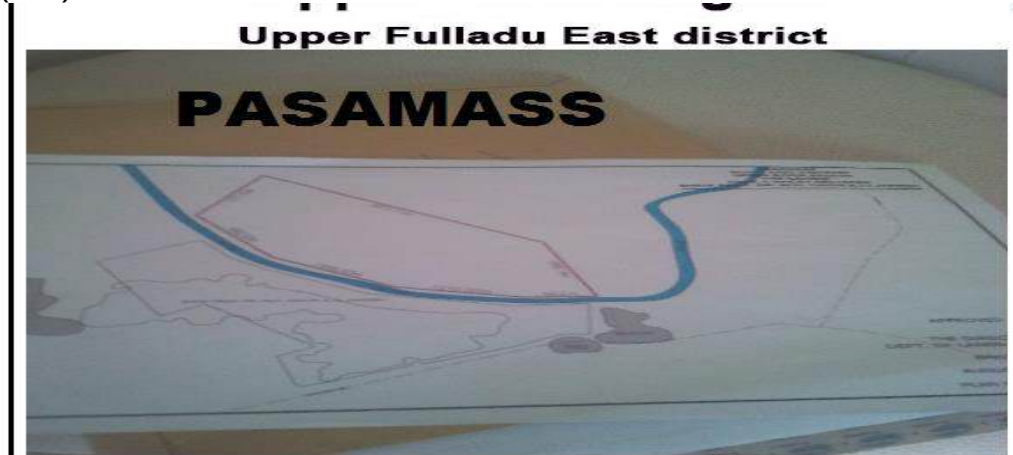


Size: P32/2014

INVESTIGATION INCOMPLETE as the records could not be found.

WULLY EAST DISTRICT

(117) Passamas²⁴³



P35/2014

The investigation of this property could not be completed as the record of the lease was unavailable. The Deeds Register shows that the property is registered to the Ex-President.

²⁴² Exhibit LL10A(8)

²⁴³

4.9 Findings and Recommendations

GENERAL FINDING

114 free allocations of public lands (excluding the 19 leases allocated in the TDA) were made to the Ex- President as follows: - Banjul 2, Kanifing Municipality 11, WCR 56, LLR 4, NBR 12, CRR 22, URR 7.

These include the following 10 Islands and 26 Wildlif Parks and reserves.

<u>ISLAND leased to Ex-President</u>		<u>LEASE NO</u>
1	Jalalo Island	
2	Kaw Kaw Island	P50/2015
3	Bintang Island	P52/2015
4	Bulangorr Island	P72/2015
5	Bulangorr Island (2)	P74/2015
6	Elephant Island	P25/2008
7	Barra Ginack Island	
8	Kanuma Ginack Island	
9	Tallinding Island	K177/2012
10	Sitanunku (Dog) Island	P26/2008

The Commission was informed by the heads of land institutions – PS and DLS that there is no limit in the policy or as to how many leases may be granted to 1 individual, except that there must a lapse of 5 years between allocations. Nor is there any set limit on the size of land that may be granted. The Commission believes this to be an anomaly having regard to the very limited land resources and the high population growth rate.

It is to be noted that the Ex-President has made extensive developments on lands comprising his estate at Kanilai. The Commission has shown that the only resources available to the Ex-President to carry out these developments are public funds or monies otherwise acquired by bribery and corruption.

(1) Gifts of Land to the Ex-President

The Commission is concerned by the number of properties the Ex-President acquired from the communities gratuitously. We have adverted our minds to the relationship that

exist between a President and the public, and has considered whether a gift of such valuable consideration as land could be regarded as freely given to the Ex-President free from undue influence. It is now accepted law that the category of relationships in which undue influence may be presumed are not closed, and that each case must be considered on its own facts²⁴⁴.

It is our view that the relationship between the Ex-President and members of the public is fiduciary, thus an element of undue influence must be presumed where communities give the President land which they would otherwise not have given but for his Office. It is settled that in matters of undue influence, a court does not interfere on the ground that any wrongful act has in fact been committed by the person to whom the gift is made, but on the ground of public policy, which requires it to be affirmatively established that the giver's trust and confidence in the person given has not been betrayed or abused²⁴⁵. The Ex-President has not come to defend he or KKF's claim to ownership of these properties.

The Commission finds that the gratuitous gifts of the following properties is not free from undue influence, or that the Ex-President otherwise manifestly abused his authority to acquire them.

Recommendation

The Commission recommends the following properties gratuitously gifted to the Ex-President to be confiscated.

<u>PROPERTY</u>		<u>RECOMMENDATION</u>
1	Madianna- Brufut	To be confiscated and reserve for public use
2	Farato Farms- Extension	To be confiscated and reserve for public use
3	Kubune Village	To be confiscated and reserve for public use
4	Manduar Village	To be confiscated and reserve for public use
5	Jambur	To be confiscated and reserve for public use
6	Kassa Kunda Village	To be confiscated and reserve for public use
7	Sotuma Suma Koi	To be confiscated and reserve for public use
8	Kuntaur Fulla Kunda	To be confiscated and reserve for public use
9	Darsillameh	To be confiscated and reserve for public use
10	Dimbaya	To be confiscated and reserve for public

²⁴⁴ See *Zamet v Hyman* (1961 3 All ER @p933)

²⁴⁵ See *Allcard v Skinner* (1887) 36 Ch D 145

		use
11	Fatoto	To be confiscated and reserve for public use
12	Nianiya Chamen	To be confiscated and reserve for public use
13	Kamfenda Farm	To be confiscated and reserve for public use

(2) The Table below sets out all the leases granted by the State through the Minister or district authority members involved in the allocation.

The lands listed below have been found to be illegally obtained or otherwise obtained by the Ex-President in abuse of his authority and influence as President. The leases in respect of all of them should be rescinded.

PROPERTY & LOCATION		Lease No.	LAND SIZE	PERSONS MAKING THE GRANT
BANJUL				
1	Sarro Garden to KFF	K175/2012	62.68 Hectares	Ismaila Kabba Sambou & Lamin Waa Juwara.
2	Jengdula (Extension) – Banjul Serrekunda Highway to KFF	K175/2012	0.575068 Hectares	Lamin Waa Juwara
KANIFING MUNICIPALITY				
3	Kotu- Bertil Harding Highway to KFF	Not seen	20.64 Hectares	Momodou Fatoumatta Kalilu Colley
4	Kotu Point (Located between Palma Rima Hotel to Dunes Hotel) to KFF	Not seen	21.39 Hectares	Momodou Fatoumatta Kalilu Colley
5	Kotu Quarry to KFF	Not seen	19.70 Hectares	Momodou Fatoumatta Kalilu Colley
6	Old Cape Road- Old Jeswang to KFF	Not seen	3.69 Hectares	Momodou Fatoumatta Kalilu Colley
7	Bakau-Mile 7 (Coastal Road) To KFF	K67/2009	1.25 hectares	Ismaila Kaba Sambou
8	Fajara Water Tank- Atlantic	K353/2009	1.1 Hectares	Ismaila Kaba Sambou

	Road to YAJJ Jammeh			
9	Fajara “M” Section- Coastal Highway from Traffic lights to Jeswang to KFF	K537/2007	0.18 Hectares	Ismaila Kaba Sambou
10	Fajara “M” Section- Coastal Highway from Traffic lights to Jeswang	K536/2007	0.312 Hectares	Fajara “M” Section- Coastal Highway from Traffic lights to Jeswang
11	Talinding Island – Including the Mangroove Swamps	K177/2012	16.07 Hectares	Lamin Waa Juwara
12	Cape point Bakau Sea Front	K181/2012	11.9 Hectares	Lamin Waa Juwara
13	Cape Point Bakau Extention Layout Plot 1-6	Not seen		Ismaila Kaba Sambou
WEST COAST REGION				
14	Farato Farms Extension- Nyambai Forest		14.12 Hectares	Alkalo Fatou Sow Dumbuya and Councilor Saja Gibba of Sanyang Ward
15	Abuko Abattoir		To be determined	
16	Siffoe Garden (1)	K179/2012	452 Hectares	Momodou Aki Bayo
17	Siffoe Garden (2)	K379/2015		Momodou Aki Bayo
18	Siffoe Garden (3)	K374/2015	192.57	Momodou Aki Bayo
19	Tujereng (1)	K178/2012	38.17 Hectares	Alkalo Karamo M. Bojang
20	Tanji Bird Reserve		414.21 Hectares	Momodou Aki Bayo
21	Brufut Sanneh Mentereng Bird Reserve	K215/2013	7.65 Hectares	
22	Brufut –Adjacent to Sheraton Hotel – Bird Reserve	K216/2013	11.84 Hectares	GT Board
23	Brufut Fish Landing Site Bird Reserve	K380/2015	7.76 Hectares	Momodou Aki Bayo
24	Brufut- Madam Nadiany Bamba – Bird Reserve	-	0.415 Hectares	Ismaila kaba Sambou and Malamin Jatta
		-	1.16 Hectares	
25	Bijilo Triangle - Sangtanba			Manlafi Jarjue
26	Busura (1)	K27/2008		Alkalo Omar Faye/ Community of Busura

27	Busura (2)	K28/2008	192.21 Hectares	Alkalo Omar Faye/ Community of Busura
28	Seyoni Village (1)		40.45 Hectares	Alkalo Fabakary Badjie and Ismaila Kaba Sambou
29	Seyoni Village (2)		63.87 Hectares	Alkalo Fabakary Badjie and Ismaila Kaba Sambou
30	Darsillameh	K376/2015	246.82 Hectares	Alkalo Jeferr Bojang and Momodou Aki Bayo
31	Dimbaya Village	-	23.71 hectares	Ismaila Kaba Sambou and Alkalo Burama Colley
32	Duwasu	P27/2010		Seyfo Alh. Basiru B. Jarjue
33	Kampassa Village	P25/2013	34.24 Hectares	Seyfo Alh. Kutubo Sanyang, Governor Lamin Sanneh and Momodou Aki Bayo
34	Kayaborr, Jifonni and Kalimou Farms	P61/2015	593.42 Hectares	Seyfo Dembo Badjie, Aminta Sefai Hydara and Momodou Aki Bayo
35	Bantanjang, Jifonni and Kalang Farm	P49/2015	205.76 Hectares	Seyfo Dembo Badjie, Aminta Sefai Hydara and Momodou Aki Bayo
36	Alla Kunda Park	P67/2015	666.55 Hectares	Seyfo Dembo Badjie, Aminta Sefai Hydara and Momodou Aki Bayo
37	Sangtanba	P18/2003	1,486.16 Hectares	Seyfo Sheriff Gibba , Manlafi Jarjue and Alkalo Masereh Jammeh
38	Kanilai	P19/2003	1867.98 Hectares	Seyfo Sheriff Gibba, Manlafi Jarjue and Alkalo Masereh Jammeh
39	Kanilai	DI.29/L27	161 Hectares	Alkalo Masereh, Seyfo Sheriff Gibba
40	Bujinga	P32/2013	411.72 Hectares	Seyfo Momodou Lamin Jarju, Governor Alh. Lamin Sanneh and

				Momodou Aki Bayo
41	Kanfenda Farm	P53/2015	320.45 Hectares	Seyfo Malamin Jarjue, Aminata Siffai Hydara and Momodou Aki Bayo
42	Burrock	P54/2015	28.92 Hectares	Seyfo Malamin Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
43	Ngiffi Farm	P55/2015	899.31 Hectares	Seyfo Malamin Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
44	Kanilai Cashew Garden	P56/2015	72.18 Hectare	Seyfo Malamin Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
45	Kanilai None Garden	P57/2015	47.60 Hectares	Seyfo Malamin Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
46	Kanilai Animal Park	P58/2015	706.68 Hectares	Seyfo Malamin Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
47	Bunuborr Park	P59/2015	1352.02 Hectares	Seyfo Malamin Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
48	Tintiba Farm	-	6.70 Hectares	Seyfo Malamin Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
49	Kanilai Airport Park	-	1199.58 Hectare	Seyfo Malamin Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
50	Dobong Residence	P69/2015	5.08 Hectares	Seyfo Malamin Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
51	Bujinga Farm	P70/2015	555.36 Hectares	Seyfo Malamin Jarju, Aminata Siffai Hydara and Momodou Aki Bayo

52	Santangba Park	P71/2015	2506.00 Hectares	Seyfo Malamin Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
53	Jomo Kunda and Jonier Farm		128.69 Hectares	Seyfo Malamin Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
54	Nyangit	P31/2007		Seyfo Camara and Commissioner Alh. Abdou Badjie
55	Sita Farms	P44/2015	408.64 Hectares	Seyfo Alfusaney A.B Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
56	Bintang Katakore Kassange		0.018789 Hectares	Seyfo Alfusaney A.B Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
57	Bintang Lewoto	P51/2015	43.93 Hectares	Seyfo Alfusaney A.B Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
58	Jalalo Island		181.69 Hectares	Seyfo Alfusaney A.B Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
59	Batending Kajara Farm	P47/2015	528.94 Hectares	Seyfo Alfusaney A.B Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
60	Kaw Kaw Island	P50/2015	654.73 Hectares	Seyfo Alfusaney A.B Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
61	Bintang Island	P52/2015	1324.10 Hectares	Seyfo Alfusaney A.B Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
62	Bulangorr Islands	P72/2015	776.90 Hectares	Seyfo Alfusaney A.B Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
63	Bulangorr Lewoto	P74/2015	171.67 Hectare	Seyfo Alfusaney A.B Jarju, Aminata Siffai Hydara and

				Momodou Aki Bayo
64	Bulangorr Island (2)	P23/2013	724.37 Hectares	Seyfo Alfusaney A.B Jarju, Aminata Siffai Hydara and Momodou Aki Bayo
65	Bulangorr Village (3)	-	33 Hectares	Malamin Jarju, Governor Alh. Lamin Sanneh and Momodou Aki Bayo
66	Bulangorr Village (New Plot)	P22/2013	8.03 Hectares	Malamin Jarju, Governor Alh. Lamin Sanneh and Momodou Aki Bayo
67	Ndemban	P30/2007	59.925 Hectares	Seyfo B.M Sanyang, Commissioner Alh, F.M Badjie
LOWERE RIVER REGION				
68	Elephant Island -Jassong	P25/2008	1079 Hectares	Seyfo Ansumana Kanagie, Governor M.B Jobe and Ismaila Kaba Sambou
69	Dumbutu- Kiang West National Park	P80/2013	21,348.15 Hectares	Fatou Ndeye Gaye
70	Gissay Manduar and Bankuling- Kiang Park	P48/2015	3649.71 Hectare	Seyfo Omar Gibba and Momodou Aki Bayo
71	Burong/Bantasu- Santangba/Taborang/Jula Kunda and Missara Park	P60/2015	2946.19 Hectares	Seyfo Omar Gibba and Momodou Aki Bayo
NORTH BANK REGION				
72	Barra Ginack Island/Kanuma Ginack Island	P9/2010	169.34 Hectares	Alkalo Mamadou F. Manneh, Commissioner Edirisa Secka
73	Essau	P16/2008	0.0493 Hectares	Seyfo Abdoulie Banora
74	Essau		0.01274 Hectares	Seyfo Abdoulie Banora, Commissioner Baboucarr Seckan and Alkalo Fabakary Sonko Kenbugul Faye

75	Essau	P14/2008	0.03 Hectares	Seyfo Abdoulie Banora, Commissioner Baboucarr Seckan and Alkalo Fabakary Sonko Kenbugul Faye
76	Essau	P19/2008	0.1507 Hectares	Seyfo Abdoulie Banora, Commissioner Baboucarr Seckan, Alkalo Fabakary Sonko, Kenbugul Faye and Ismaila Sambou
77	Essau	P19/2008	0.1216 Hectares	Seyfo Abdoulie Banora, Commissioner Baboucarr Seckan, Alkalo Fabakary Sonko, Kenbugul Faye and Ismaila Sambou
78	Essau	P29/2008	0.0875 Hectares	Seyfo Abdoulie Banora, Commissioner Eduwar Seckan, Alkalo Fabakary Sonko Kenbugul Faye and Ismaila Sambou
79	Mayamba	P15/2008	0.075544 Hectares	Seyfo Abdoulie Banora, Commissioner Baboucarr Seckan, Alkalo Ebrima Keita Kenbugul Faye and Ismaila Sambou
80	Sami Village	P18/2008	0.154768 Hectares	Alkalo Ama Joof and Kenbugul Faye of Barra
81	Bangali	P17/2008	0.12 Hectares	Alkalo Ama Joof and Kenbugul Faye of Barra
83	Essau	P13/2008	0. 1274	Alkalo Fabakary

			Hectares	Sonko and Kenbugul Faye of Barra
84	Dog Island-Sitanunku	P26/2008	4.40 Hectares	Alkalo Fabakary Sonko , Kenbugul Faye of Barra, Commissioner Baboucarr Seckan and Ismaila Sambou
CENTRAL RIVER REGION				
85	Balanger Kerr Ndare	P11/2015	17.68 Hectares	Seyfo .....Governor Omar A. Khan and Momodou Aki Bayo
86	Balangharr	P4/2009	0.36 Hectares	Seyfo Hally Jaye Touray, Governor Alh. Ganyie Touray and Ismaila Sambou
87	Kaur Hill	P3/2009	19.65 Hectares	Alkalo Sere Maila, Governor Alh. Ganyie Touray and Seyfo Hally Jaye Touray
88	Kerr Isha	P17/2015	206.70 Hectares	Seyo Malick Mbye, Governor Omar A. Khan and Momodou Aki Bayo
89	Bati Hai	P13/2015	222.27 Hectares	Seyo Malick Mbye, Governor Omar A. Khan and Momodou Aki Bayo
90	Chamen	P24/2013	97.53 Hectares	Governor Nganyie Touray and Momodou Aki Bayo
91	Kai- Sabi Passo Island		809.24 Hectares	Alkalo Muhammed Touray
92	Sinchu Jenung	P18/2015	7.08 Hectares	.....
93	Wassu	P8/2015	5.71 Hectares	.....
94	Pallang Mandinka	P9/2015	9.69 Hectares	Alkalo N Jawo
95	Kuntaur Fulla Kunda	P12/2015	4.70 Hectares	Alkalo N Jawo
96	Njoben Fula Kunda Farm	P65/2015	121.7 Hectares	Alkalo Abdoulie Jallow and Seyfo Pierre Bah

97	Madina Nfally	DI17/L234	12.35 Hectares	Alkalo Demmu Sillah and Chief Momodou Lamin Balde
98	Janjangbureh	P1/2009	62.25 Hectares	Seyfo Bakary Jam Jawo, Governor Alh. Ganyie Touray and Ismaila Sambou
99	Pacharr Rice Field	P14/2015	1,372.80 Hectares	.....
100	Sankulay Kunda	P64/2015		.....
101	Sapu	P36/2015	660.06 Hectares	.....
102	Dankunku	P16/2005	4258.55 Hectares	.....
103	Kudang Maku Nyama Field		6.40 Hectares	Alkalo Kemesseng Ceesay
104	Kudang	DI18/L2A	947.81 Hectares	.....
105	Jareng Village	P35/2015	251.65 Hectares ²⁴⁶	.....
106	Kessel Kunda	P63/2015	190.10 Hectares	Governor Omar A. Khan
UPPER RIVER REGION				
107	Fatoto	P/72013	363.31 Hectares	Alh. Ba Ceesay, Alh. Baba Tanja, Alh. Salimu Koneh, Alh. Kalawo Tunkara Community of Badari
108	Badari Mining Site	P6/2013	363.31 Hectares	
109	Basse Santa Su	P11/2013	3.20 Hectares	.....
110	Bana Tenda	P8/2013	237 Hectares	.....

²⁴⁶ Exhibit LL9A(27)

111	Jarga Jarreh	P31/2014	.....	
	Sotuma Sotokoi	....	663.98 Hectares	Alkalo Alkalo Sotuma Sireh, Alkalo Sotuma Sainey Kandeh – Camara Kandeh
112	Changally	P32/2014	.....	
113	Passamas	P35/2014	.....	

CHAPTER - 5

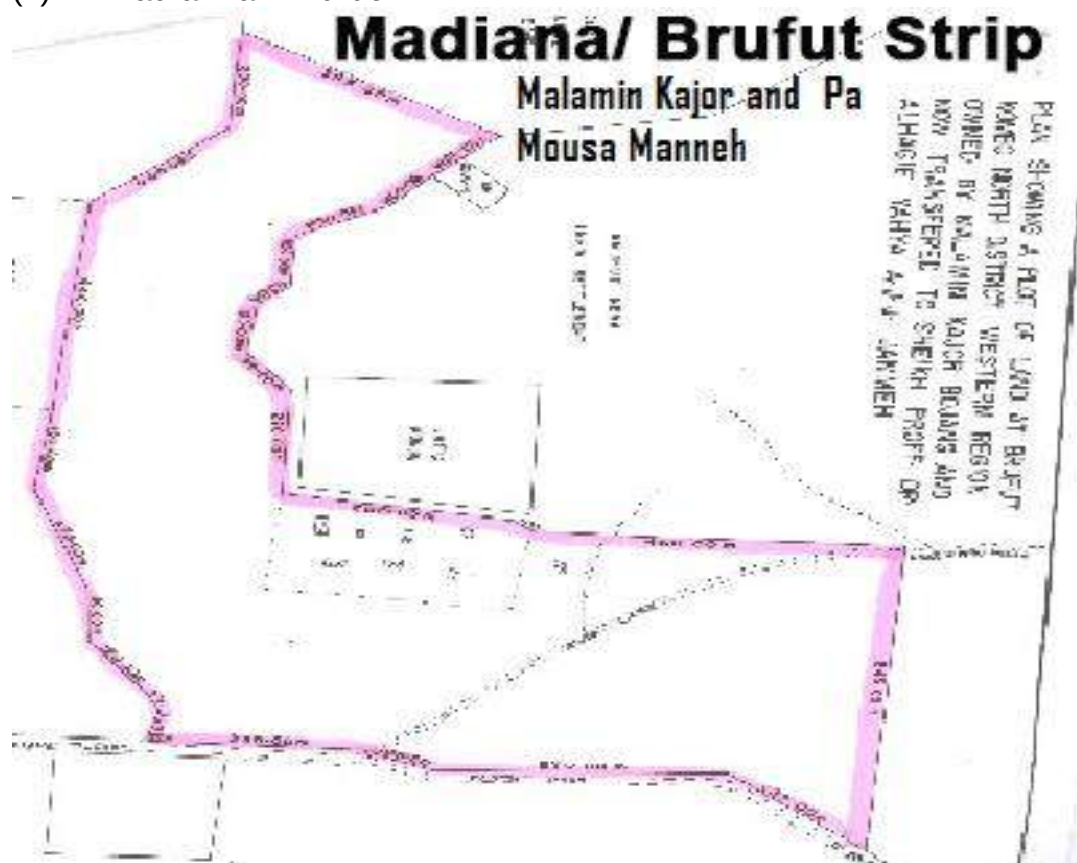
COMMUNITY ALLOCATIONS – NOT LEASED

5.1 West Coast Region

This Chapter presents 7 large areas of land in respect of which the Ex-President appeared to hold only customary allocations from communities. The Commission did not find any records at DLS for the leasing of the properties. These fall under the category of lands that the Ex-President received as gratuitous gifts to the Ex-President.

A. KOMBO NORTH

(1) Madianna - Brufut²⁴⁷



(Size not calculated from plan)

Deemed leasehold – Vast area of land on the Earth road from Madiana to Brufut Market. Plan reflects an area of irregular shape almost 2 Km long and about 380 to 645 metres wide.

²⁴⁷ Exhibit LL4A(2)

Land Ownership Certificate issued by Musa Manneh, Alkalo of Madiana, and Fa Barrow Kunda and Fa Almameh Kunda family of Brufut to Alh. Yahya AJJ Jammeh dated 10th April 2004 witnessed by Lamin Darbo, Kemo Sillah Amadou Dampha and Chief of Kombo North Aje Janneh. Size of land is not stated. Nothing connects the sketch to the land ownership certificate. A transfer of ownership of land form from the Brikama Area Council dated 14th October 2004 stamped and signed by the Alkalo Musa Manneh and Ex-President was not completed in that it was not signed by the Seyfo or the Area Council.

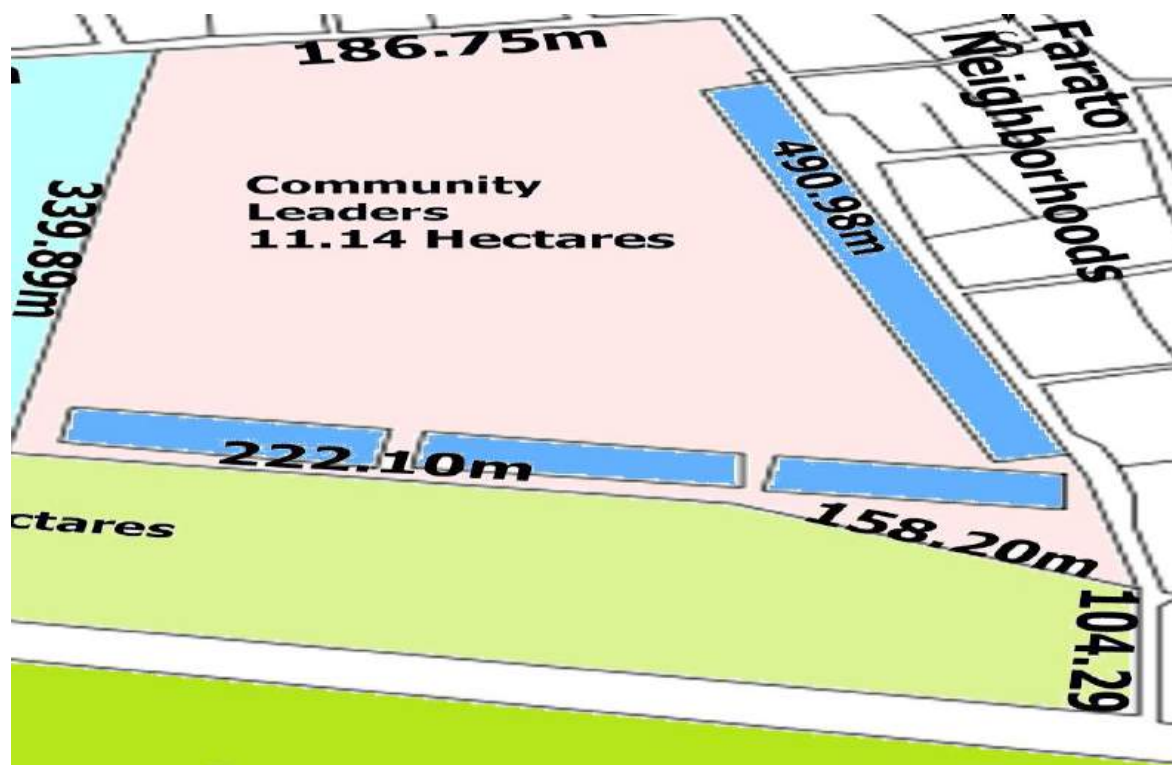
Current Alkalo of Brufut Malamin Kajor Manneh says that the property was given to Ex-President Jammeh at his request on a visit to a land in Madiana bordering Brufut which he was visiting.

Finding

This land was gratuitously allocated to the Ex-President while in office. The Commission is of the view that it was allocated by virtue of his office.

B. KOMBO SOUTH

(2) Farato Farms Extension - Nyambai Forest²⁴⁸



Size: 11.14 Hectares

Farato Farms extension.

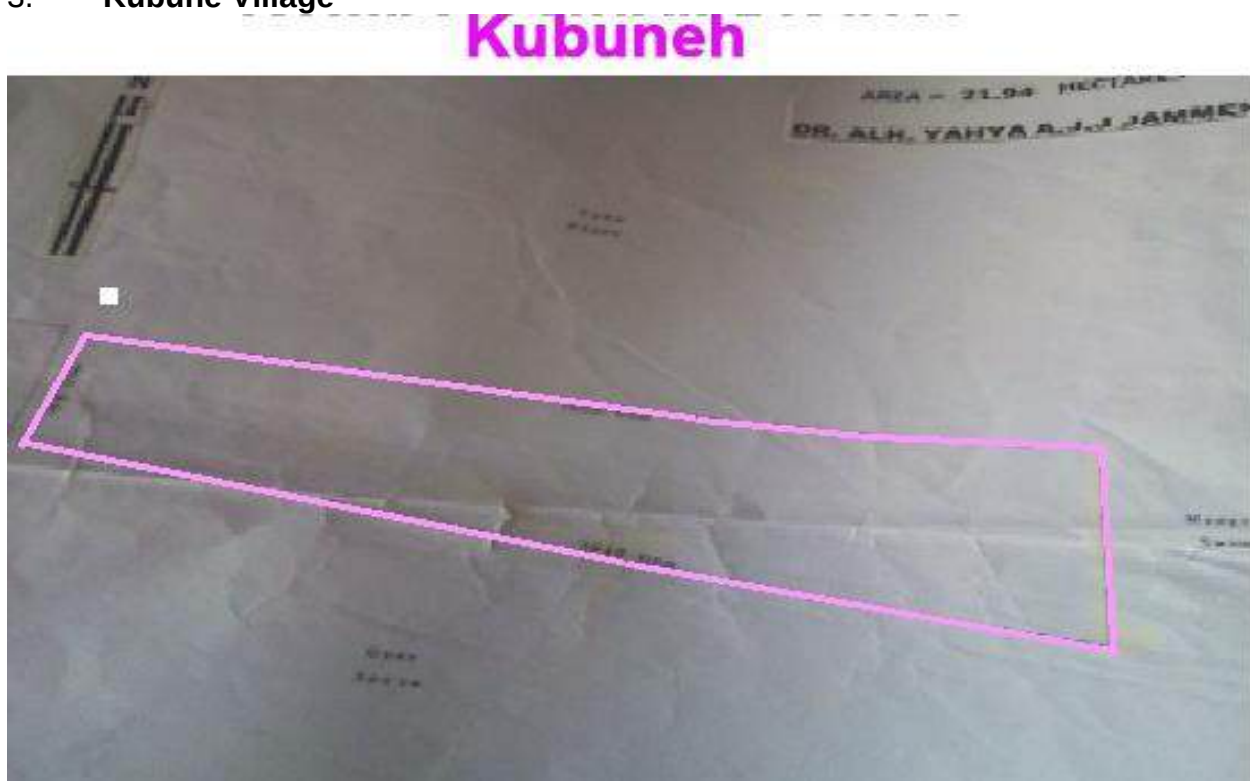
²⁴⁸ Exhibit LL3A(1). Also see Chapter 2

Deemed leasehold. Land is located between Nyambai Forest and Farato Farms. Farato farms was purchased from Dr. Lenrie Peters. An extension was allocated gratuitously by the Alkalo Fatou Sow Dumbuya and Councillor Saja Gibba of Sanyang Ward by letter dated 5th January 2010 said to be a transfer of ownership of land which “measures 720 meters length and 40 meters 90 meters breath” and consented to by the signature and stamp of Chief of Kombo North Sheriff M. Janneh. The area in pink actually taken and fenced by the Ex-President is much larger

Finding

An area measuring 720 meters length and 40 meters 90 meters breath” is what was gratuitously given to the Ex-President. Anything exceeding that was appropriated.

3. Kubune Village²⁴⁹



Size: 21.94 Hectares

Deemed Leasehold. Letter dated 10th December, 2009 from Alkalo, Imam Amadou Tamba, Alh. Landing Kujabi- elder, Siaka Jammeh- elder, and Yaya Tamba- elder witnessed by Ebou Gibba Youth leader, Isatou Jatta –women president, Sheriff Aje Janneh and Ismaila Sambou states that the community of Kubuneh village confirm that land was allocated to Ex-President. The measurement is not stated. However, the community acknowledges that the area was given to him.

Finding

²⁴⁹ EXHIBIT LL5A(8)

Land was gratuitously allocated to the Ex-President.

(4) **Manduar Village**

(PLAN MISSING)

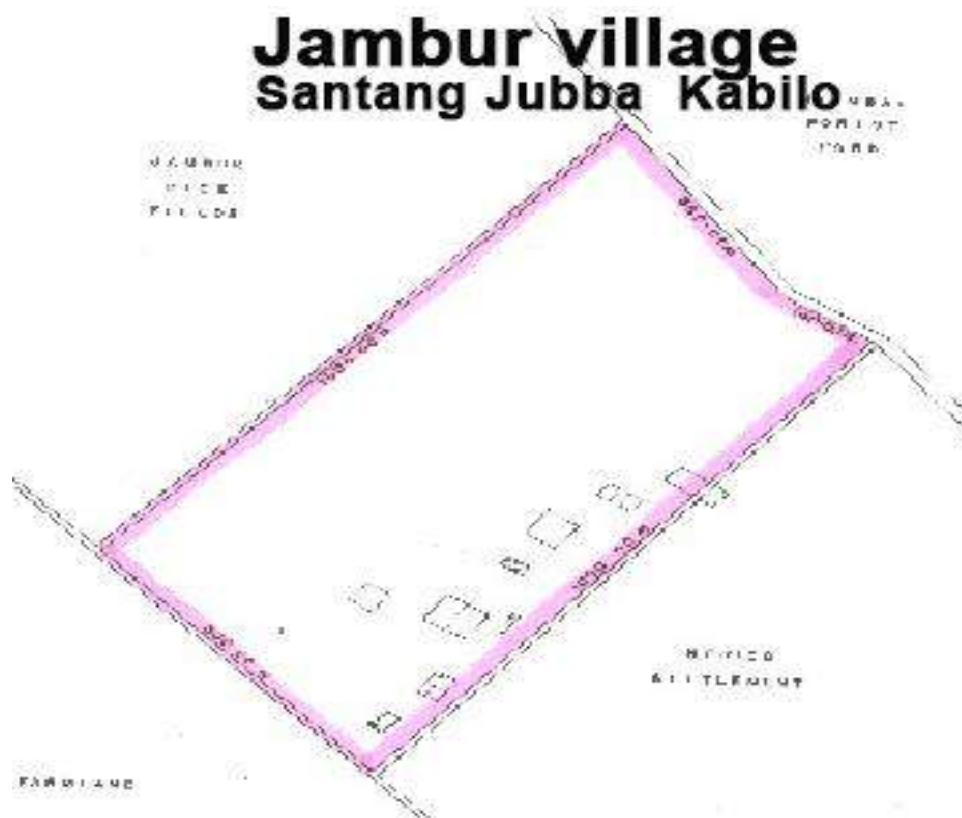
Size: 51,493 Sq.metres

Deemed leasehold. Land transferred by Transfer of Ownership No. KC/12/0/004 dated 13th April, 2010 from Omar Manneh and Manneh kunda family to SHK. PRO.DR.ALH Yahya A.J.J. Jammeh witnessed by Major G. Sulayman Badjie and Seyfor ALH Dembo K Bojang for agricultural purposes. Department of Physical Planning land use report dated 8th February 2012 attached with sketch plan attached.

Finding

Land was gratuitously given to the Ex-President

(5) **Jambur²⁵⁰**



Size: 50 Hectares

²⁵⁰ Exhibit LL5A(37)

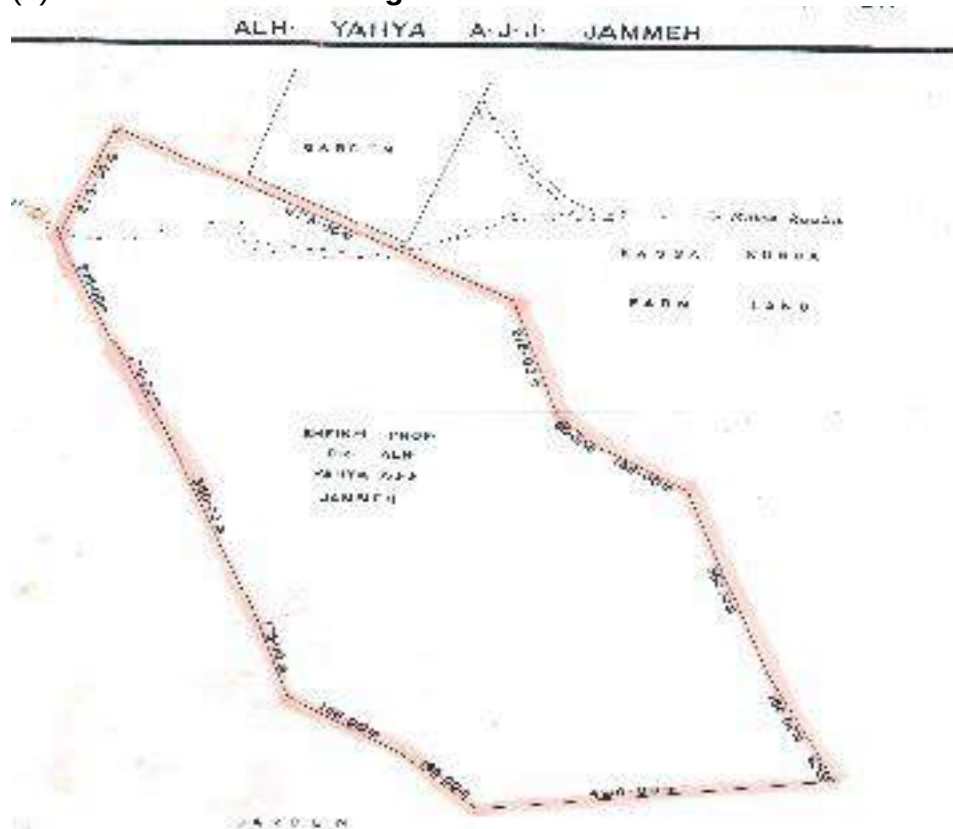
Deemed Leasehold. Allocated by Community leaders. Transfer of Ownership of farmland by Wandy Bojang Clan head of Santang Juba Kabilo dated 20th October 2003 thumb printed and witnessed by Dodou M. Bojang, Kebba W. Bojang and Dembo J Bojang.

Finding

Land was gratuitously given to the Ex-President.

C. KOMBO CENTRAL

(6) Kassa Kunda Village²⁵¹



Deemed Leasehold. Land allocated by letter dated 10th December, 2009 said to be Confirmation of Land Allocation to H.E. the President thumb-printed and stamped by Alkalo of Kassa Kunda Village - Momodou Seranding Jallow on 12th January 2010, Ensa Ginyali (Imam) and Alkalo's brothers Modou Jawo, Abdoulie Sabally, and Cherno Sabally and witnessed by Bakary Sanneh and Sherrif Ajeh Janneh with sketch plan of land said to measure 6213 x 215 x 205 x 176 x 490 x 60 x 215 x 360 x 175 x 186 x 145 x 155 x 360 x 145 x 95 metres.

Finding

²⁵¹ Exhibit LL5A(3)

Land was gratuitously given to the Ex-President

5.2. Lower River region

A. JARRA CENTRAL

(PLAN MISSING)

(7) **Soma**²⁵²

Customary land. PLOT along Soma Mansakonko Road given to Ex-President by Seyfo Alh. Yaya Jarjusay. Investigations into the giving of this land was not completed.

5.3. Finding and Recommendation

These properties are listed in the table above. As already stated, it would be unconscionable and contrary to public policy, if the Ex-President were to be allowed to keep gifts of community lands needed for the livelihoods and development of the people he was supposed to serve.

Recommendation

It is recommended that all these lands are confiscated and properly planned to serve the most urgent public needs of the local communities of the area where the land is situated.

²⁵² Exhibit LL7A(3)

Chapter 6

LAND IN THE PROCESS OF BEING LEASED

6.1 West Coast Region

From the evidence presented to the Commission from DLS, the Ex-President was in the process of leasing an additional **30** lands all over the country. A survey of most of these lands was completed. The Commission has reviewed these leases in process and sets them out in this Chapter. There is no indication from the DLS records of how the Ex-President acquired these properties or why he was leasing them in his name.

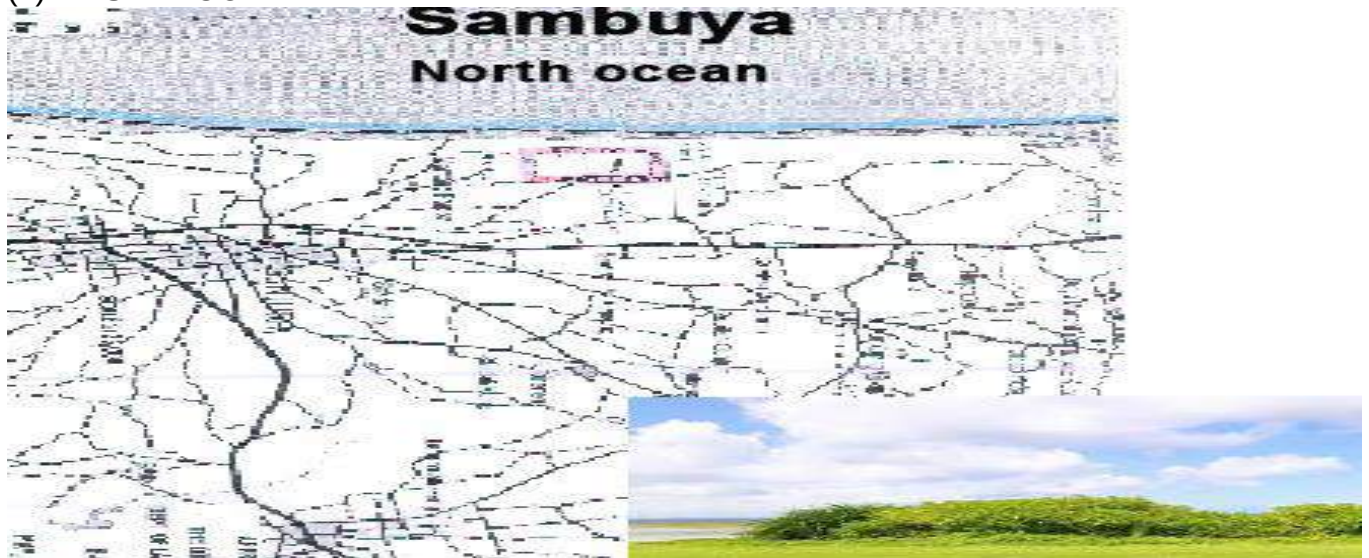
6.2. Finding

The Commission is of the view that this was a further attempt by the Ex-President to illegally appropriate more land.

The Lands concerned are set out below:

A. KOMBO SOUTH

(1) SAMBOU YA²⁵³



Size 4.8 Hectares

Tourism Development Area- Incomplete lease to KFF – Cartography plan CK 0662 May 2012. Signed by Pa Ousman Bojang.

²⁵³ Exhibit LL3A

Sanyang Santanba

KANTON

SANTANBA

1985

1986

S. SANTANBA

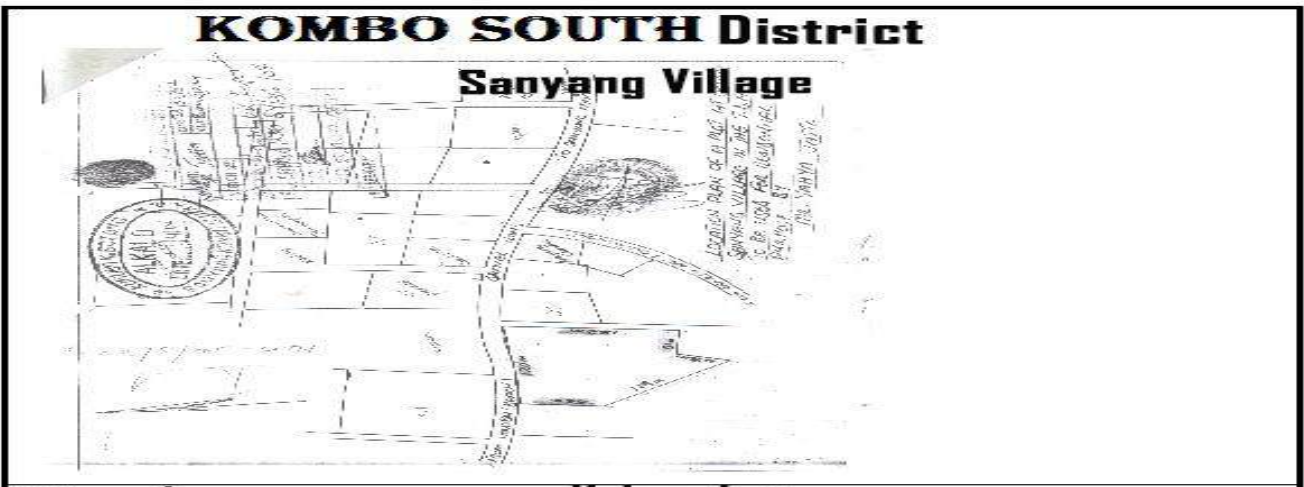
S. SANTANBA

TDA
16th May 2013 TDA

Unsigned – Santangba Company. Sanyang-Kombo South. Transfer of ownership. Gibba Jabang. Certificate of Occupancy- dated 26th October, 2004. Signed by Seyfo on 10th January 2003. Signed by BAC on the 13th January 2003. Letter of approval for lease dated 22nd November 2004 from DLS to Santangba.

246

(3) Sanyang Village²⁵⁴

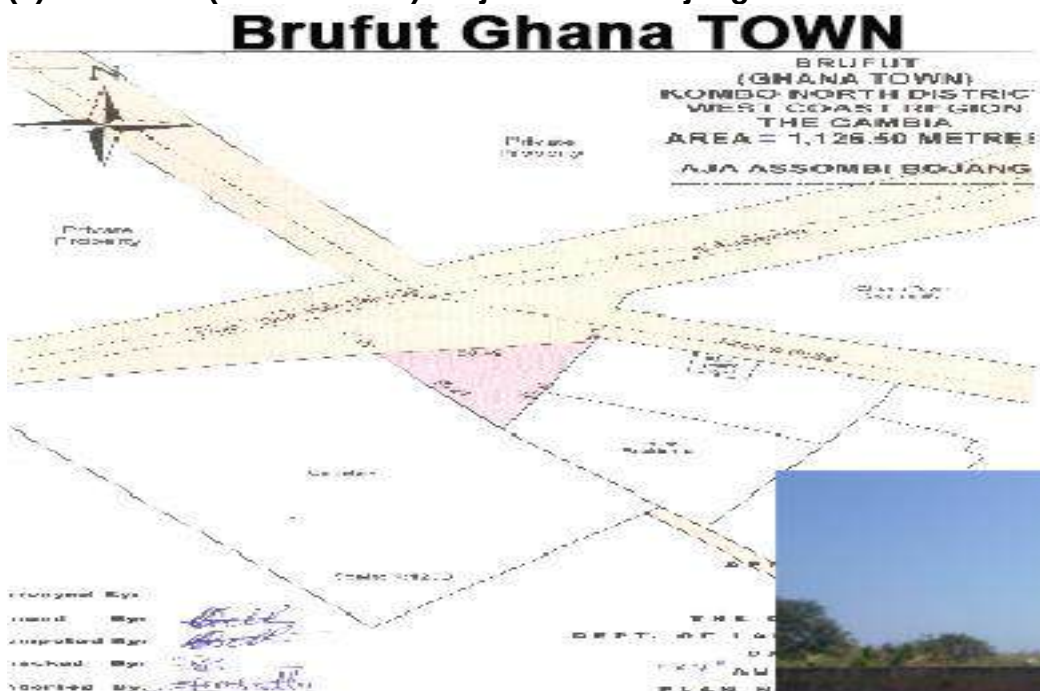


Size: 1.16 Hectares

Lease incomplete. Signed by only the lessee- KFF. Cartography plan CK0887 May 2012 approved on the main coastal highway to Gunjur.

B. KOMBO NORTH

(4) Brufut (Ghana Town) – Aja Asombi Bojang²⁵⁵



Size 1,126.50 Square metres

²⁵⁴ Exhibit LL3A(..)

²⁵⁵ Exhibit LL4A(1)

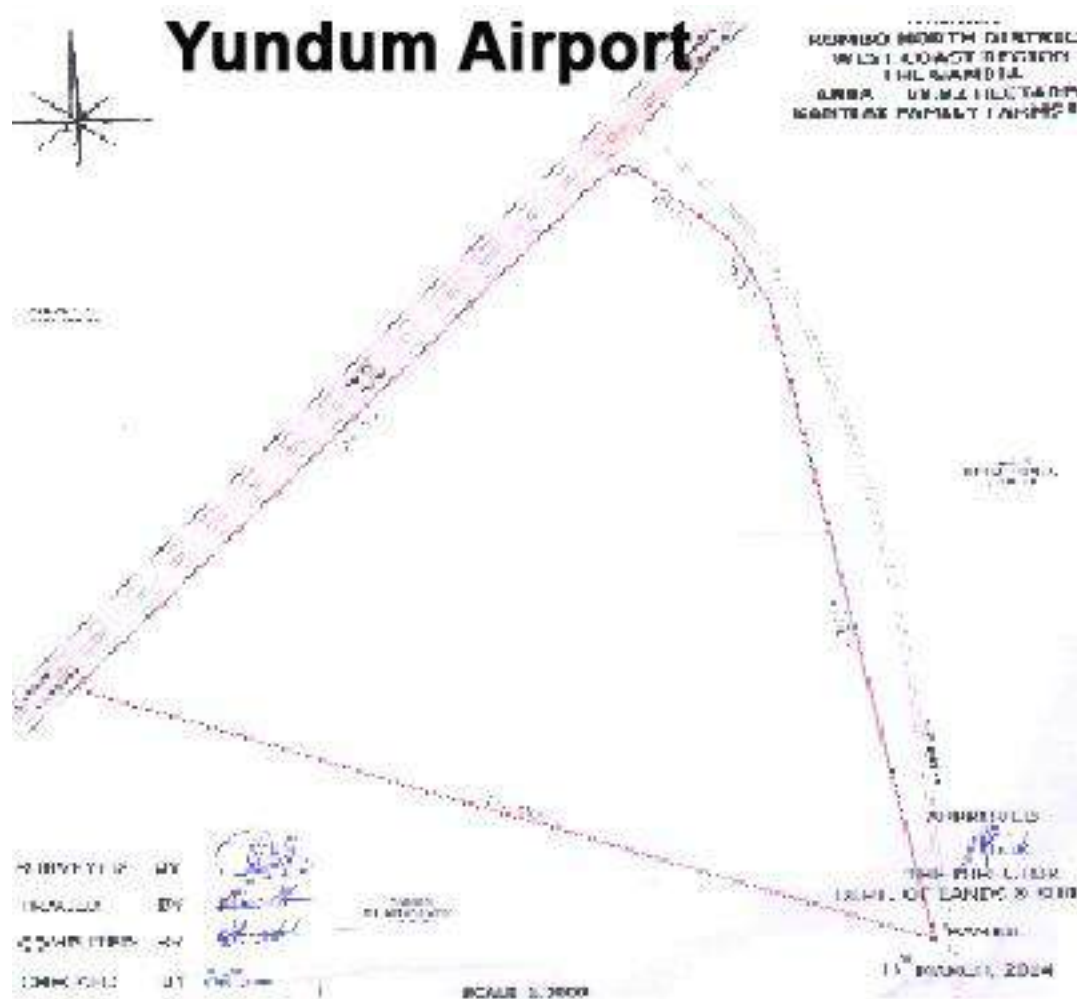
Deemed Leasehold property. Property wall fenced and is located between PIU Police Post & Cemetery at the Brufut and coastal highway intersection. A Cartographer's Report has been issued and Plan No.CKO880 approved by Director DLS Madun Secka on 27th August 2016 specifies AJA ASOMBI BOJANG (deceased) Ex-President's mother as owner of the plot.

No record of how she acquired this property was found.

(5) Banjul International Airport²⁵⁶

69.92

Hectares

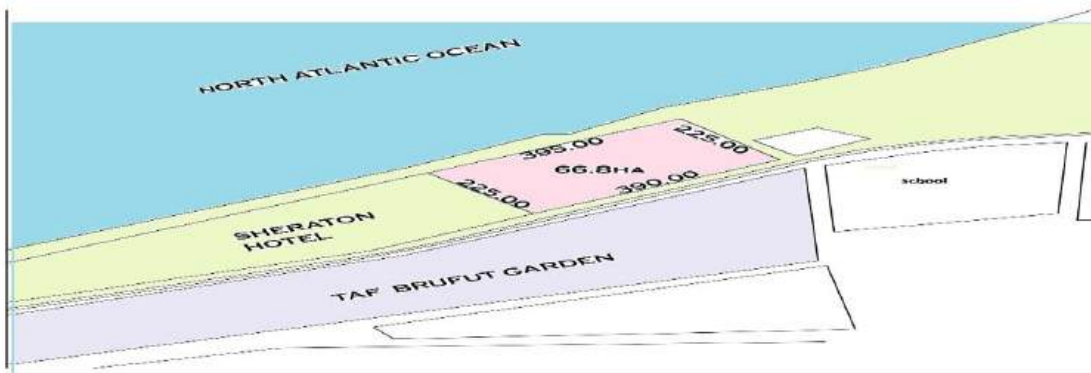
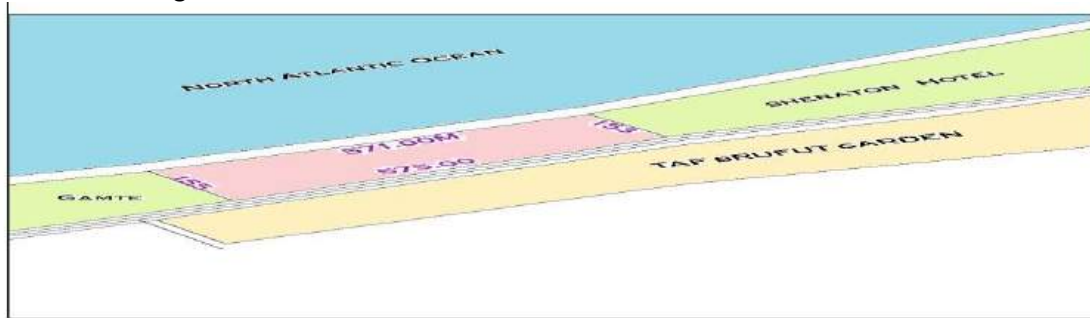


Airport Area.

DLS File contains only Cartography Plan No CK2076 dated 12th March 2014 approved by Director of Lands and Surveys which states KFF.

²⁵⁶ Exhibit LL4A(12)

(6) Both Wings of the Sheraton Lease²⁵⁷



Size: 8.66 Hectares

This property coloured pink together with the green areas are the Sheraton Hotel Lease bearing SR No.K307/2004 leased to MA Kharafi and Sons (trading formerly as Sheraton Hotel) now Coral Beach Hotel.

Cartography plan CK0881 dated March 2015 indicates an intention to allocate the 2 areas coloured pink being the 2 wings of the Khadafi lease to KFF. The leasing process is incomplete.

²⁵⁷ Exhibit LL311A

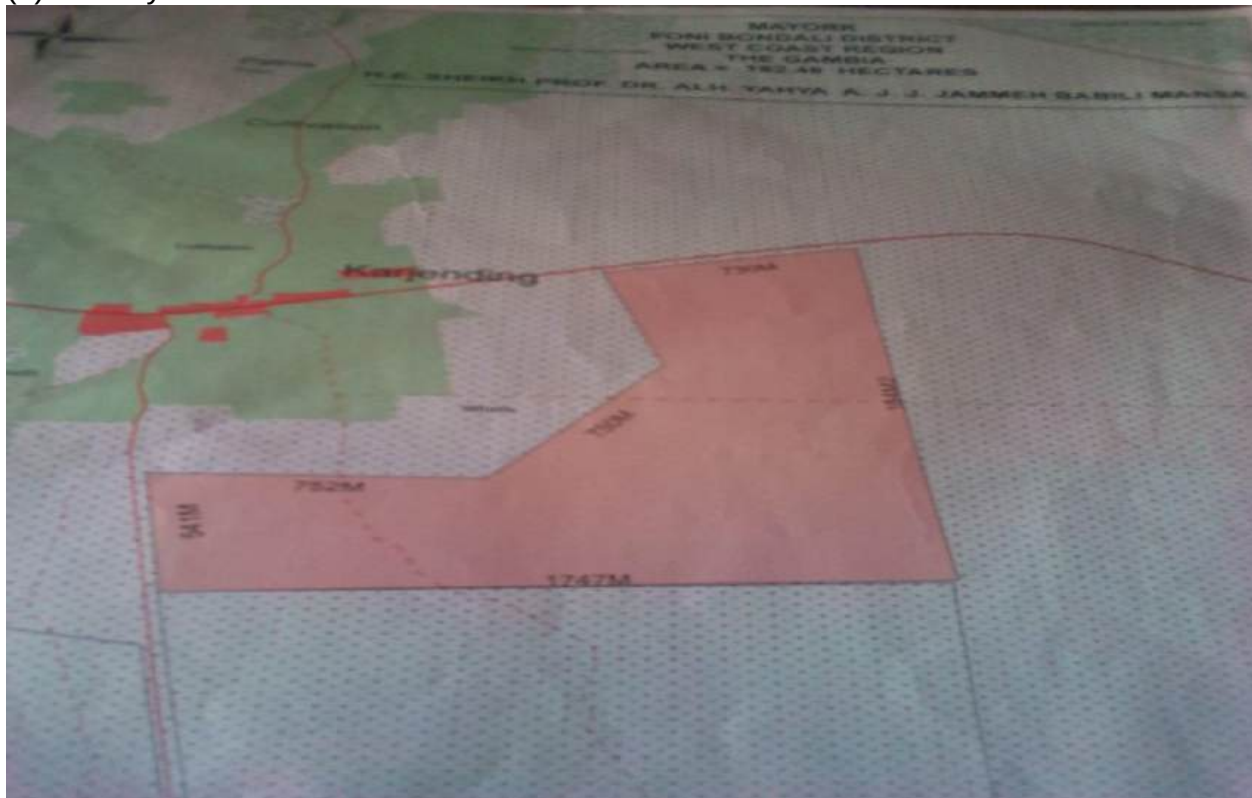
The original lease shows an area that over one half of the property is underdeveloped. It is clear that that Ex-President intended to seize the 2 undeveloped wings of the leasehold property for himself.

Recommendation

The Commission recommends that the undeveloped part of the land should be re-possessed under section 23 of the State Lands Act, 1991, which allows the Minister to resume any portion of land for public undertakings, given the high pressure on land in the TDA and the lack of public services and amenities, such as markets, parks, sporting and other public facilities.

C. FONI BONDALI DISTRICT

(7) Mayork²⁵⁸



Size: 182.48 Hectares

Cartography Plan CK9762 –approved in the name of Ex-President.

²⁵⁸ Exhibit LL311A(1)

(8) Kamfenda & Burock²⁵⁹

Foni Bondali District Kanfenda and Burock



Size: 374.73 Hectares

Cartography Plan CK 8662 – approved in the name of Ex-President.

(9) Kamfenda²⁶⁰

Foni Kansala District Kanfenda



Size: 24.32 Hectares

Cartography Plan CK 6662 – approved for preparation of lease in the name of KFF

²⁵⁹ Exhibit LL311A(2)

²⁶⁰ Exhibit LL311A(3)

(10) Bullenghat ²⁶¹



Size: 86.16 Hectares

Cartography Plan CK 7959 – approved for preparation of lease in the name of Ex-President. Commission did not find any basis for it.

²⁶¹ Exhibit LL311A(4)

D. FONI KANSALA

(11) SANGAJOR GIRAMBA FARM²⁶²



Size: 5.21 Hectares

Cartography Plan CK 8966 – approved for preparation of lease in the name of Ex-President. Commission did not find any basis for it.

²⁶² Exhibit LL311A(5)

(12) Kampanti Gibangarr and Kabong²⁶³

Foni Kansala District Kampanti Gibangarr and Kabong



Size: 108.66 Hectares

Cartography Plan CK 2396 - approved for preparation of lease in the name of Ex-President. Commission did not find any basis for it.

²⁶³ Exhibit LL311A(6)

13. Kanilai Airport Extension²⁶⁴

Foni Kansala District Kanilai Airport Extension



Size: 14.72 Hectares

Cartography Plan CK 9656 – approved for preparation of lease in the name of KFF. Commission did not find any basis for it.

²⁶⁴ Exhibit LL311A(7)

(14) Bujiling and Kanilai Farm²⁶⁵

Foni Kansala District Bujiling and Kanilai Farm

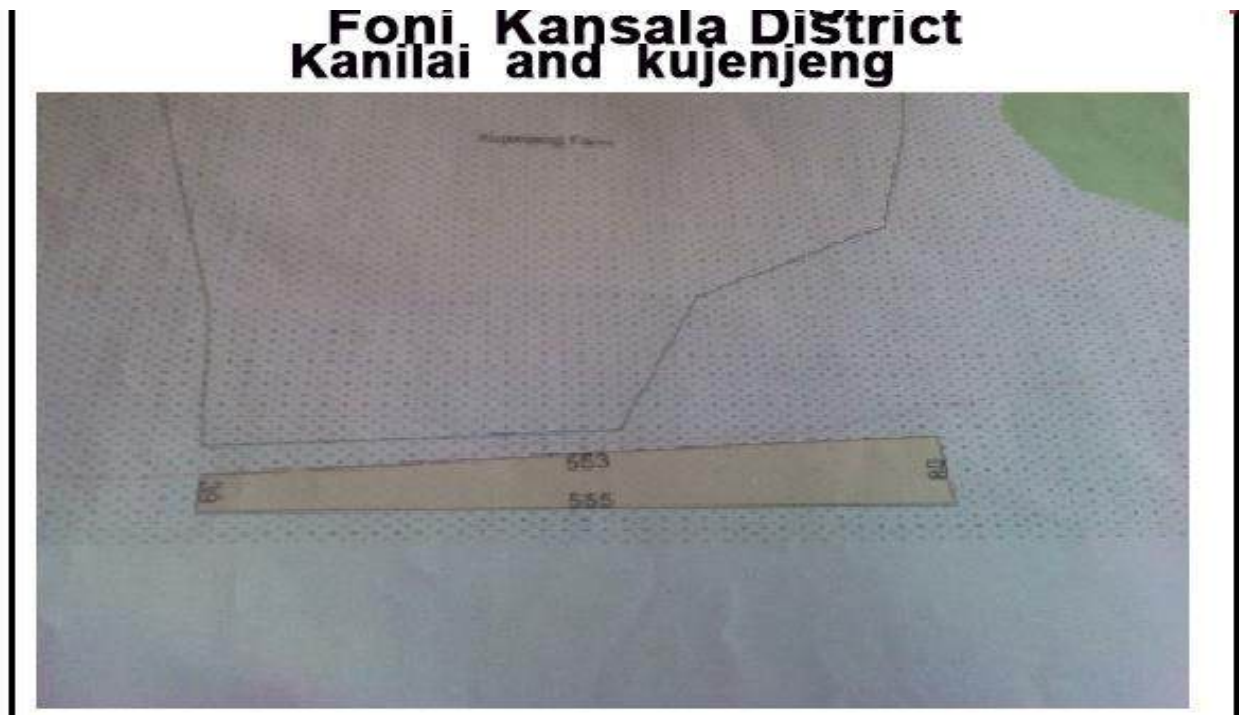


Size: 174.64 Hectares

Cartography Plan CK 9056- approved for preparation of lease in the name of Ex-President. Commission did not find any basis for it.

²⁶⁵ Exhibit LL311A(8)

(15) Kanilai and Kujenjeng²⁶⁶



Size: 3.29 Hectares

Cartography Plan CK 8955 – approved for preparation of lease in the name of KFF. Commission did not find any basis for it.

(16) Kampanti and Bajagarr Farm²⁶⁷



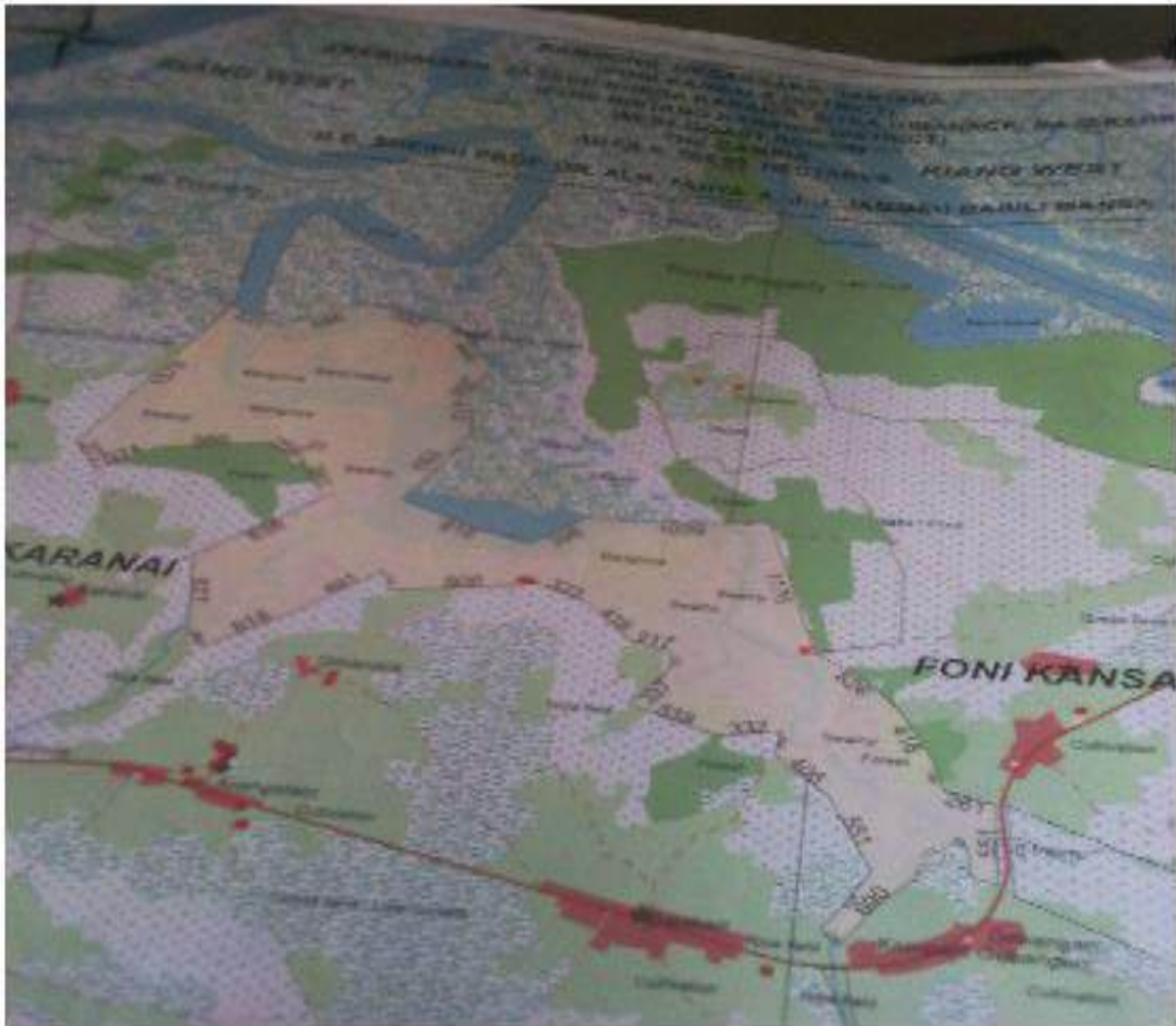
Cartography Plan CK 7959 – approve in the name of KFF

²⁶⁶ Exhibit LL311A(9)

²⁶⁷ Exhibit LL311A(10)

(17) Kambong Gebangarr Santaba²⁶⁸

Foni Kansala District Arangalleh, Jasseh Kunda Karanai, Sitka, Gibanack, Bajakarr



Size: 705.99 Hectares

Cartography Plan CK 2396 – approved- December 2015 approved for preparation of lease in the name of Ex-President.

²⁶⁸ Exhibit LL311(A)(11)

(18) Kujenjeng Kanilai Farm²⁶⁹

**Foni Kansala District
Kujenjeng Kanilai Farm**



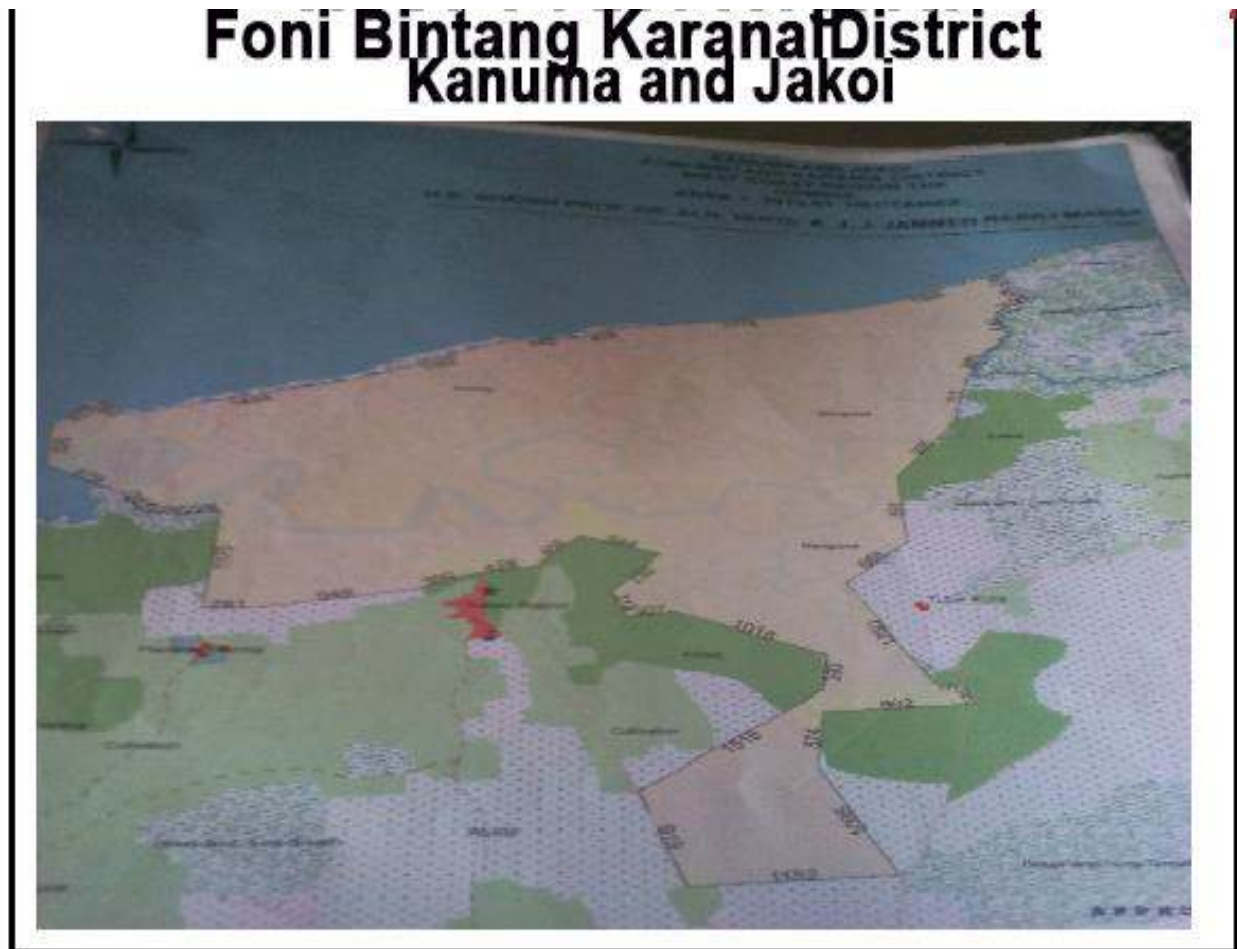
Size: 32.50 Hectares

Cartography Plan CK 9056 – approved December 2015 approved for preparation of lease in the name of KFF

²⁶⁹ Exhibit LL311A(12)

E. FONI BINTANG KARANAI DISTRICT

(19) Kanuma and Jakoi²⁷⁰



Size: 2012.61 Hectares

Cartography Plan CK 2396 – approved- December 2015 approved for preparation of lease in the name of Ex-President.

²⁷⁰ Exhibit LL311A13)

(20) Bajilo, Sibanor, Jakoi, Kanjer, Kassagn and Jaki Bintang Farm²⁷¹



Size: 966.21 Hectares

Cartography Plan CK 6767 – approved- December 2015 approved for preparation of lease in the name of Ex-President.

²⁷¹ Exhibit LL311A14)

(21) Buram Farm²⁷²



Size: 319.10 Hectares

Cartography Plan CK 6767 – approved- December 2015 approved for preparation of lease in the name of KFF

²⁷² Exhibit LL311A(15)

F. FONI BEREKET

(22) Ndemban Farm²⁷³



Size: 513.21 Hectares

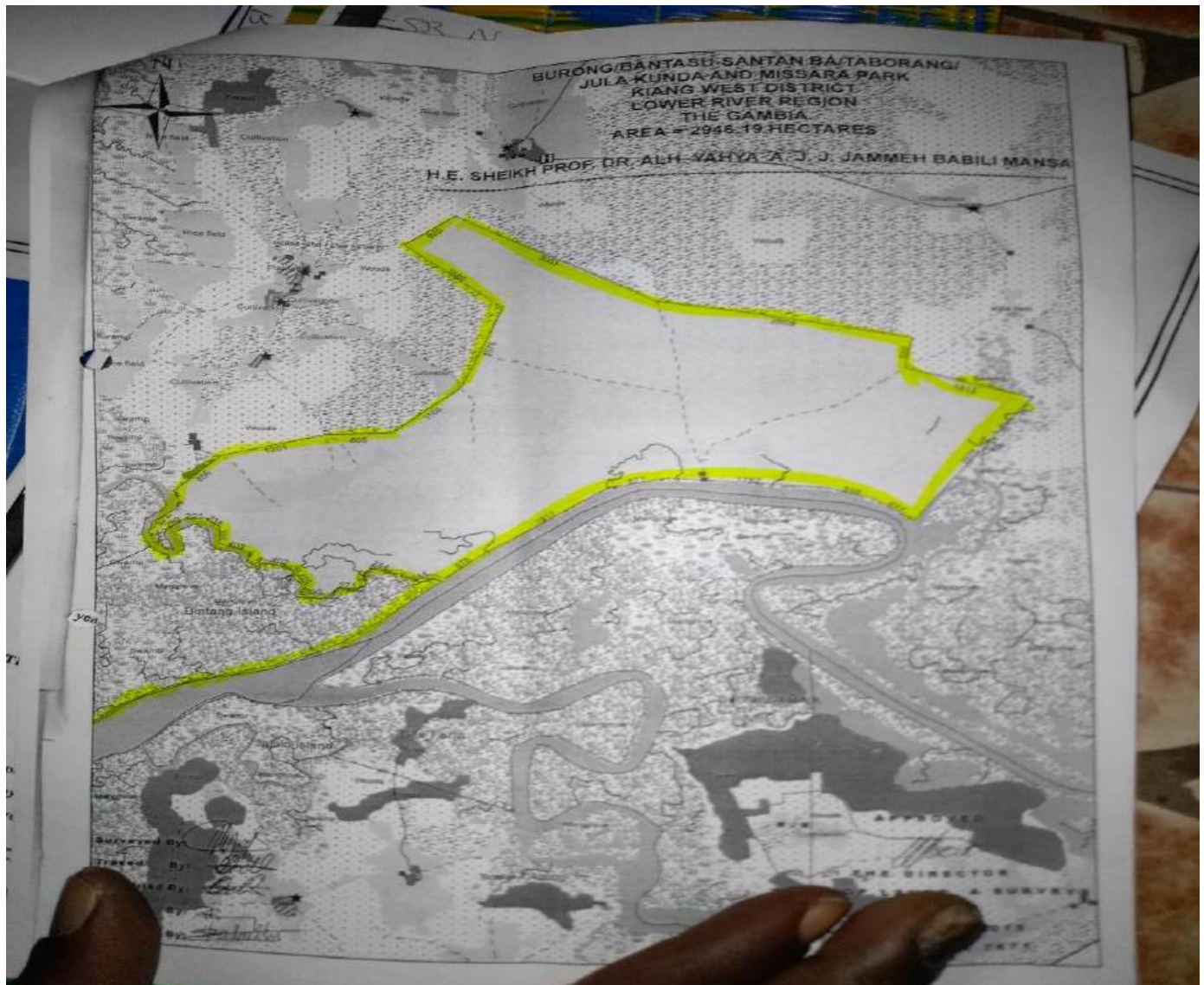
Cartography Plan CK 54.63 – approved- December 2015 approved for preparation of lease in the name of KFF

²⁷³ Exhibit LL311A16

6.3 Lower River Region

A. KIANG WEST

(23) Missira Tenda²⁷⁴



Size: 566.12 Hectares

Draft cartography Sketch Plan dated June 2013 approved for preparation of lease in the name of Ex-President.

²⁷⁴ Exhibit LL7A(8)

(24) Karantaba Julia²⁷⁵

Kian West District Five Communities



Size: 120.31 Hectares

5 Communities²⁷⁶

Draft cartography Sketch Plan dated December 2015.- CK 8067- approved in the name of Ex-President.

²⁷⁵ Exhibit LL7A(9)

²⁷⁶ Exhibit LL11A(17)

(25) Jali Farm²⁷⁷

Jali Farm



Size: 944.83 Hectares

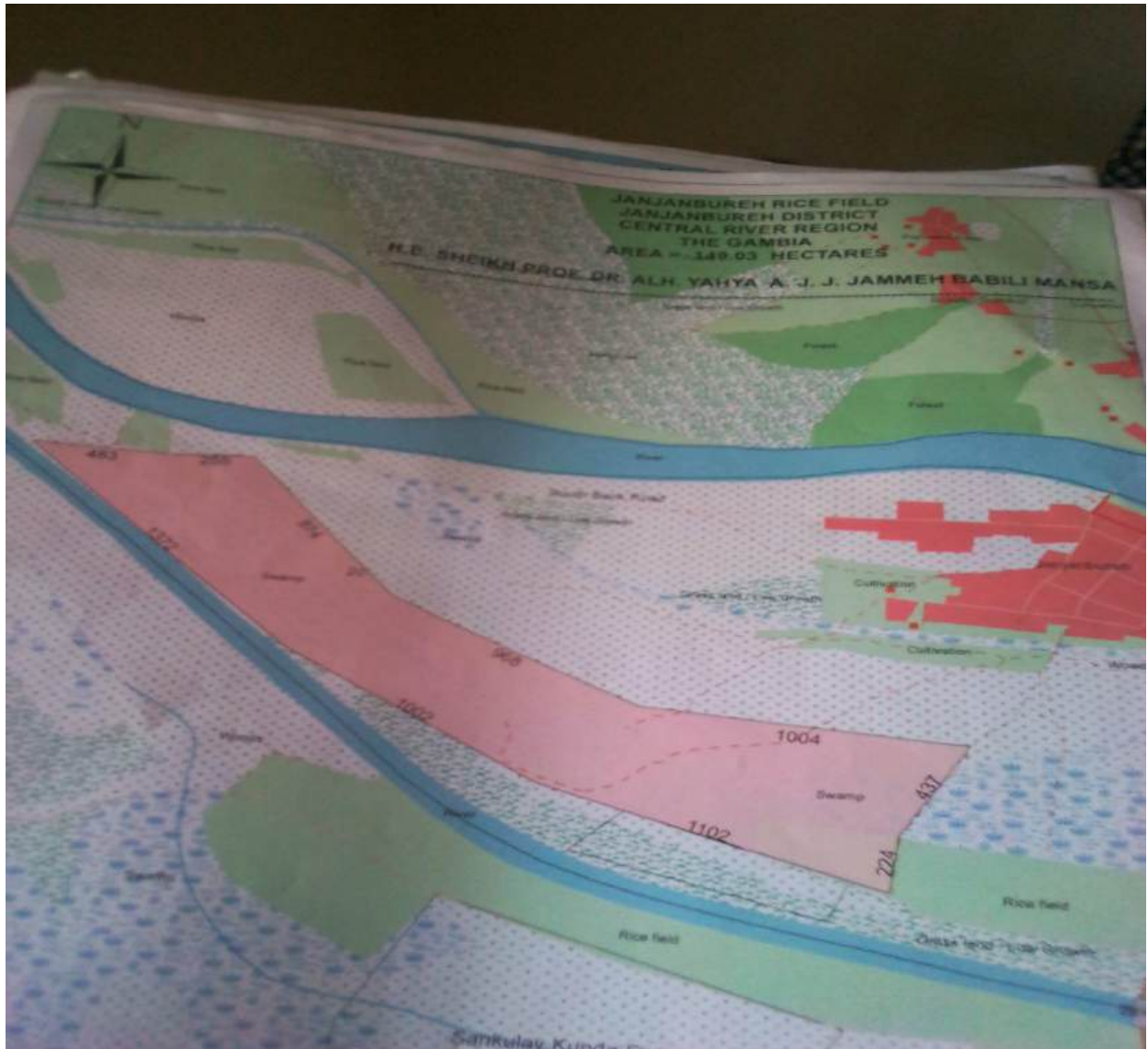
Draft cartography Sketch Plan dated December 2015.- CK 6767- approved in the name of Ex-President.

²⁷⁷ Exhibit LL9A(18)

6.4. Central River Region

A. JANJANGBUREH DISTRICT

(26) Janjangbureh Rice field²⁷⁸



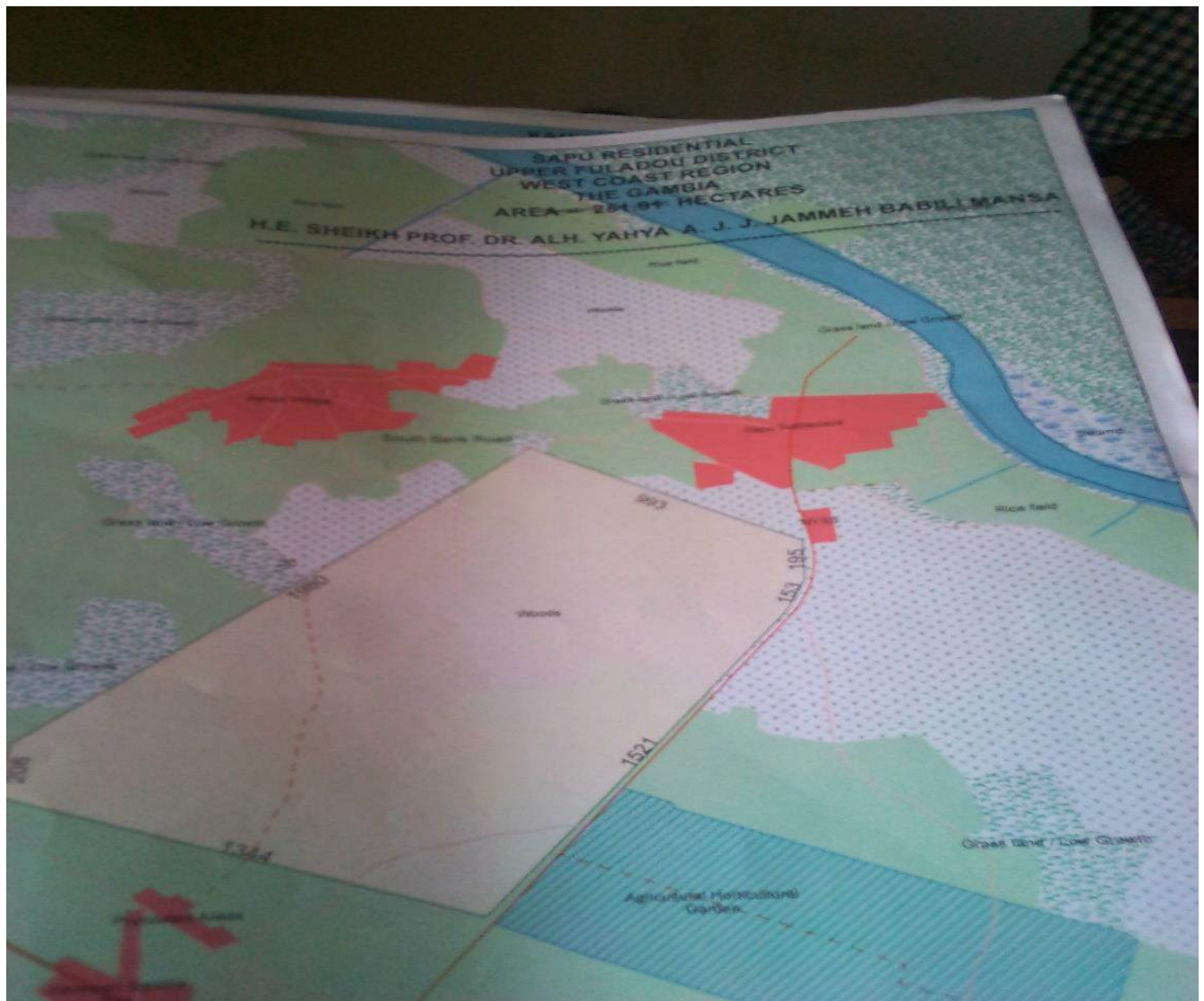
Size: 149.03 Hectares

Cartography survey plan CK2396- December 2015 available in the name of Ex-President..

²⁷⁸ Exhibit LL9A(14)

B. UPPER FULLADU DISTRICT

(27) Sapu Residential²⁷⁹



Size: 251.91 Hectares

Cartography survey plan CK2396- December 2015 available in the name of Ex-President..

²⁷⁹ Exhibit LL9A(21)

C. NYAMINA DANKUNKU DISTRICT

(28) Damkunku and Pakaliba²⁸⁰



Size: 7173.55 Hectares

Cartography survey plan CK6205- December 2015 available in the name of Ex-President..

²⁸⁰ Exhibit LL9A(1BB)

6.5. Upper River Region

A. JIMARA DISTRICT

(29) Kosemar²⁸¹



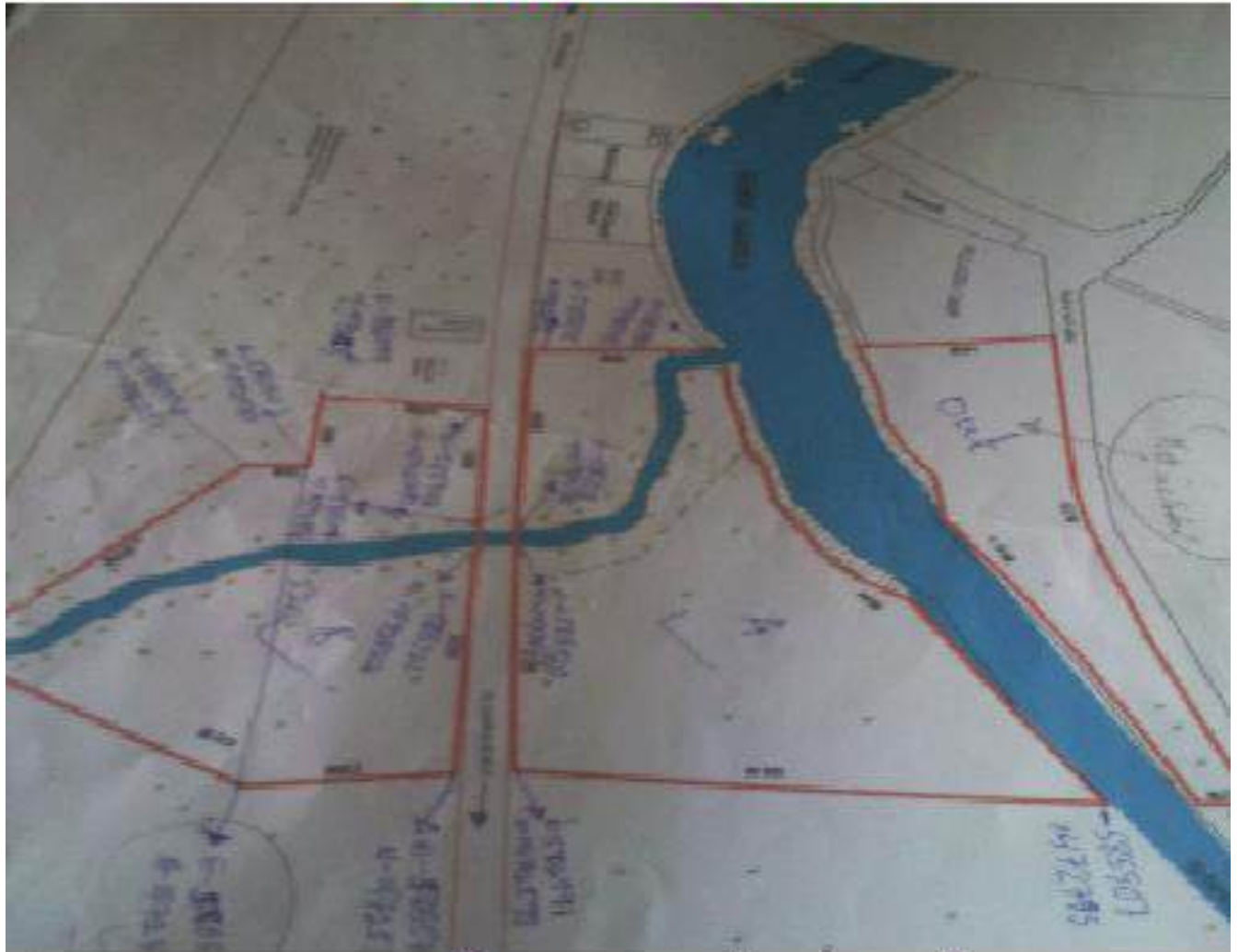
Size: 547.62 Hectares

Documents not seen. Cartography survey plan CK2396- December 2015 available in the name of Ex-President..

²⁸¹ Exhibit LL10A(10)

(30) Dampha Kunda

Dampha Kunda



only Plan produced by Surveyor. Land said to be allocated by community leaders.

6.5. Recommendations

The Commission recommends that all processes commenced for the allocation and leasing of land should be discontinued. All files in DLS or local government offices and survey plans should be cancelled.

PROPERTY		RECOMMENDATION
KOMBO SOUTH		
1	Sambouya	Leasing and survey plans to be cancelled
2	Santangba- Sanyang	Leasing and survey plans to be cancelled
3	Sanyang Village	Leasing and survey plans to be cancelled
KOMBO NORTH		
4	Brufut (Ghana Town)	Leasing and survey plans to be cancelled
5	Banjul International Airport	Leasing and survey plans to be cancelled
6	Both wings of Sheraton Hotel	Leasing and survey plans to be cancelled. The Commission further recommends that the undeveloped part of the land should be re-possessioned under section 23 of the State Lands Act, 1991, which allows the Minister to resume any portion of land for public undertakings, given the high pressure on land in the TDA and the lack of public services and amenities, such as markets, parks, sporting and other public facilities.
FONI BONDALI DISTRICT		
7	Mayork	Leasing and survey plans to be cancelled
8	Kanfenda & Burrock	Leasing and survey plans to be cancelled
9	Kanfenda	Leasing and survey plans to be cancelled
10	Bullenghat	Leasing and survey plans to be cancelled
11	Sangajor Giramba Farm	Leasing and survey plans to be cancelled
12	Kampanti Gibangarr and Kabong	Leasing and survey plans to be cancelled
13	Kanilai Airport Extension	Leasing and survey plans to be cancelled
14	Bujiling and Kanilai Farm	Leasing and survey plans to be cancelled
15	Kanilai and Kujenjeng	Leasing and survey plans to be cancelled
16	Kampanti and Bajagarr Farm	Leasing and survey plans to be cancelled
17	Kambong Gebangarr Santangba	Leasing and survey plans to be cancelled
18	Kujenjeng Kanilai Farm	Leasing and survey plans to be cancelled
FONI BINTANG KARANAI DISTRICT		

19	Kanuma and Jakoi	Leasing and survey plans to be cancelled
20	Bajilo, Sibanor, Jakoi, Kanjer, Kassagn and Jaki Bintang Farm	Leasing and survey plans to be cancelled
21	Buram Farm	Leasing and survey plans to be cancelled
	FONI BEREKET	
22	Ndemban Farm	Leasing and survey plans to be cancelled
	KIANG WEST	
23	Missira Tenda	Leasing and survey plans to be cancelled
24	Karantaba Jula	Leasing and survey plans to be cancelled
25	Jali Farm	Leasing and survey plans to be cancelled
	JANJANGBUREH DISTRICT	
26	Janjangbureh Rice Field	Leasing and survey plans to be cancelled
27	Sapu Residential	Leasing and survey plans to be cancelled
	NYANMINA WEST DISTRICT	
28	Dankunku and Pakaliba	Leasing and survey plans to be cancelled
	JIMARA DISTRICT	
29	Kosemar	Leasing and survey plans to be cancelled
30	Dampha Kunda	Leasing and survey plans to be cancelled

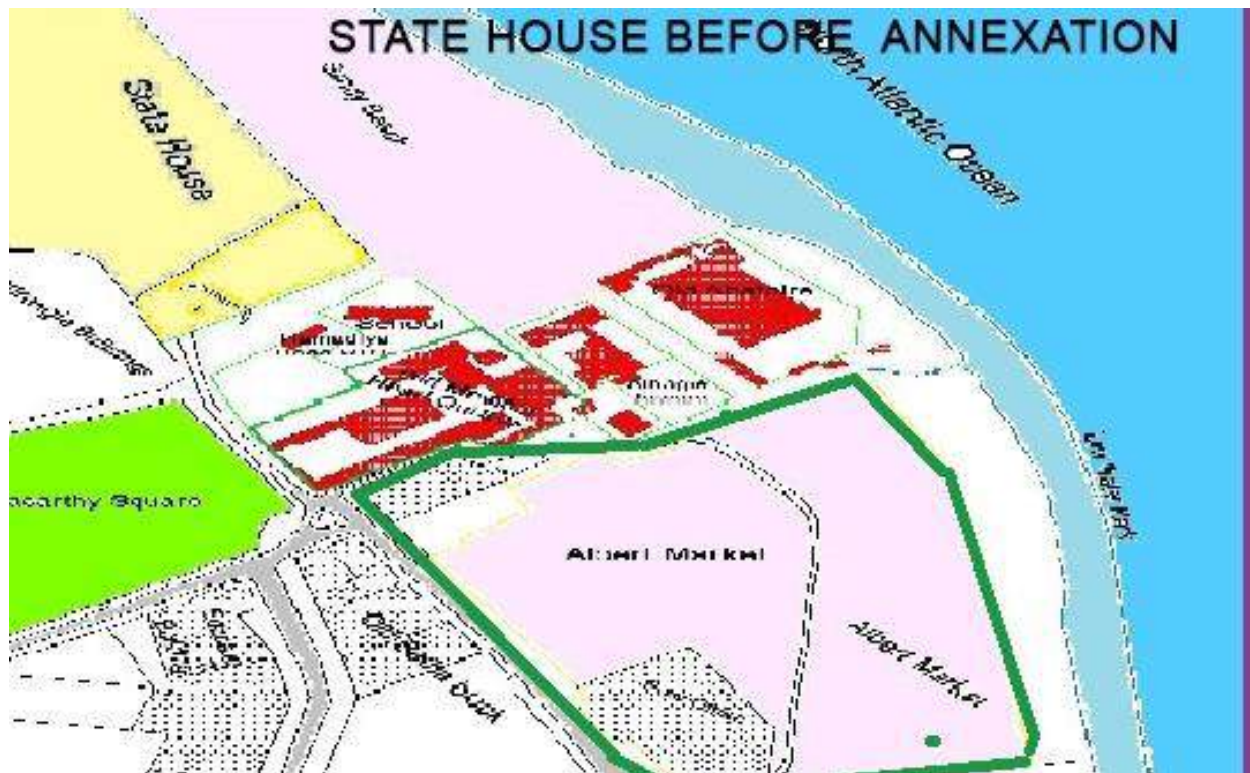
CHAPTER 7

PROPERTIES WITH THIRD PARTY CLAIMS

The Evidence shows that the Ex-President was in possession of the under-listed properties. However, claims in respect of these properties were received from third parties. The Commission did make it clear to all such claimants that they should seek redress elsewhere. Nevertheless, as already stated, the Commission reviewed each of the claims and came to the conclusion that only some of the claims require further consideration.

7.1. City of Banjul

(1.) ALBERT MARKET – STATE HOUSE EXTENSION



In 2007/2008 the Ex-President decided that the State House should be expanded and some land in Albert Market²⁸² should be compulsorily acquired for the purpose. A Notice dated 7th January 2008 was issued to all those affected, by the Department of States for Lands, to the effect that the minister had consented to their acquisition of the land for a public purpose pursuant to the Land Acquisition and Compensation Act 1991. The Notice invited the persons affected to submit any right of claim.

²⁸² Letter ref. OP 246/320/01/PART:II/28- EXHIBIT LL16

The process culminated in the taking over of the red areas shown on the above plan comprising stalls and warehouses. Structures were demolished and the area added to State House.

The persons affected were to be compensated by the allocation of other lands and, in the interim, with the provision of rent free warehouses by the GPA for use by some of them²⁸³. The persons affected are the following:

Omar Boudib
Alhaji Jawara
Janko Ceesay
Samba Jallow
Salifou Jaiteh
Shyben A. Madi & Sons Ltd.
Livestock Department
Banjul City Council.

Mustapha Batchilly the CEO of the Banjul City Council has made a statement to the effect that the land taken from BCC which was their abattoir was returned by the current government.²⁸⁴ A claim was received from Shyben Madi that due process was not followed in the compulsory acquisition of their land. Claims were not received from the rest.

Finding:

The Commission was unable to determine whether the acquisitions of the lands from the affected individuals for the expansion of the State House was done in accordance with the statute. Unless the Government returns these lands voluntarily, the claims received will have to be further considered and determined by another forum.

Recommendation

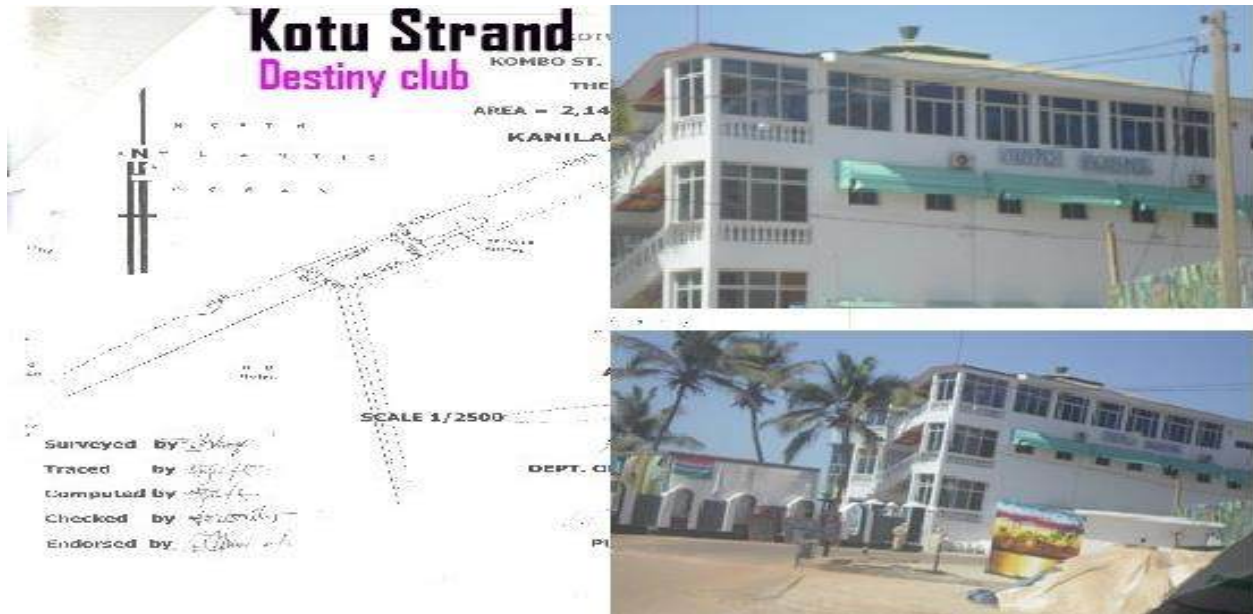
To be referred for determination by another forum.

²⁸³ See Vol.6 Chapter 3 GPA

²⁸⁴ Ibid LL16- Statement made 4th May 2018

7.2. Kanifing Municipality

(2) Kotu Strand– Destinies Nightclub²⁸⁵



2,143.30 Square Metres. TDA land.

The Property is located in the TDA. Property originally allocated as a Beach bar concession granted to Lang Conteh (Witness No.87). It was developed into a night club/entertainment centre. On the 7th May 2008 the Gambia Tourism Authority (GTA)²⁸⁶ by letter REF: AWG235/404/01(11) revoked the license on the ground that same was not renewed.

On the 8th May 2008 an allocation letter REF: AWG130/316/ 01/(68) was issued to KFF. On the same day another letter REF: AWG 29/238/01(49) addressed to the PS DOS for Tourism and Culture the same Authority granted approval for the granting of a lease to KFF. The file contains the Power of Attorney S.R. No.17/2008 Vol.25 PA dated 21st January 2002 from the Ex-President to Ousman Y. Bojang AKA Pa Bojang to take over all assets *"initially belonging to YDE but fraudulently transferred by Baba Jobe.."*. A Lease dated 22nd May 2008 bearing Serial Registration No.K273/2008 was granted to KFF by minister Ismaila Kabba Sambou. The deed was signed by Zineb Jammeh for KFF.

The evidence shows, and Lang Conteh has testified, that all his properties were forfeited to the State by the judgement of the High Court which convicted him of economic crimes.

²⁸⁵ Exhibit LL2A(3)

²⁸⁶ Predecessor of GT Board

The Ex-President however sold the property to one Saul Sulayman Sowe for D16 million and assigned same by deed of assignment dated 2nd June 2008 signed by Zineb Jammeh and witnessed by Dr Njogou Bah. A registered copy of the deed of assignment was not submitted to the Commission but same was prepared by Mr Amadou Samba esq. Mr. Sowe mortgaged the property to Mega Bank to raise the purchase price which was then paid to the Ex-President. Mega Bank subsequently sold the property to the present occupier Timeless Company Ltd. whose managing director is one Manlafi Touray. The property is mortgaged to Mega Bank by Timeless Company Ltd and is the subject of litigation between them.

The Commission finds that KFF and the Ex-President having wrongly appropriated the property, held it on constructive trust for the State. However, the property has changed hands on 2 occasions, and been mortgaged to Mega Bank on 2 occasions. The Commission is of the view that it would not be equitable to pursue the property from the current persons in possession. However, the Ex-President and KFF are liable to account to the State for the proceeds of sale in the sum of D16 million.



287 Exhibit LL2A(4)

Property was previously leased to Futurelec Limited. It was sold to KFF by Sheriff of the High Court pursuant to Certificate of purchase and ownership dated 1st September 2011 S.R.609/2011 Vol.7 4KD in civil suit No. HC/251/09/CO/078/D2 for D42,000,000. The property was in litigation between Futurelec Ltd and Kanilai Family Farms Ltd. in CS No. HC/457/18/C131/CO between Futurelec (Gambia) Ltd vs Augustus Prom (Receiver) and Attorney General. Futurelec's claim was dismissed by the High court in a Ruling delivered by Jawo J on the 10th August 2018 at first instance on the grounds that same is statute barred. An appeal is now pending between the parties launched by Futurelec.

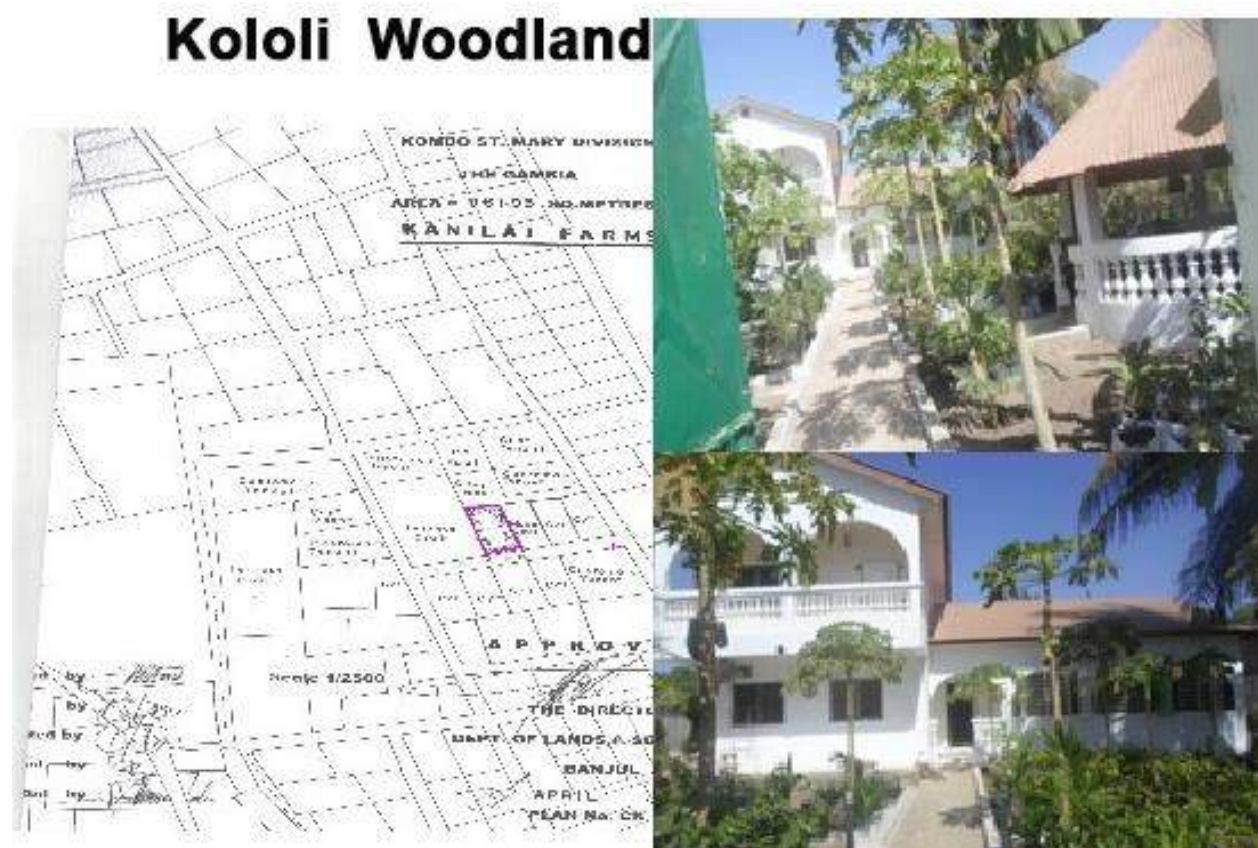
Finding

The property is the subject matter of pending litigation.

Recommendation

Decision regarding this property should abide the outcome of the appeal process.

(4) Kololi – Village, KM



750 Square Metres. Purchased price:

D4million.

Leasehold property. The previous owner was Mustapha Bojang under customary law. Said to have been acquired by Mustapha Bojang in 1992 by Alkalo allocation. It was sold to KFF for D4,000,000. Approval of KMC obtained for the transfer on the 9th April,

2009. A Lease S.R.No. K354/2009 dated the 23rd June 2009 was applied for and granted to KFF by the State.

The Lease was assigned to Natalie Gomez by KFF by way of gift by deed of assignment SR. No 420/2010 Vol73KD. The application for ministerial consent Form for the assignment to Natalie Gomez was signed by Ex-President Jammeh. Nathalie Gomez claims²⁸⁸ that the gift was made to her in exchange for her father's land in Sukuta, (i.e. Edward Gomez). The consideration for the gift according to the deed of assignment between KFF and Nathalie Gomez is 'natural love and affection' for donee. There is no evidence that the transfer of the Sukuta property was perfected by the father Edward Gomez notwithstanding the intention to give the property to his "beloved President" indicated by letter dated 13th January, 2010²⁸⁹.

Finding

KFF as a company is incapable of making a gratuitous gift in consideration of love and affection. The gift is therefore ineffective and void. The State is entitled to repossess the property as part of the assets of KFF pursuant to the findings and recommendations in this Report.

Recommendation

The State shall take over possession of the property as part of the assets of KFF and sold by public auction and the proceeds credited to the liabilities of the Ex-President.

(5) No. 72 Kairaba Avenue- Fajara "M" Section.²⁹⁰

²⁸⁸ See transcript of Nathalie Gomez dated 23rd October 2018.

²⁸⁹ See Exhibit LL4A(15)

²⁹⁰ See Exhibit LL2A(11)



1000 Square Metres.

Purchase Price D14,225,000

Leasehold property. Previous owners Ibrahim B.M. Jobe (deceased). Letters of administration P.R.No.390/2008 dated 6th January 2009 issued to his personal representatives. The property was purportedly sold to APAM Company Ltd of Albert Market Entrance Banjul by the Personal representatives of the Estate of Abdoulie Jobe and Isatou Faal Jobe by Agreement dated 7th April 2014 registered as Serial Registration 166/2004 Vol.77 KD for D14,225,000.

Mrs Isatou Faal Jobe (widow of IBM Jobe) claims the return of the property. She claims that the property was allocated to her and her children as beneficiaries of the deceased subject to payment of some monies by payment plan. She said she had paid D2,200,000 when Ex-President declared his intention to buy the property. A 14 days eviction notice was subsequently served on her. She was then detained for 22 days without charge until she gave up the title deeds to the property.

The evidence shows that The Cadis of the Banjul Islamic Court on the 11th March 2010 wrote to the Jobe Family copying the Cadi Appeal Panel and Mrs Isatou Faal Jobe acceding to her request to be given an extension of time to come up with the balance of the purchase price for the property. The property was sold 4 years later in 2014. It is assumed that the sale price paid by the Ex-President was distributed to all the other beneficiaries.

The Commission has found that APAM Company Limited is an illegal enterprise²⁹¹. The deed of assignment cannot therefore be valid. However, the purchase price of

²⁹¹ See Vol.4 Part 2 Chapter

D14,225,000 is money, which by the findings of this Commission was taken from the State.

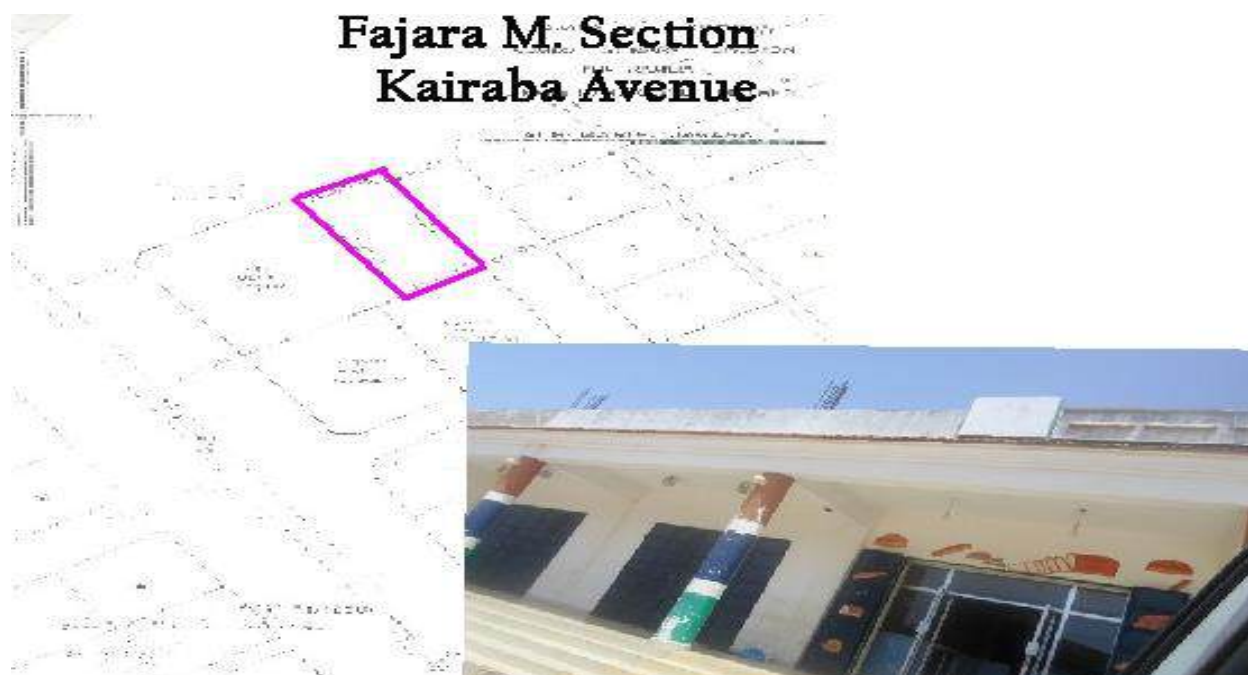
Finding

The State has proprietary rights over the property and any appreciation in the value of the property would accrue to the State. Having regard to the claim of Mrs Jobe that she was forced to give up her rights over the property while in detention, her claim requires further investigation and determination.

Recommendation

Mrs Isatou Faal Jobe should be given the opportunity to refund the purchase price of D14,225,000 to the State within a reasonable time. One year is recommended as a reasonable time. If she fails to do so, the property should be valued and sold by public auction.

(6) Kairaba Avenue – M Section Fajara (Without plot No.)²⁹²



1,297 Square Metres. Seized from Banta Kaira. Leas SR. No.K136/2000

²⁹² Exhibit LL2A(12)

This property and the one below form part of the green areas reserved on the Fajara M Section Master Plan. By lease dated March 2000 S.R. No.136/2000 the property was leased to Alhaji Marie Jagana for 99 years with effect from 1st June 1999.

(7) Kairaba Avenue – M Section Fajara. (Without plot No.)



2,694.47. Square Metres. Seized from Banta Kaira. Lease SR No. K197/1999

This property with the one above form part of the green areas reserved on the Fajara M Section Master Plan. By lease dated 14th July 1999 S.R. No.197/1999 the property was also leased to Alhaji Marie Jagana for 99 years with effect from 1st June 1999.

There is no record to show why the green areas were leased out to Marie Jagana.

Mr Banta Kaira claims that Alhaji Marie Jagana was his brother in law who sold both properties to him. He said he built the structures now on the land. He said the properties were mortgaged to AGIB Bank and the process of sale was not completed. He said while he was illegally detained in Mile 2 he was forced to transfer the properties to KFF²⁹³. Ex-President Jammeh settled the amount outstanding due to AGIB Bank in the sum of D2.577,880.

Both properties were assigned to KFF by deeds of assignment S.R. No.708/2008 Vol.71 KD for the sum of D836,824.00. Investigations revealed that the properties were seized by the Ex-President as properties wrongly taken by Baba K. Jobe.

Finding

These 2 properties, the land known as Standard Charted House²⁹⁴ are sitting on the only Green Area (intended for use as a Park) for Fajara 'M' Section according to the

²⁹³ See letter of Hawa Sisay Sabally – Ibid Exhibit LL2A(12)

²⁹⁴ See Exhibit MS 101B Lease S.R.No K295/2001 to ALfron Gambia Ltd.

Master Plan for Fajara 'M' Section. There is no evidence that a change of land use was sought or granted to Alhaji Marie Jagana or all the other lessees allocated land in the Green.

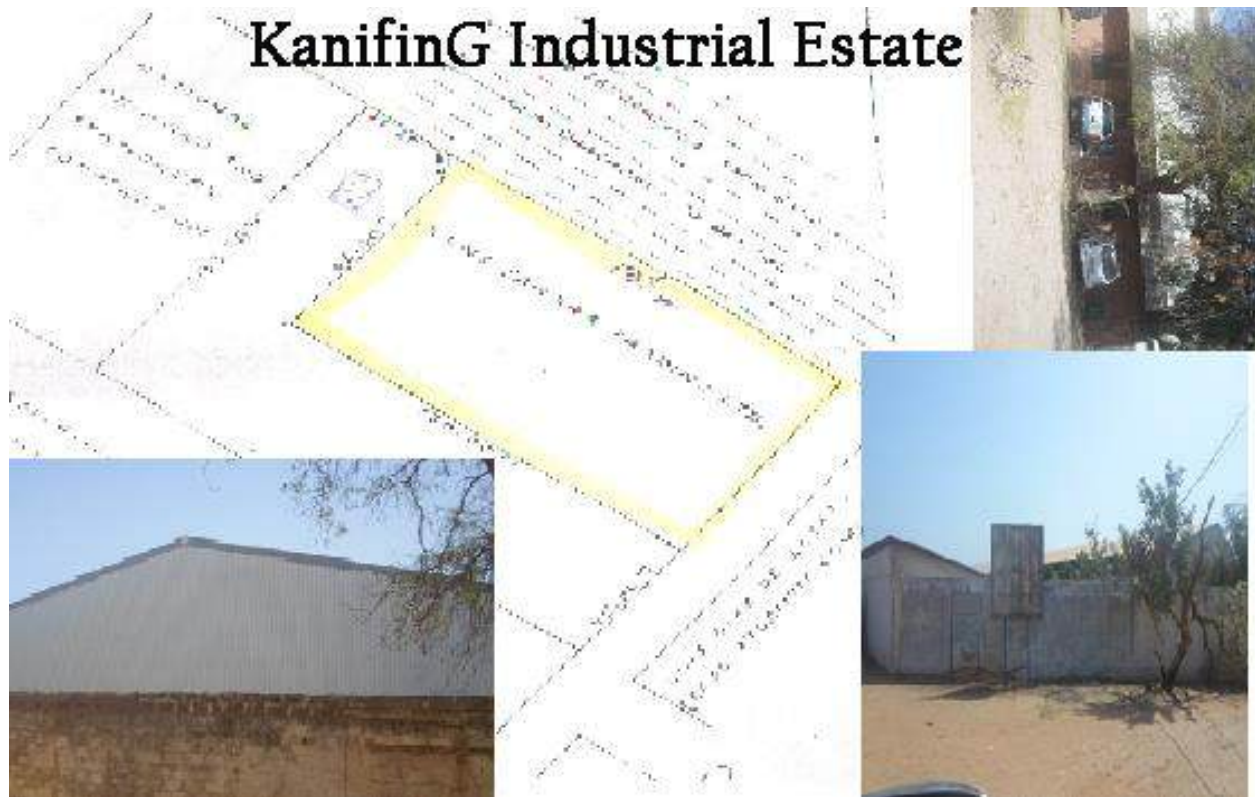
These 2 properties are now in Litigation between Banta Kaira and the Receiver of KFF. Any decision by the State should abide the outcome of the litigation.

Recommendation

Further investigation is required into how the green area, intended to be a park, was converted to commercial use and allocated to Alhaji Marie Jagana, Alfron Gambia Ltd. and the other properties now in the reserved Green on the Fajara 'M' Section Master Plan, came to be converted and allocated to individuals.

(8) Kanifing Industrial Estate.²⁹⁵

²⁹⁵ Ibid LL2A(21)



7752 Square metres. Portion of lease K221/1985 – Also lease K308 1999

Plot comprised in leasehold property K221/1985. Previous Owner - Saihou Sisay and Sons Limited. It was taken over by Government as part of the properties mortgaged to Gambia Commercial and Development Bank. Sold by Ministry of Finance to Trans Sahara Trading Company Limited pursuant to a letter from SG T. D. Mbye, OP dated 10th May 1999 ref: OP151/120/01/PART III/(8) stating in respect of a proposal from the proposed buyer that: *"I am also to inform you that this Office welcomes the proposal and would request you to give it urgent and favourable consideration."* The sale price appears to have been D1,886,666.70. A lease K308/1999 dated 11th October 1999 was issued by Minister Captain Lamin Bajo to Trans Sahara Trading Company although at the time of the issued of the lease full payment of the purchase price was to be completed by installments, the last of which was to be paid on 1st April 2002. Lease S.R. No.221.1985 was not cancelled.

The property was mortgaged to AGIB to secure a loan to Ansumanah Marenah of Julakeh Engineering & Construction Co.Ltd.

Trans Sahara Company claims that AGIB was forced to release the title deed to the Inspector General of Police and the property taken by Ex-President under duress while Mr Banta Kaira was detained in Mile 2 Prisons.

AMRC assigned the property to KFF by deed of assignment dated 25th March 2008 S.R.No.232/2008 Vol.71KD. Recital 6 & 7 of the deed states: *"The said property has*

been in possession of the transferee without challenge or claim of contrary possession or title since 1995; The transferee requested to be given title to the said property by virtue of a letter dated 18th March 2008 and the transferee has agreed to transfer same."

Finding

The property is in litigation between Trans Sahara Trading and AMRC. It is clear however that Trans Sahara acquired the property with the support of the Government. Baba Jobe was the Senior Assistant Secretary at the Office of the Ex-President at the time.

Recommendation

To abide the outcome of litigation.

(9) – (16)

Cape Point – 7 Plots - LAND FILES SUBMITTED BY THE STATE INTELLIGENCE SERVICE

Seven Files of properties situate at Cape Point were submitted to the Commission. The files were surrendered to DLS by the NIA with a note from the then director of operations, Ebrima Drammeh, to the effect that the files were previously received from DLS in connection to properties owned by the Ex-President. Mr Drammeh stated that he was instructed by the DG NIA at the time to collect the files from the DLS Malamin Jatta. He collected the files and was subsequently instructed to hand them over to State House, which he did. However, NIA did not conduct investigations into the properties.

These files were submitted to the Commission. The files have been reviewed by the Commission, and its findings are set out below:

- (1) Plot No. 89 - Fatou Ceesay Lease K153/82 dated 30th June 1982. Leasehold property appear to have been sold to Baba Jobe and consent to assign the property granted by DLS on the 20th November 2001. The property was then mortgaged to GTB to secure a debt by YDE. GTB instituted proceedings against YDE and obtained judgment. The Lands Office File contains a letter from OP dated 24th January 2005 addressed to the Executive Director GTB conveying approval for GTB to retrieve the lease documents and dispose of it in line with the court judgment. The evidence shows that the property was accordingly disposed of by judicial sale to Mr & Mrs G.K. Deary.
- (2) Plot 90 – Amie Ceesay – Lease K152/82 dated 30th June 1982. Assigned to Charbel Elhajj by deed of assignment SR. No.63/1992 Vol.55KD dated 10th June 1990. The property was re-assigned to Amie Ceesay by Charbel Elhajj by deed of assignment dated 12th December 2007. According to Charbel Elhajj, he was a friend to her husband Saihou Ceesay. The assignment of Amie Ceesay to him was to secure a loan of D100,000. The land was valued at D300,000 and that was reflected on the assignment. She paid the loan and the land was re-assigned to her.

- (3) Plot No. 91- Ousainou Jagne. Lease K150/82 dated 29th June 1982. Permission to to assign to Saihou Ceesay granted, although the transaction document not seen. Taken over by the Liquidator of Saihou Ceesay & Sons and sold to Metalum by Peter Smith of Panel Kerr Forster by deed of assignment dated 3rd February 1995 S.R. No.103/1995.
- (4) Plot No 92 – Nyimansata Mamburay. Lease K436/1983. Permission to assign to Saihou S. Ceesay on 28th November, 1983. Taken over by the Liquidator of Saihou Ceesay & Sons and sold to Alhaji Abdou Conteh by Peter Smith of Panel Kerr Forster by deed of assignment dated 10th November, 1994. Transferred to his 4 children –Omar, Pa Musa, Sarata and Haja Sabally- all Conteh.
- (5) Plot 93- Sankung Fatty. SRNo.K3/1983 dated 18th December, 1982. No evidence to suggest that it was ever transferred to anyone else.
- (6) Plot No.94- Alkali Sanneh. Lease K346/82. Permission to assign to Saihou S. Ceesay on 21st December, 1983. Taken over by the Liquidator of Saihou Ceesay & Sons and sold to Alhaji Muhamadou Saho by Peter Smith of Panel Kerr Forster by deed of assignment dated 21st November, 1994.
- (7) Plot 95- Mamour Malick Jagne dated 19th June 1982. Deed of gift to Maimuna Jagne as trustee for her children Malick, Haddijatou, Baboucarr and Abdoulie in February 2004. No evidence that the property was ever transferred to anyone else.

Finding

The only plot that seemed to have a connection to the Ex-President is Plot 89 through Baba Jobe. The State has a Forfeiture Order against Baba Jobe. However, since plot No 89 was attached by GTB pursuant to a court judgment, and approval given by OP for GTB to sell same to recover their debt, any rights in the State pursuant to the Forfeiture Order against Baba Jobe were extinguished by the approval.

There is no evidence that the Ex-President acquired Plot Nos.90, 91,92,93,94, and 95. The Commission has not found any legal basis for the Ex-President holding on to these files. It is assumed that that may be the reason why further steps were not taken by him to take possession of the properties concerned.

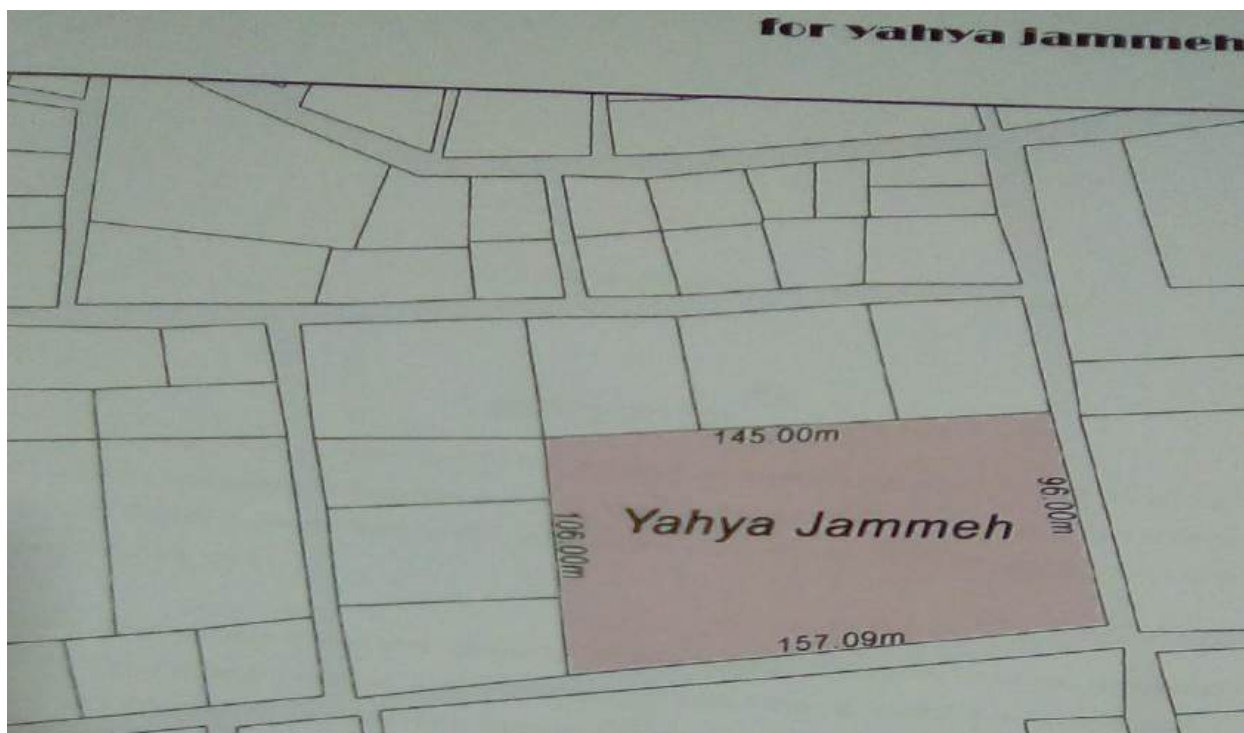
Recommendation

All files should be returned to DLS

7.3. West Coast Region

A. KOMBO NORTH

(17) Busumbala²⁹⁶



145x96x106x157.09 Square metres. Purchase price D1,400,000

Deemed Leasehold. Previously owned by Bakary Barrow. Transfer of Land ownership from Bakary Barrow to KFF dated 19th March 2009 was submitted to the Commission. The attached plan bears the name Yahya Jammeh. Orchard alleged to be illegally appropriated by Ex-President from Bakary Barrow. Bakary Barrow claims that he was arrested by NIA officers who told him that the Ex-President was interested in his orchard. His travel documents were taken and he had to report every day for a week. He said out of fear for his life he agreed to transfer the property to the Ex-President. He claimed the NIA escorted him to GTBank where money was withdrawn and then he was taken to Brikama Area Council where he was paid and the transfer was effected.

He says he is ready and willing to refund the purchase price.

Finding

The Commission is unable to make any finding on the acquisition of this property. Should be referred to another forum for resolution.

Recommendation

Having regard to the fact that Mr. barrow is alleging that he transferred his property under duress i.e. under arrest, his claims should be referred for determination by another forum.

²⁹⁶ Exhibit LL16

(18) Brufut- CSE CAMP - Kombo Coastal Road²⁹⁷



1.65 Hectares

Land previously occupied by CSE during the construction of the Coastal Road to Kartong.

A Lease dated 20th June 2008 was granted to KFF for 99 years with effect from 1st May 2008 for mixed use by SOS Ismaila Kabba Sambou.

Land claimed by Yankuba Sano son of the Alkalo Kalipha Sano (deceased) on behalf of the Sanneh Kunda family of Brufut Village. He claims the land was lent to CSE and returned at the end of the road works in 2007/2008. He alleges that he was called by SOS Sambou in 2008 and informed that the land was to be given to the Ex-President. He says this was in the presence of Seyfo Dembo Sanyang of Kombo North, Seyfo Sheriff Ajey Janneh, Director of Lands Malamin Jatta, the Alkalo Yunus Sano and Boto Sonko of Boto Construction.

Nothing in the DLS file indicates why the land was leased to Kanilai Family Farms.

Finding

This claim could not be resolved by the Commission.

Recommendation

Claim should be referred for determination by another forum.

²⁹⁷ Exhibit LL4A(6)

298



Lease P/6/1978-DI/L675 dated 4th December 1986 issued to H .J. Mousa.

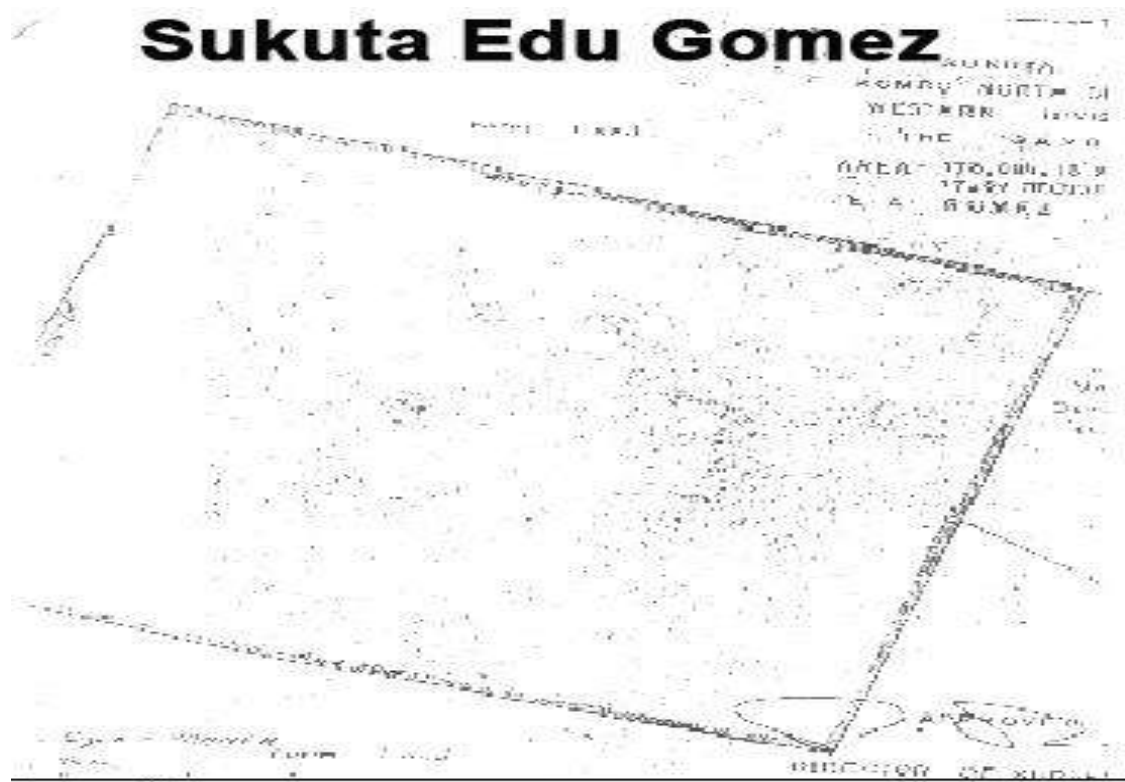
Mr. H.J. Mousa Claims the property as his.

The Commission was unable to resolve this claim because of the dearth of information available to it.

Claim should be referred for resolution by another forum.

299

298



P60/1986

DI.35/L656

Lease dated I35/L656 **owned by Edward Gomez. Edward** Gomez wrote a letter to the Director of Lands dated 13th January 2010 whereby he purported to give the land to 'his beloved President'. A consent to assign the lease was applied for by Mr. Gomez on the 29th December 2009 which was granted on the 25th January 2010. No assignment was thereafter executed. Investigations have shown that the land is in fact fully settled by third parties. No Record that the Ex-President accepted the gift has been found.

Finding

The gift to the Ex-President was ineffective. The Property never vested in the Ex-President since there is no record that the Ex-President acknowledged the gift or took possession of the land, which is fully occupied by others.

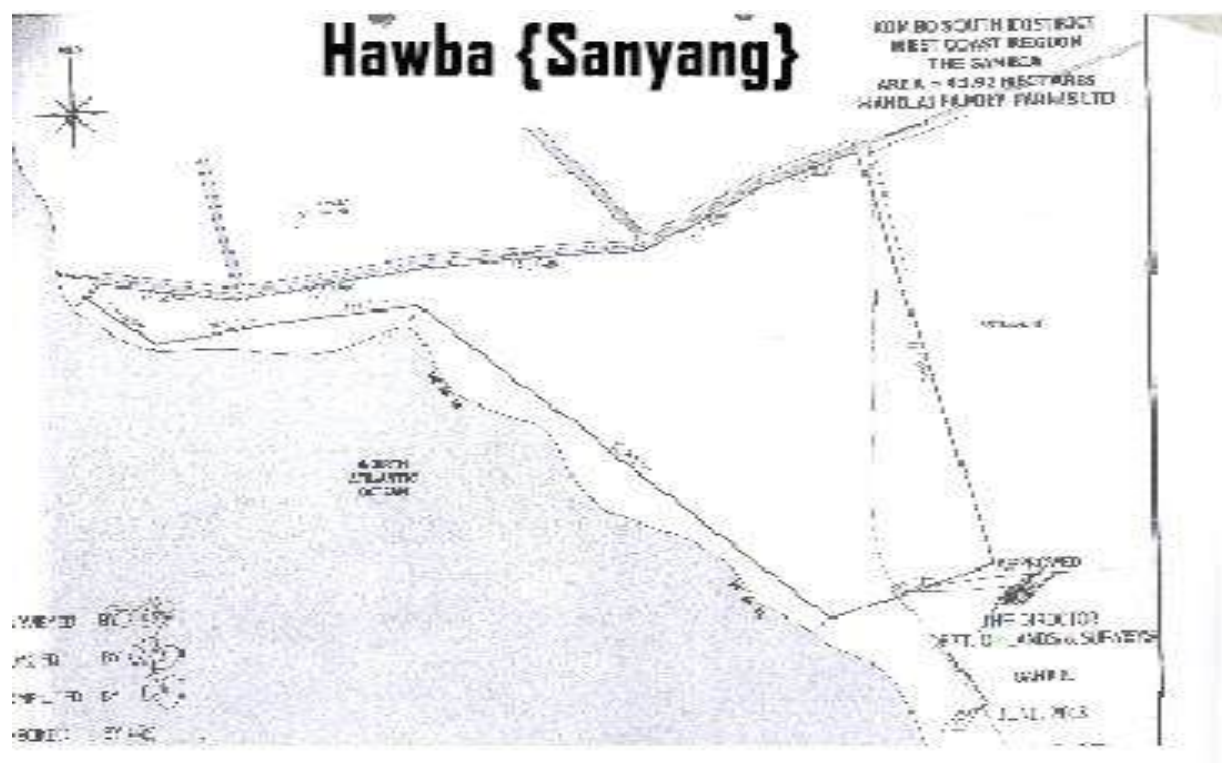
Recommendation

None. State has no claim over this land.

KOMBO SOUTH

²⁹⁹ Exhibit LL4A(15)

(21) Sanyang Howba³⁰⁰



41.92Hectares

TDA Land. Lease K217/2013 dated 19th June 2013 granted by Minister Momodou Aki Bayo to KFF. Transfer of ownership document dated 13th December, 2009 from Gunjur Jabang Alkalo of Sayang Village and his council of elders to Alhagie Yahya AJJ Jammeh endorsed by Chief of Kombo South. Size not indicated.

A Letter from Ministry of Tourism and Culture Ref: DOSTC/C/ 105/ (22) dated 31st October 2011 signed by Noah Touray as Permanent Secretary addressed to Permanent Secretary Ministry of Local Government and Lands supports the application of KFF to be allocated land in various locations- for the development of the Brufut Heights promenade- Brufut Heights Layout, the development of Cape Point Beach Area, the development of action area 3 & 4 Batokunku to Sanyang Projects.

Another Letter dated 16th May 2013 Ref: AC27/165/01/Part7/106) from Ministry of Tourism and Culture signed by Momodou C Joof for PS allocated land at Howba measuring 1132.08 x 538.88m x 1197.82m x 159.08m x 65.73m x 135.51 m x 238.03m. to KFF. Letter copied to GTBoard and all other land agencies.

In May 2013, customary tenants in the area had their properties demolished by the paramilitary after GT Board notice for them to vacate the area was not complied with.

³⁰⁰Exhibit LL4A(8) &(9)

The Commission received claims from the under-listed persons in respect of the demolition of their properties and eviction.

Finding

As stated in Chapter 4A - this land is entirely within the TDA. However, the claims made by these individuals need to be further determined.

7.4. Summary of Recommendations

Claims should be referred for resolution by another forum.

RECOMMENDATIONS

PROPERTY		PERSON FROM WHOM ACQUIRED	RECOMMENDATION
1	Albert Market- State House Extension	Omar Boudib, Alhaji Jawara, Janko Ceesay, Samba Jallow, Salifu Jaiteh, Shyben A. Madi & Sons Ltd, Livestock Department & Banjul City Council	Claims to be referred for resolution by another forum, unless Government returns lands voluntarily
2	Kotu Strand- Destinies Nightclub	Ex-President sold the property to one Sulayman Sowe for D16,000,000. Property is subject of litigation between Mega Bank and Timeless Company Ltd	Property has changed hands. It would not be equitable to pursue it. The sum of D16,000,000 should be recovered from Ex-President and KFF.
3	Kotu Bertil Harding Highway- Futurelec Building	The Sheriff of the High Court in case between GTB and Futurelec Ltd. Property in litigation between Futurelec and Receiver of KFF.	Decision regarding this property should abide the outcome of the appeal process.
4	Kololi- Village	Nathalie Gomez to KFF	Property should be valued and sold by public auction as part of assets of KFF.
5	72 Kairaba Avenue –Fajara “M” Section	Mrs. Isatou Faal Jobe claims she was forced to give up property by Ex-President (APAM) while in detention.	Mrs. Jobe to be given the opportunity to refund the purchase price of D14,225,000 to State within ONE year. Failing which property should be valued and sold by public auction as part of KFF assets.

6	Kairaba Avenue-Fajara "M" Section Leas SR. No.K136/2000	Property seized by Ex-president as wrongly taken by Baba Jobe. Property in litigation between Banta Kaira and Receiver of KFF. Property with Standard Chartered House are located in the only Green area reserved in Fajara 'F' Section.	Decision regarding property should abide the outcome of the litigation. However, State to investigate how whole area which was planned as green area was leased to Alhaji Marie Jagana and Alfron Ltd(Amadou Samba) and others within the Green.
7	Kairaba Avenue-Fajara "M" Section Lease SR No. K197/1999	The property is in litigation between Banta Kaira and Receiver of KFF.	Decision regarding property should abide the outcome of the litigation. However State to investigate how area which was planned as green area was leased to Alhaji Marie Jagana and Alfron Ltd(Amadou Samba) and others within the Green.
8	Kanifing Industrial Estate- Portion of lease K221/1985 – Also lease K308 1999	Saihou Ceesay to AMRC Property in litigation between Trans Sahara Trading and AMRC	To abide the outcome of litigation.
9-16	Cape Point -7 Plots	No evidence Plot Nos.90, 91,92,93,94, and 95 belonged to Ex-President. Plot No.89 released to GTB	All files should be returned to DLS
17	Busumbala	Bakary Barrow claims Ex-President forced him to sell property.	To be referred for resolution by another forum
18	Brufut- CSE Camp Kombo Coastal Road	Yankuba Sano claims property wrongly seized by Ex-President	To be referred for resolution by another forum.
19	Kerr Serign Njagga	Seized from Baba Jobe. Mr. H.J. Mousa Claims property.	Claim should be referred for resolution by another forum.
20	Sukuta –(Edward Gomez)	Purportedly gifted to the Ex-President. Gift not perfected.	State has no claim
21	Howba Sanyang	TDA Land- Alkalo Gunjur Jabang to the Ex-President. Land subject to many claims.	Claims should be referred for resolution by another forum.



COMMISSION OF INQUIRY

IN THE COMMISSION OF INQUIRY (ISSUED UNDER THE CONSTITUTION OF THE
REPUBLIC OF THE GAMBIA) TO INQUIRE INTO THE FINANCIAL DEALINGS,
ASSETS ETC. OF EX-PRESIDENT JAMMEH, FAMILY MEMBERS AND CLOSE
ASSOCIATES

VOLUME 3

SPECIAL LANDED PROPERTIES

(B)

GENERAL SULAYMAN BADJIE'S PROPERTIES

1. INTRODUCTION

General Sulayman Badjie (also known as Saul Badjie) according to his National I.D. Card No: 3082575 was born on the 8th of August 1969 in Bwiam³⁰¹. The Commission has been informed that he was born Karafa Bojang³⁰². General Badjie was the Commander of the Republican National Guard (RNG) under Ex-President Jammeh. He was declared a close associate of the Ex-President by this Commission on the 13th October, 2017.

The Commission has made findings against General Sulayman Badjie in the total sums of **US\$23,645,342, €300,000, and D14,606,000.00** arising from the following:

- (1) Illegal withdrawals from **Central Bank of The Gambia** either directly or through soldiers under his command in the sums of **USD US\$15,785,601, €300,000, D9,606,000**, from the Central Bank of The Gambia for which he is accountable.
- (2) Monies received from **Westwood Gambia Limited** for the illegal export of timber on behalf of the Ex-President in collusion with Niklaeh and Dracos Buzaianu (Rumanian citizens) through Kanilai Family Farms Ltd and BP Investment Group FZE³⁰³ equal shares of 50%- **USD7,810,115** for which he is jointly and severally accountable with the Ex-President.
- (3) Monies received from Alhamdullillah Petroleum and Minerals Company Ltd. (APAM)- an illegal company- **D5,000,000.00 and US\$49,626,000** (£33000) for which he is accountable.

The Commission has recommended that these sums be recovered from General Sulayman Badji and has further recommended that all properties owned by General Sulayman Badi should be attached and charged with the recovery of the above sums. The Commission has investigated the properties owned by General Sulayman Badjie and the outcome of the investigations are set out in this Chapter. The Commission is in no doubt that from all indications, General Sulayman Badjie owns other properties that have not been discovered. In view of the substantial sums for which he is liable, the Commission recommends that investigations into his assets should continue.

According to the testimony of Lieutenant Colonel Musa M. Jammeh, General Sulayman Badjie's gross emoluments earned in service from 22nd July, 1994 to January 2017 is D2,713,640³⁰⁴.

2. PROPERTIES

1. Bijilo³⁰⁵

³⁰¹ See Exhibit MS324B

³⁰² See Exhibit LLS 9

³⁰³ A company registered in Dubai.

³⁰⁴ See Transcript of 23rdOctober 2018 and Exhibit MS323



Size: 610 Sq.m

Deemed Leasehold property situate in Bijilo. While documents of title for this property were not found, investigators reported that the property belonged to General Sulayman Badjie and that he bought and built it.

The evidence shows that on the 2nd August 2016 General Sulayman Badjie applied for water and electricity supply connections to the property in his own name. NAWEC Report on the outcome of the investigation on NAWEC services connected with properties related to General Sulayman Badjie confirmed that following his application the following connections were installed at the above Bijilo property occupied by one Isha Fatty:

Water meter number D16U004280 bearing the name Sulayman Badjie Pole number CBL2.32H Ext.one pole Reference number 027120000226100 – Electricity meter number 01321400267 a Three Phase cash power meter bearing the name Mr. Sulayman Badjie pole number CBL2.32H³⁰⁶.

The property is indeed occupied by one Aisha Fatty³⁰⁷ who was a protocol officer at OP from 2013- December 2015, and who claims ownership. According to Ms. Fatty she purchased the land with the help of General Sulayman Badjie and that it was she who gave him the purchase price of D450,000 through one Lt. Buba Jammeh. Ms. Fatty

³⁰⁵ See Exhibit LLS1

³⁰⁶ See Exhibit LLS11 NAWEC Report to the Commission dated 7th January 2019.

³⁰⁷ Witness no: 251

testified that General Badjie told her that he would transfer title to her after all the construction works were completed. She also said General Badjie had told her that he had asked the PS at lands to transfer the ownership to her. These processes were not completed when the election intervened. As proof of her title, she produced 2 documents:

- (1) A document titled “TRANSFER OF OWNERSHIP” dated 17th February 2015 purportedly signed by General Sulayman Badjie and Ms. Aisha Fatty and witnessed by one Landing Manga for General Badji and one Kumba Jobarteh for Aisha Fatty³⁰⁸. The document states that General Badjie transferred a plot of land measuring 22x 30m to Aisha Fatty; that “*she can transfer it to her own name anytime she want.*”
- (2) A document titled “CLARIFICATION OF OWNERSHIP OF A COMPOUND” dated 19th September 2016 purportedly signed by General Badjie and Ms. Aisha Fatty witnessed by Awa Fatty (sister of Aisha Fatty) for Aisha Fatty and one Landing Manga for General Badjie³⁰⁹ in which General Badjie apparently made a statement to the effect that he helped Isha Fatty acquire land which she paid for by installment and that she also paid a contractor the sum of D2,500,000 ‘bit by bit’ to build the house, and declares that the property belonged to Isha Fatty.

Kumba Jobarteh testified that she did not know General Badjie and never met him. In her statement tendered during her testimony, she said Aisha Fatty “*came to my house with a document that she want me to sign as a witness to a plot of land situated at Bijilo transferred to her by Sulayman Badjie her boy fiend at the time.*”³¹⁰ She finally testified that she does not know whether Aisha Fatty gave any money or not³¹¹.

The Commission summoned the said Lt. Buba Jammeh and Landing Manga but was informed that Lt. Buba Jammeh is deceased and that the name Lamin Manga does not exist in the nominal roll of the Gambia Armed Forces.

Ms. Fatty claims it was because she was unhappy with the first contractor that General Badjie contracted to do the works. She said she hired the services of Talla’s Building and Cons. Co Ltd. She produced receipts of building materials, fittings etc. from Batimat, LG, One Plus One and Lightzone for the finishing of the house³¹². She said the source of funds was her per diem and her siblings’ contribution. Ms. Fatty also alleged that she paid rates in respect of this property³¹³.

³⁰⁸ See Exhibit MS 324B

³⁰⁹ Ibid MS324B

³¹⁰ See Exhibit MS326

³¹¹ See Transcript of Kumba Jobarteh dated 24th October,2018

³¹² See Transcpt of Ms. Aisha Fatty and Exhibit MS 324C

³¹³ See Exhibit MS 324

Mr. Buba Sanyang, Permanent Secretary Ministry of Land and Regional Government testified that shortly after General Badjie left the country, a lady called him to enquire about a document in respect of a plot she claimed General Badjie was processing for her. Mr. Sanyang said she told the lady that prior to the Presidential Election, General Badjie wanted him to assist him process/lease **his plots** and that he had requested General Badjie to avail him the relevant documents for confirmation and possible processing but this never happened. Mr. Sanyang said since then he never heard from the lady again³¹⁴.

The Commission has considered all the evidence and notes that General Badie applied for NAWEC meters in his own name on 2nd August 2016 long after he had purportedly signed a document in February 2015 transferring the property to Aisha Fatty. General Badjie's action is clearly inconsistent with the statements attributed to him in the transfers dated 19th September 2016. There is also no evidence that Ms. Aisha Fatty gave the purchase price of the property to General Badjie.

The Commission does not find the purported transfers Exhibit MS324 reliable. She did not have an independent witness to the signing of these documents by General Badjie. The first witness said he did not sign in her presence and the second witness is her sister, an interested party.

Aisha Fatty did not claim any relationship with General Badjie which could be taken into account. General Badjie was a powerful man in the country at the time and in the Commission's view the transaction explained is clearly inconsistent with his status. Aisha Fatty availed herself of the services of a lawyer before this Commission, Mr. Christopher Mene Esq.

Finding

The Commission does not find the story of Aisha Fatty that she gave General Sulayman Badji the sum of D450,000 to purchase the property which she occupies at Bijilo, and that she also gave him D2,500,000 to build the house on the property, credible, or the documents she produced reliable, in the absence of an independent witness as to their execution by General Sulayman Badjie. The property, situate in Bijilo whose NAWEC utility meters were applied for by General Sulayman Badjie in his own name in August 2016 (after the property was purportedly transferred to Isha Fatty in 2015) and is currently occupied by Isha Fatty and her family, belongs to General Sulayman Badji and should be dealt with accordingly.

Recommendation

³¹⁴ See Exhibit LLS 11

The property should be valued and sold by public auction and the proceeds of sale applied to the liabilities owed by General Sulayman Badjie according to this Report. All moveable's in the property including furniture, furnishings, equipment etc. shall be handed over to Isha Fatty as her own.

2. Brufut Heights Plot No.13³¹⁵

Location: Situated Between Brufut Hieghts and Bijilo Residential and ext Layout Kombo North District

Name of property owner: Sulayman Badjie known as Saul Badjie former General of ex- president Yahya Jammehs

Total land Area : 875.00sqm

PLAN SHOWING PLOT OF LAND SITUATED AT BIJILLO IN THE KOMBO NORTH DISTRICT WEST COAST REGION REPUBLIC OF THE GAMBIA OWNED BY SULAYMAN BADJIE KNOWN AS SAUL BADJIE

No treashed of the plot No and no was it related to any official recognised Layout.

Sulayman Badjie known as Saul Badjie former General the Gambia National Army.

This particular plot of land is fully developed with two storey building s three floors One storey also for his personal security .both house is under construction.

It falls within the habitable residential zone and Accessible road .

There is no economic life trees. but Electricity and water are available.

Floor concrect partly concrect wall cement block fence and painted mixed pinch,white, brown colours

The beautiful Landscaping in the front pavement of the plot.

Green corrugated calvernised roofing, two accessible approachable roads





Size: 875 Sq.m

Deemed Leasehold. Investigations indicated that the property belongs to General Sulayman Badjie. The property comprises two storey buildings. The investigations confirmed that one of the storey buildings is occupied by the Police Intervention Unit. The main building is not occupied³¹⁶.

NAWEC's Report on NAWEC's service connection to General Badjie's properties indicates two (2) water meter numbers **D14UB008800** bearing the name of General Sulayman Badjie Ref. No: **026090000501300 BHS 1.26**, an electricity meter number **01321411397**, a three-phase cash power meter bearing the name of Mr. Sulayman Badjie, and a single-phase meter number **07119553969 Pole Number BHS 1.26**³¹⁷.

³¹⁵ See Exhibit LLS2

³¹⁶ See Exhibit LLS10

³¹⁷ See Exhibit LLS 11 NAWEC Report to the Commission dated 7th January 2019

The Commission did not find the title deeds or documents in respect of the property. The Commission believes this is because, from the evidence of Buba Sanyang, the PS Local Government and Lands, General Badji had none.

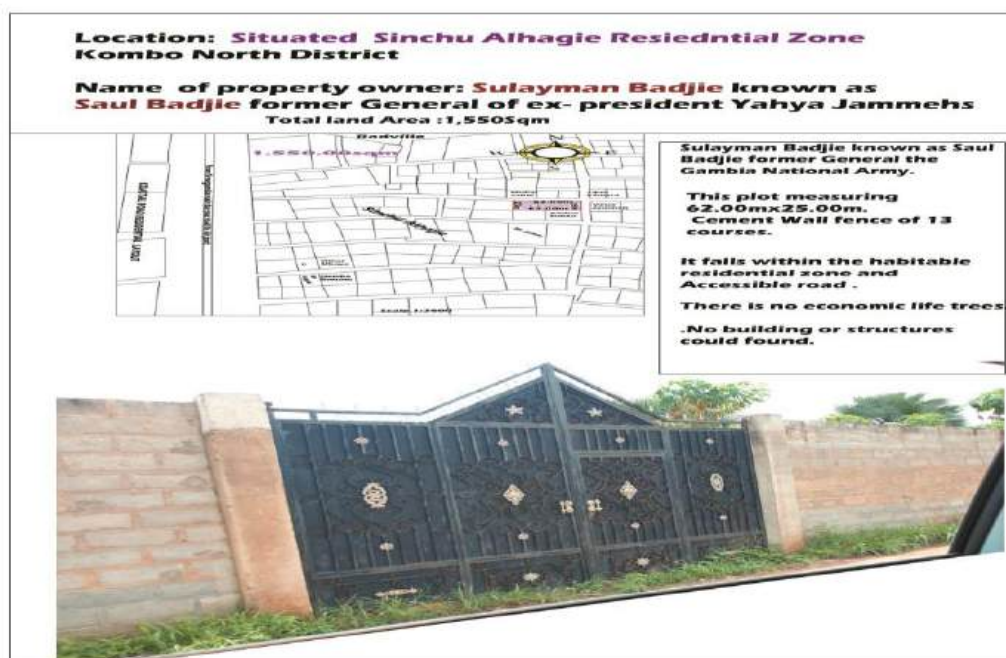
Finding:

The Commission concludes that this property situate in Brufut Heights belongs to General Sulayman Badjie

Recommendation

The property should be valued and sold by public auction and the proceeds of sale applied to the liabilities owed by General Sulayman Badjie according to this Report.

3. Sinchu Alagie³¹⁸



Size: 1,550 Sq.m

Deemed Leasehold. Investigations show that the property is fenced and with no structures. The investigations confirmed that the property belongs to General Sulayman Badjie. The Commission did not find the title deeds or documents in respect of the property. The Commission believes this is because, from the evidence of Buba Sanyang, the PS Local Government and Lands, General Badji had none.

NAWEC's Report on the outcome of the investigation on NAWEC's services connected with General Badjie's properties indicates the property in Sinchu Alagie bears General Sulayman Badjie's name with Pole number **SAL 1.12**³¹⁹

³¹⁸ See Exhibit LLS3

³¹⁹ See Exhibit LLS 11 NAWEC Report to the Commission dated 7th January 2019

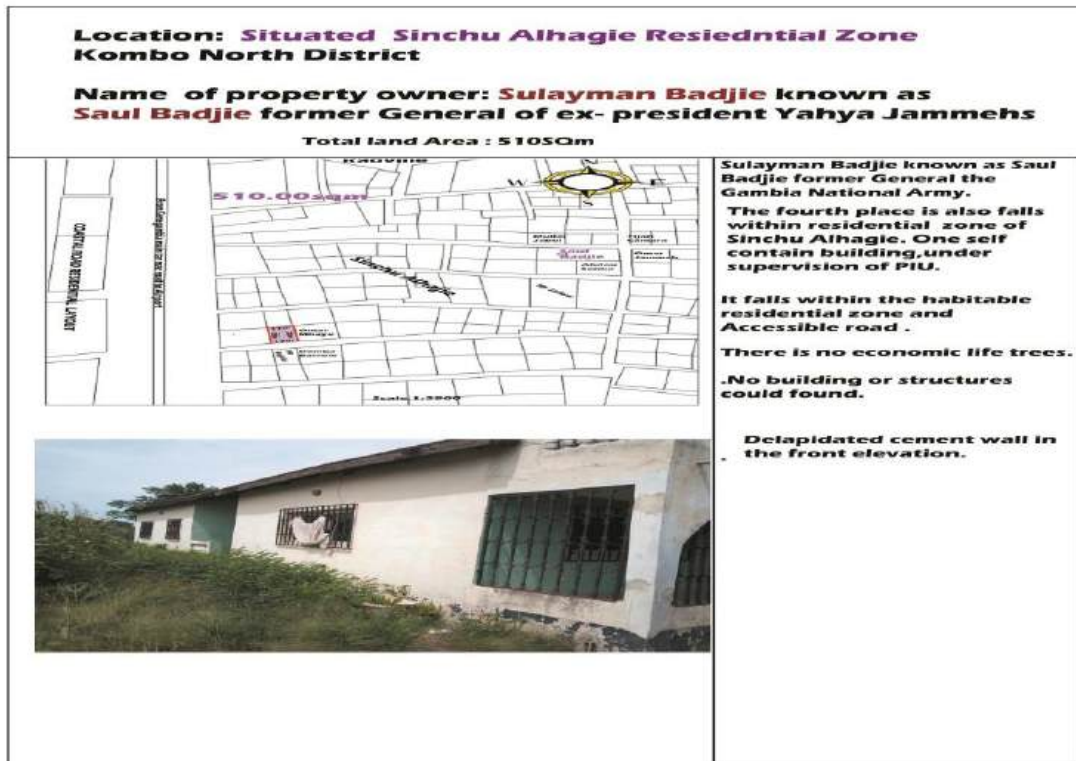
Finding:

The Commission concludes that this property situate in Sinchu Alagie belongs to General Sulayman Badjie

Recommendation

The property should be valued and sold by public auction and the proceeds of sale applied to the liabilities owed by General Sulayman Badjie according to this Report.

4. Sinchu Alagie (2)³²⁰



Size: 510 Sq. m

Deemed Leasehold. The property comprises an unoccupied building. Investigations indicate that the property belongs to General Sulayman Badjie. The said property is presently under the protection of the Police Intervention Unit. The Commission did not find the title deeds or documents in respect of the property. The Commission believes this is because, from the evidence of Buba Sanyang, the PS Local Government and Lands, General Badji had none.

NAWEC's Report on NAWEC's services connected with General Badjie's properties indicates the property in Sinchu Alagie bears General Sulayman Badjie's name with Pole number **SAL 4.6 Ext. one pole**³²¹.

³²⁰ See Exhibit LLS4

³²¹ See Exhibit LLS 11 NAWEC Report to the Commission dated 7th January 2019

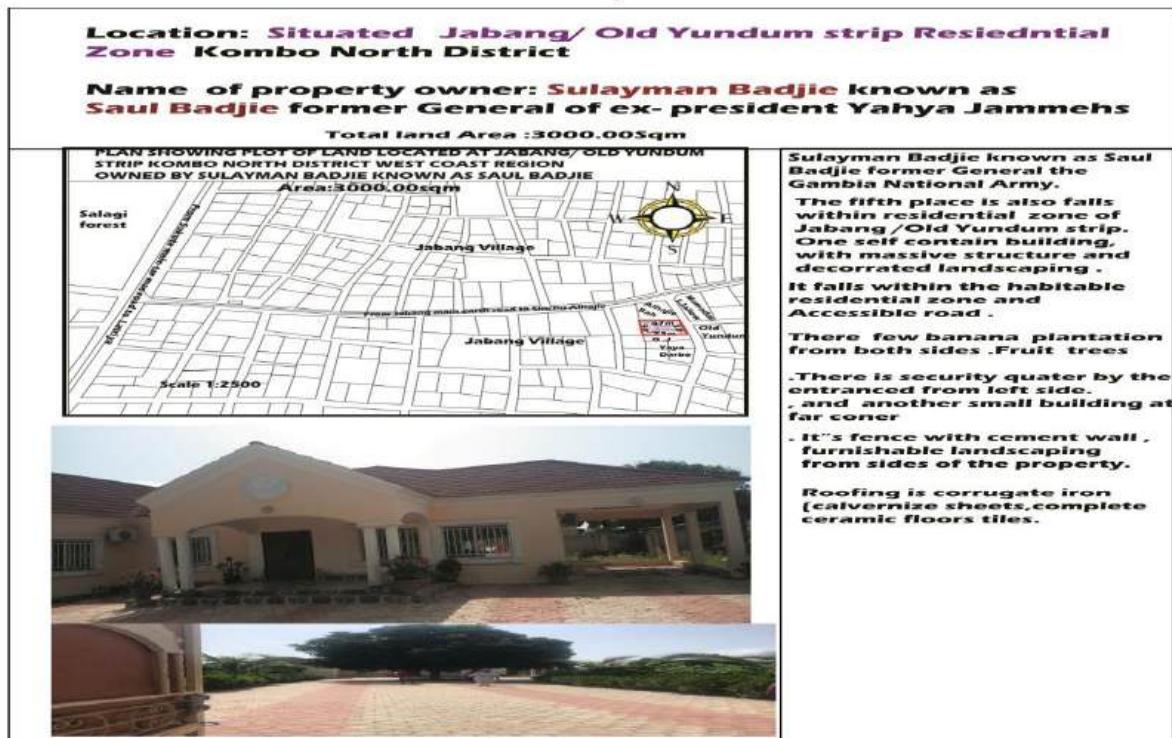
Finding:

The Commission concludes that this property situate in Sinchu Alagie belongs to General Sulayman Badjie

Recommendation

The property should be valued and sold by public auction and the proceeds of sale applied to the liabilities owed by General Sulayman Badjie according to this Report.

5. Old Yundum/Jabang Strip³²²



Size: 3000 Sq.m

Deemed leasehold. Investigations indicate that the property belongs to General Sulayman Badjie. Property comprises a massive structure with beautiful landscape occupied by two people who claimed to be brothers of General Sulayman Badjie. The Commission did not find the title deeds or documents in respect of the property. The Commission believes this is because, from the evidence of Buba Sanyang, the PS Local Government and Lands, General Badjie had none.

NAWEC's Report on NAWEC's services connected with General Badjie's properties indicates the property in Old Yundum/Jabang Strip was not accessible and therefore there was no verification of the electricity and water service.

³²² See Exhibit LLS5

However, according to NAWEC'S records, the water and electricity meter numbers in respect of this property are: **D14UB006839 (water) and 07123106259 (electricity)** all bearing the name of General Sulayman Badjie³²³.

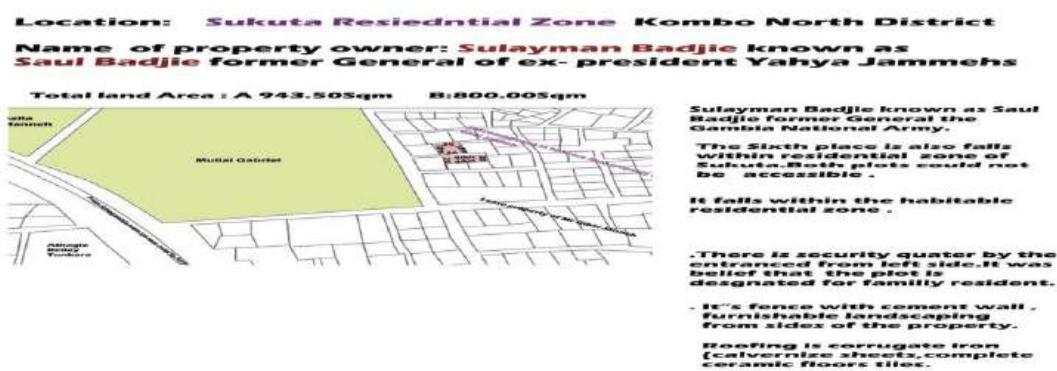
Finding:

The Commission concludes that this property situate in Old Yundum/Jabang Strip belongs to General Sulayman Badjie.

Recommendation

The property should be valued and sold by public auction and the proceeds of sale applied to the liabilities owed by General Sulayman Badjie according to this Report.

6. Sukuta³²⁴



Size: 925 Sq.m and 800Sq.m

Deemed leasehold. Investigations revealed that there are two (2) properties opposite each other that belong to General Sulayman Badjie in Sukuta. Both plots fall within the Sukuta Residential Zone. The first is occupied by General Sulayman Badjie's mother and his brother one Mr. Adama Bojang. The Investigators were denied taking pictures of both properties. The second property used to be a poultry house.

The Commission did not find the title deeds or documents in respect of the property. The Commission believes this is because, from the evidence of Buba Sanyang, the PS Local Government and Lands, General Badji had none.

NAWEC's Report on the outcome of the investigation on NAWEC's services connected with General Badjie's properties indicates that the property occupied by General Badjie's mother bears the name of General Sulayman Badjie with meter number **118BB042836** and Ref. No: **0270000000203660**³²⁵.

³²³ See Exhibit LLS 11 NAWEC Report to the Commission dated 7th January 2019

³²⁴ See Exhibit LLS6

³²⁵ See Exhibit LLS11 NAWEC Report to the Commission dated 7th January 2019

Finding:

The Commission concludes that the 2 properties situate in Old Yundum/Jabang Strip belong to General Sulayman Badjie

Recommendation

The property which comprises the Poultry House should be valued and sold by public auction and the proceeds of sale applied to the liabilities owed by General Sulayman Badjie according to this Report.

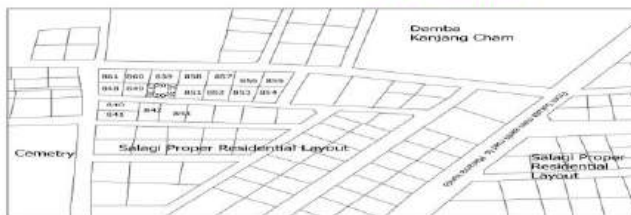
The Commission recommends that the mother is not to be evicted from the residence.

7. Salagi Layout Plot No. 850³²⁶

LOCATION: **Salagi Residential Layout** Kombo North District West Coast Region Sulayman Badjie. No plot 850

Name of property owner. **Sulayman Badjie** known as **Saul Badjie** former General of Ex-President Yahya Jammeh.

Land Area: **542.00Sq.m**



this is an Allocation to then the Captain Sulayman Badjie known as Saul Badjie by the Government.

Plot boarded northwards with 859 which is presently empty.

Southwards boarded with accessible road to the property.

Westwards boarded with plot No 849.

Eastwards boarded with plot No 852.



Size: 542 Sq.m

Leasehold Property. The property is situate in Salagi Layout plot number 850 was a government allocation to General Sulayman Badjie. The plot is empty with no fence. The Registrar General could not produce the registered lease.

Recommendation

The property should be valued and sold by public auction and the proceeds of sale applied to the liabilities owed by General Sulayman Badjie according to this Report.

8. Swami Layout- Lamin Kerewan Village

Deemed Lease. Empty plot of land. Investigations indicate that the property belongs to General Sulayman Badjie.

NAWEC's Report on NAWEC's services connected with General Badjie's properties indicates the property in Lamin Kerewan Swami Layout was not accessible.

³²⁶ See Exhibit LLS7

However, NAWEC'S records show there is water service connected bearing General Sulayman Badjie's name with meter number **D14UB007042**³²⁷.

The plot is claimed by a man who claims to be called Sulayman Badjie. He alleged that he has heard General Sulayman Badjie's name but he does not know him in person. No statement was taken from this man and he has not appeared before the Commission because sittings were closed.

Finding

A conclusive finding cannot be made without giving the Sulayman Badjie claimant an opportunity to be heard.

Recommendation

The Commission is of the view that further investigation is to be carried out to ascertain who this Sulayman Badjie is and to verify the ownership of the property

9. Gifanga Village

Investigation indicate that General Badjie has property in Gifanga Village. However, the investigators were not able to visit the property due to time constraints.

Recommendation

Further investigation is required and must be undertaken

3. SUMMARY OF FINDINGS AND RECOMMENDATION

- (1) The Commission finds that all the following properties listed in the table below belong to General Badji and recommend that they should be valued and sold by Public auction.

PROPERTY	RECOMMENDATION
1. Bijilo (Occupied by Aisha Fatty)	TO BE VALUED AND SOLD BY PUBLIC AUCTION
2. Plot No 13 Brufut Heights	TO BE VALUED AND SOLD BY PUBLIC AUCTION
3. Sukuta (2 Plots)	THE POULTRY HOUSE TO BE VALUED AND SOLD BY PUBLIC AUCTION
4. Yundum/Jabang Strip	TO BE VALUED AND SOLD BY PUBLIC AUCTION
5. Plot No.850 Salagi Layout	TO BE VALUED AND SOLD BY PUBLIC AUCTION
6 Sinchu Alagie	TO BE VALUED AND SOLD BY PUBLIC AUCTION
7. Sinchu Alagie	TO BE VALUED AND SOLD BY PUBLIC

³²⁷ See Exhibit LLS 11 NAWEC Report to the Commission dated 7th January 2019

AUCTION

(2) The following 2 properties which are situate in Lamin Kerewan- Swami Layout and Gifanga Villages should be further investigated to ascertain the ownership of the properties.

- | | |
|--------------------------------|-----------------------|
| 8. Lamin Kerewan- Swami Layout | FURTHER INVESTIGATION |
| 9. Gifanga Village | FURTHER INVESTIGATION |