

# **CROWN COURT FOR THE JUDGMENT OF COLONIALISM**

especially composed by the people victim of colonialism in accordance with the basic principles governing the human rights,

## **RULING WITHOUT APPEAL**

The Crown Court pronounced the Twenty first of May two thousand and ten the judgment with the following contents :

### **CRIMINAL DECISION**

Considering the act ordering the indictment together and the remand in front of the Crown Court :

### **COLONIALISM**

born on the 15th century in EUROPE

racism and imperialism' s son

European nationality

Remaining in Africa, in America, in Asia and in Oceania

Charged with having :

1°) during the 15th, 16th, 17th, 19th and 20th centuries in Africa, in America, in Asia and in Oceania, within the domination and exploitation system of non European people, called COLONIALISM, made the following enduring crimes of :

**GENOCIDES, DEPORTATION, SLAVERY, EXPLOITATION, PHYSICAL AND MENTAL SUFFERINGS, ALIENATION, PLUNDERING, DISMANTLING OF CIVILISATIONS AND CULTURES, ILLEGAL OCCUPANCIES OF AREAS AND THIEVERY OF NATURAL AND HISTORICAL RESOURCES**

2°) during the 21st century, using modern processes, get on with committing within the system of colonialism against the same people particularly in Africa and America (and more precisely in the caribbean areas under European domination) the enduring crimes of :

**DEPORTATION (in particular children of Reunion island and the young caribbean people by means of systems such as BUMIDOM), EXPLOITATION, ALIENATION, PLUNDERING, DISMANTLING OF CIVILISATIONS AND CULTURES, ILLEGAL OCCUPANCIES OF AREAS, THIEVERY OF NATURAL AND HISTORICAL RESOURCES**

Handed by Mr. Georges Emmanuel GERMANY, Lawyer at the Bar of MARTINIQUE

and by : Mr. Patrice TACITA, Lawyer at the Bar of GUADELOUPE

Considering the Universal declaration of the human rights adopted at the UNO on December 10th, 1948 ;

Considering the Universal declaration of people rights proclaimed in Algiers on July 4th, 1976

Considering the law n° 2001-434 of May 21st, 2001 leading to the recognition of the slave trade and enslavement as a crime against humanity ;

Considering the instruction within the bar ;

*Considering the data put in the records and notably the French Black Code of 1685;*

*The Crown Court*

AFTER HAVING HEARD:

- In his indictment, Mr Felix RHODES, General Attorney,
- Mr. Georges Emmanuel GERMANY, Lawyer and Mr Patrice TACITA, Lawyer who have explained the defence abilities of COLONIALISM
- Mrs. Claudette DUHAMEL, Lawyer and Mrs Line LOUZE-DONZENAC, Lawyer, representing the COLONIZED COUNTRIES, civil parts,

After having deliberated, as well on the guiltiness as on the application of the sentence,

Considering that from their own admission countries who are responsible for its creation, its setting and its practice, and who are the exclusive payees, COLONIALISM is defined as:

**The political belief which recommends or thinks over to justify the exploitation of a colony, a territory or a State by a foreign State. The sovereignty carried out by the colonizing country on its colony is conveyed by a political and military domination and an economic exploitation to the detriment of the local populations.**

Unanimously declares COLONIALISM guilty:

1°) of having committed during the 15th, 16th, 17th, and 19th centuries in Africa, in America, in Asia and in Oceania, within a system of domination and exploitation of non European people, enduring crimes of :

**GENOCIDES**, proceeding with an organized dismantling of several ethnic groups in the concerned continents leading in some areas to the complete extermination of the people (the Caribbean, the Tasmanian)

**DEPORTATION**, carrying by force out of their countries and of their continent men and populations, with the aggravation that these people were considered not as human beings but as goods which could be commercialized therefore the expression “slavery trade”.

**ENSLAVEMENT**, organizing a socio-economic system based on the forced exploitation by weapons of captive workers, without any compensation, dehumanized, considered as other people's ownership objects and called “Masters”, with the the aggravation that this system was legalized and codified by various slave states.

**EXPLOITATION**, using and deceiving the enslaved people with the only purpose of generating profits, without any consideration neither for the people nor for the means used, with the

aggravation that this exploitation was legalized and codified by various slave states. |

**PHYSICAL AND MENTAL SUFFERINGS**, inflicting to enslaved and exploited people extreme, unendurable, physical and mental sufferings involving death in order to keep them into slavery, with the aggravation that these acts were legalized and codified by various slave states. |

**ALIENATION**, setting up a system of concentration camp operating on barbarism, cruelty, oppression and inhumanity with the purpose of bothering, mislaying and disturbing the reason, the spirit and the conscience of the enslaved people while striking notably at their free-will and their capacity of judgment in order to keep them into enslavement.

**PLUNDERING**, despoiling the people of the above continents by violence, fraud and abuse of their human resources by means of genocides and heavy deportations, from the results of their work by enslavement and the exploitation of their citizens, their natural resources and their land by unfair land-grabbing.

**DISMANTLING OF CIVILISATIONS AND CULTURES** attacking the people of the referred continents wrecking their territories and their properties, butchering, organizing the deportation and the enslavement of their populations, trying to leave no trace of their history, of their cultures and their civilisations, with the aggravation of having falsified the history by capturing the fatherhood of these civilisations.

**ILLEGAL OCCUPANCIES OF AREAS** invading and appropriating territories in Africa, in America, in Asia and in Oceania to the detriment of the native populations and creating states populated by the settlers invaders who went in for apartheid in an official or meddling way, with the aggravation that these invasions have been set up and legitimated by the slave states. |

**THIEVERY OF NATURAL AND HISTORICAL RESOURCES** withdrawing in a fraudulent way and often by force and violence natural and historical resources of these continents by transferring them towards the slave countries.

2°) during the 21st century, using modern processes, get on with committing within the system of colonialism against the same people particularly in Africa and America (and more precisely in the caribbean areas under European domination) the crimes of :

**DEPORTATION**, uprooting children from their parents (in particular in Reunion island) to entrust them to nationals of colonialist states in order to repopulate some areas of these states, and to make them a cheap working force; by organizing the important transportation towards Europe of young native of colonized countries notably by organisms such as BUMIDOM in order to keep for ever a cheap working force ; carrying out a massive transportation of Europeans towards the colonized countries thus emptied of their original populations; with the aggravation that this practice called “genocide by substitution” has been and keeps on being the political object programs at the highest level of the colonialist states ;

**EXPLOITATION**, obstructing by fraudulent and unworthy means the development of the colonized countries, using and deceiving the colonized people making them work at low prices and

by making unfair profits, without any consideration neither for the people nor for the means used, with the aggravation that the states who committed these crimes are signatories of the Declaration of the Human Rights. |

**ALIENATION**, continuing to deny the humanity of some ethnic groups, notably by allotting the “free slave” statute to the people from the colonized countries which had been reduced into slavery whereas according to the definition of free he is not considered as a human being ; in particular using the programs of academic education and the media, in order to implant to the people of colonized countries a falsified history reflecting them a distorted image of themselves, conveying a devalued picture of the natural populations of these countries, and creating psychological and mental disorders in the self-perception with the aggravation that these practices which come under racist behaviors belong to colonialist states who claim to fight racism.

**SPOILIATION**, going on with despoiling the people of the colonized countries through mental and physical violence, fraud and robbery of their human and natural resources as well as their lands using genocides by substitution and misappropriating the fruits of their work for the colonial state's advantage.

**DISMANTLING OF CIVILISATIONS AND CULTURES**, using all kinds of processes in order to prevent the colonized people from improving the knowledge of their own history, resulting in a gradual fading of the culture and ancestral traditions of the collective memory of these people.

**ILLEGAL OCCUPANCIES OF AREAS**, going on with the use of means setting out to expel the native people of these territories from the possibility of home-ownership's land, notably claiming that it belongs to the colonial state or by improperly allotting them to the descendants of the colonists, or even by granting the acquisition for exogenous nationals.

**THIEVERY OF NATURAL AND HISTORICAL RESOURCES** polluting and destroying the natural and historical areas for the completion of projects whose benefit is dedicated only for the colonists to the detriment of the colonized people.

That the above facts stated constant by the Court are crimes against humanity;

Considering the Universal Declaration of the human rights adopted with UNO on December 10th, 1948;

Considering the Universal declaration of the people rights proclaimed in Algiers on July 4th, 1976

Considering the law n° 2001-434 of May 21st, 2001 leading to the recognition of the slave trade and enslavement as a crime against humanity;

Unanimously sentences

The defendant COLONIALISM to death ;

ORDERS the destruction of all symbols, objects, flags, or others setting out to make their apology, and first of all the French Black Code of 1685, still current within the illegally occupied territories by France;

Receives the Colonized Countries in their constitution of civil part,

ORDERS an expert testimony aiming to evaluate the damages suffered by the Countries victims of colonialism since its implementation and so far ;

APPOINTS a gathering composed by the following skilled people : LESLIE J.R Pean, SALA MOLINS Louis, Yves BENOT, Jean-Michel DEVEAU, P.A TAGUIEFF, Françoise VERGES, Mireille DELMAS MARTY, Rosa Amélia PLUMELLE URIBE, Marie Christine ROCHMAN, Nelly SCHMIT, Juliette SMERALDA.

STATES THAT THE CONSULTANCY FEES WILL BE UNDER THE RESPONSIBILITY OF THE COLONIALIST STATES

ORDAINS that the current decision will be carried out of all the anticolonialists' behest of the planet.

Pronounced in SAINT-PIERRE town by the Crown Court to judge colonialism especially composed by the people victims of colonialism where stated :

- *Mrs. M. DUHAMEL, President,*
- *Mr. L. REINETTE, Assessor,*
- *Mr. V. PERMAL, Assessor,*
- *Mr. E. GENE, Sworn,*
- *Mr. D. THIMON, Sworn,*
- *Mrs. A. GOUSSARD, Sworn,*
- *Mr. P. SWIRL, Sworn,*
- *Mrs. G. PRIVAT, Sworn,*
- *Mr. F. BUNOD, Sworn,*
- *Mr. T. DALPHRASE, Sworn,*
- *Mr. A. ROTZEN, Sworn,*
- *Mr. B. BECHET, Sworn,*
- *Mr. R. CANTUZENE, Sworn,*

*And this judgment has been signed by Mrs. President, the twenty first of May two thousand and ten*

*THE PRESIDENT,  
M. DUHAMEL*