

**16/88 COMITÉ CULTUREL POUR LA DÉMOCRATIE AU BENIN VS. BENIN, DATED 3 AUGUST 1988; 7/88 BADJOGOUME HILAIRE VS. BENIN, DATED OCTOBER 10, 1988; 18/88 EL HADJ BOUBACAR DIAWARA VS. BENIN, DATED JULY 15 1988**

Communications about false imprisonment.

The African Commission on Human and Peoples' Rights, established under Article 30 of the African Charter on Human and Peoples' Rights;

Meeting at its fifteenth ordinary session held in Banjul, The Gambia, from 18 to 27 April, 1994;

Considering that at its fifth ordinary session held in Benghazi (Libya) in April, 1989, the Commission decided to link the three petitions registered under Nos. 16/88, 17/88 and 18/88 at the Secretariat due to their interrelation;

Considering that the three petitions were declared admissible and that notification thereof was made to the parties concerned on 14 March 1990, 17 November 1990, 16 November 1992, 12 August 1993 and 20 January 1994;

Considering that during this same session, the Commission declared the three communications admissible, in application of articles 56 and 57 of the African Charter on Human and Peoples' Rights and rules 114 and 117 of the Rules of Procedure;

Considering that by letter dated 18/3/1994, the State of Benin acknowledge receipt of all the notifications and informed the Commission of the dispatch of the requisite documents and information;

Considering moreover that it was as a result of a letter from Mr. Diawara to the Commission dated 12 April, 1994 that the political and judicial authorities took into consideration the requests of Mr. Diawara by referring the matter to the examining magistrate and the President of the Republic of Benin;

Considering that prior to any substantive consideration, the communication must be referred to the sixteenth session of the Commission, pursuant to Rule 115 of the Rules of Procedure;

**Decides** to refer the matter to the sixteenth session for decision on admissibility and consideration on the merits.