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CA: This Periodic Review Board is being conducted at 0900 hours on 11 August 2016 with regards to the following detainee: Bashir bin Lap, ISN 10022. As a reminder, the unclassified portions of these proceedings are being recorded for the purpose of generating a transcript to be posted on the PRS website.

TRANS: [TRANSLATION OF ABOVE]

CA: Representatives from the following agencies are present and are members of the Board:

DEPARTMENT OF DEFENSE;
DEPARTMENT OF STATE;
DEPARTMENT OF JUSTICE;
DEPARTMENT OF HOMELAND SECURITY;
OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE; AND,
OFFICE OF THE CHAIRMAN OF THE JOINT CHIEFS OF STAFF.

The following personal are also present:

LEGAL ADVISOR TO THE BOARD;
CASE ADMINISTRATORS;
PERSONAL REPRESENTATIVES;
TRANSLATOR;
THE DETAINEE; AND,
SECURITY OFFICER.

TRANS: [TRANSLATION OF ABOVE]

CA: The detainee's Personal Representatives, the detainee, and the translator are located at the detention facility U.S.

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Naval Station Guantanamo Bay, Cuba. They are attending via video teleconference and the deta... detainee waived translation of the unclassified summary and the Personal Representatives' opening statement. These documents have been posted to the Periodic Review Secretariat website. This session is being observed by foreign, national and local media, foreign government officials, and representatives from non-governmental organizations.

TRANS: [TRANSLATION OF ABOVE]

PM: Good morning. This Board is convened to determine whether continued law of war detention is warranted for Bashir bin Lap, ISN 10022, to protect against a continuing significant threat to the security of the United States. From here forward, we'll refer to the detainee as Nashir. This session of the hearing is unclassified.

TRANS: [TRANSLATION OF ABOVE]

PM: Nashir, this is your Periodic Review Board to determine whether continued law of war detention is warranted in your case. Continued law of war detention will be warranted if it's necessary to protect against a continuing significant threat to the national security of the United States. The focus of this hearing is on the threat you may pose to United States and its interests if transferred or released from U.S. custody. It is not on the lawfulness of your detention.

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TRANS: [TRANSLATION OF ABOVE]

PM: The Personal Representatives are your representatives to assist you during this process. Finally, the translator ensures that everybody understands your statements and that you understand what is being said during the hearing.

TRANS: [TRANSLATION OF ABOVE]

PM: Personal Representatives, has Nashir had an opportunity to review the unclassified summary?

TRANS: [TRANSLATION OF ABOVE]

PR 1: Yes, Ma'am.

TRANS: [TRANSLATION OF ABOVE]

PM: Thank you. I'll read the unclassified summary.

Bashir bin Lap, ISN 10022, was a key lieutenant for senior al-Qaeda and Jemaah Islamiyah leader, Encep Nurjaman Hambali, aka Hambali or ISN 10019. Nashir trained at al-Farouq, swore allegiance to bin Ladin, and was selected to be a member of a suicide cell for al-Qaeda's "second wave" attack targeting the tallest building in California. After that plot was cancelled, Nashir helped Hambali plan and direct operations throughout Southeast Asia by casing targets, researching bombs, obtaining false documents, and serving as Hambali's interlocutor with local supporters. Nashir also facilitated financial transfers from al-Qaeda to Hambali, portions of which were used for terrorist operations, probably including the attacks in Bali in

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October 2002 and the attack on the J.W. Marriott in Jakarta, Indonesia in August 2003.

During his detention at Guantanamo Bay, Nashir has committed a low number of disciplinary infractions in comparison with other detainees. Nashir has at least one assault against the guard force, which he probably committed because he perceived his grievances were not addressed. Nashir has provided interrogators with significant information of value on his extremist activities and associations before his capture, but he's probably has withheld some information.

Most of Nashir's comments on life after detention have centered on continuing to engage in violent extremism. Nashir views America as an enemy of Islam, and he has spoken of his intent to fight and kill Americans, specifically U.S. soldiers. Nashir has not shown any regrets, and should he be released, most likely he would engage in wars where he perceive [sic] Muslims are being oppressed.

There are no indications that Nashir's family members in Malaysia have engaged in extremist activities, and he has no known associates with at-large extremist.

PM: Do the Personal Representatives wish to make an unclassified opening statement at this time?

TRANS: [TRANSLATION OF ABOVE]

PR 1: Yes, Ma'am.

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TRANS: [TRANSLATION OF ABOVE]

PM: All right. I'd like to remind all participants that any information shared at this time must be unclassified. If there's a concern with the classification of the information, I will indicate as such and will stop the proceedings until we resolve the issue. Has Nashir had an opportunity to review your statements?

TRANS: [TRANSLATION OF ABOVE]

PR 1: Yes, Ma'am.

TRANS: [TRANSLATION OF ABOVE]

PM: All right. Please proceed.

TRANS: [TRANSLATION OF ABOVE]

PR 1: Good morning ladies and gentlemen of the Board. We're the Personal Representatives for ISN 10022, Mr. Mohammed Nazir bin Lap. We will be assisting Nazir in presenting his case this morning.

Nazir has been willing to partic... participate with us, and he looks forward to answering any questions the Board has for him. He has treated us with respect since our first meeting.

Nazir looks forward to getting married and starting a business. With the land, two hectares, to raise cattle and process oil from palm trees and a small inheritance from his mother, which is approximately 6,000 dollars U.S., Nazir could leverage his previous business experience as a sugar cane juice

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salesman, newspaper delivery man, and perfume salesman into a profitable venture. He would prefer to return to Malaysia and be willing to participate in any rehabilitation program that would help in allowing his transfer to occur.

Nazir's been a highly compliant detainee with few disciplinary infractions. He participated in the Detainee Socialization Management Program, DSMP, while it was instituted in his camp. He told us that he is not a threat to America, and his mindset has changed since the time before his capture. If he were released, he would say good-bye to his old life because he feels that he has lost so much since he's been detained; his parents, an older sister, and friends.

Thank you for allowing us the time in helping Nazir demonstrate to the Board that he is not a continuing significant threat to the security of the United States. We are ready to answer any questions you may ask.

PM: Board Members may reserve questions until detainee and witness statements have been presented in their entirety. Does anyone have a question at this time?

(NO VERBAL RESPONSE FROM BMS)

TRANS: [TRANSLATION OF ABOVE]

PM: All right. With no questions, this concludes this portion of the hearing. I ask we all remain seated until further instructed by the Case Administrator.

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TRANS: [TRANSLATION OF ABOVE]

CA: We will take a recess to prepare for the remaining sessions.

TRANS: [TRANSLATION OF ABOVE]

[The public session concluded at 0910, 11 August 2016]

[END OF PAGE]

ABBREVIATION AND ACRONYM KEY

BM: BOARD MEMBER
CA: CASE ADMINISTRATOR
DET: DETAINEE
PM: PRESIDING MEMBER
PR 1: PERSONAL REPRESENTATIVE ONE
PR 2: PERSONAL REPRESENTATIVE TWO
TRANS: TRANSLATOR (LOCATED AT GUANTANAMO BAY)