



Case No. SCSL-2004-16-T
THE PROSECUTOR OF
THE SPECIAL COURT
V.
ALEX TAMBA BRIMA
BRIMA BAZZY KAMARA
SANTI GIE BORBOR KANU

THURSDAY, 7 SEPTEMBER 2006
9. 20 A. M.
TRIAL

TRIAL CHAMBER II

Before the Judges:

Richard Lussick, Presiding
Teresa Doherty
Julia Sebutinde

For Chambers:

Mr Simon Meisenberg
Ms Carolyn Buff

For the Registry:

Ms Maureen Edmonds
Mr Thomas George
Ms Advera Kamuzora

For the Prosecution:

Mr Karim Agha
Mr Charles Hardaway
Mr Vincent Wagona
Mr Sean Morrison (intern)

**For the accused Alex Tamba
Brima:**

Mr Koj o Graham
Mr Osman Keh Kamara

**For the accused Brima Bazy
Kamara:**

Mr Mohamed Pa-Momo Fofanah

**For the accused Santi gie Borbor
Kanau:**

Mr Aj i bol a E Manl y-Spai n

1 [AFRC07SEP06A - CR]
2 Thursday, 7 September 2006
3 [The accused present]
4 [The witness entered court]
5 [Open session]
6 [Upon commencing at 9.20 a.m.]

7 PRESIDING JUDGE: Good morning, Mr Witness. I'll remind
8 you that you are still on your oath to tell the truth that you
9 took yesterday. Is that clear? I think you will need to switch
09:20:43 10 the witness's microphone on.

11 WITNESS: DAB-018 [Continued]
12 [The witness answered through interpreter]
13 EXAMINED BY MR GRAHAM: [Continued]

14 Q. Mr Witness, good morning.

09:21:38 15 A. Good morning.

16 Q. Mr Witness, yesterday we left off from where you were
17 telling us about the meeting that was called by Hajah. And apart
18 from what Hajah told you, and those at the gathering, to the
19 effect that a Lebanese boy called Moudi had called in the
09:21:59 20 Kamajors to come and take the soldiers out of the town, did he
21 say anything else to the gathering?

22 A. No.

23 Q. You earlier on also told this Court that in May of 1997,
24 when you heard an announcement to the effect that the SLPP
09:22:35 25 government had been removed from power, you mentioned that you
26 heard one name, if I'm right, Tamba Gborie, if I'm right. And I
27 want to ask you, Mr Witness, did you hear of any individuals
28 being appointed as AFRC government officials during this period
29 as members of the AFRC government -- sorry, if I may put it that

1 way?

2 A. No.

3 Q. Did you hear -- do you know whether one Tamba Brima was a
4 member of the AFRC government?

09:23:35 5 A. No.

6 Q. During --

7 PRESIDING JUDGE: That means you don't know; is that right?

8 MR GRAHAM: Sorry.

9 THE WITNESS: I don't know. I don't know.

09:23:43 10 MR GRAHAM: Thank you.

11 Q. During the meeting that was called by Hajah at Ngai a, do
12 you remember whether there were any members of the AFRC
13 government present at that meeting?

14 A. No.

09:24:06 15 MR AGHA: Your Honours, is that I don't know, or there was
16 not?

17 PRESIDING JUDGE: Could you make this clear, please,
18 Mr Graham. There are two possible answers to your question.

19 MR GRAHAM: Yes.

09:24:16 20 Q. When you say "no," what do you mean by no?

21 A. I don't know.

22 Q. Thank you. And, Mr Witness, after the meeting at Ngai a,
23 did you do anything?

24 A. Yes.

09:24:38 25 Q. What did you do? Please tell this Court.

26 A. All of us pulled out and went to Kabala.

27 Q. When you say "all of us," what do you mean by "us"? Who
28 are you referring to as all of us?

29 A. The battalion. The battalion.

1 Q. Do you know how many of you approximately pulled out?

2 A. Over a thousand.

3 Q. And where did you pull out to?

4 A. Kabala.

09:25:40 5 Q. How did you get to Kabala?

6 A. [No interpretation].

7 Q. No, but I'm saying by what means; did you walk; did you go
8 by a motor vehicle? How did you get to Kabala?

9 A. We walked. Some people boarded vehicles.

09:26:08 10 Q. And did you eventually arrive at Kabala, Mr Witness?

11 A. Yes, sir.

12 Q. Do you remember the time of what month you arrived -- what
13 month and year -- of the year you arrived in Kabala, Mr Witness?

14 A. I cannot recall the month, but the year, I think it was in
09:26:39 15 '97.

16 Q. Mr Witness, was this pull-out before or after the ECOMOG
17 intervention in Freetown?

18 A. After the ECOMOG intervention.

19 Q. And do you know what year the ECOMOG intervention took
09:27:05 20 place?

21 A. '97.

22 Q. Mr Witness, with who did you arrive at in Kabala?

23 A. I said it was a battalion. I wasn't alone.

24 Q. Thank you. And, Mr Witness, did you do anything when you
09:27:43 25 arrived at Kabala?

26 A. Yes.

27 Q. What did you do?

28 A. We heard an information that Johnny Paul was at a village
29 called Mabonkani.

1 Q. How did you hear that information, Mr Witness?

2 A. Well, we pulled out with a radio set.

3 Q. And did you hear that information from the radio set?

4 A. Yes.

09:28:43 5 Q. Mr Witness, before you -- before I go on, how long were you
6 in Kabala before you heard this information about where Johnny
7 Paul Koroma was?

8 A. Well, we arrived in Kabala. It wasn't a month when we
9 heard that Johnny Paul was at Mabonkani.

09:29:15 10 MR GRAHAM: Your Honours, Mabonkani is spelt
11 M-A-B-O-N-K-A-N-E-H [sic]. Mabonkani.

12 Q. And prior to the message, were you, together with all the
13 battalion you referred to, were you all staying in Kabala?

14 A. Yes, sir.

09:29:54 15 Q. So when you heard this message about Johnny Paul Koroma did
16 you do anything, Mr Witness?

17 A. Ask me again. Ask me the question again.

18 Q. You've told us you heard some message from a radio set
19 regarding Johnny Paul Koroma, and I'm asking you: Did you do
09:30:19 20 anything when -- after you heard that message?

21 A. Yes. Yes.

22 Q. Please tell this Court what you did, Mr Witness.

23 A. We moved from Kabala. We went to collect him from
24 Mabonkani.

09:30:44 25 Q. Mr Witness, when you say "we," who are you referring to as
26 "we"?

27 A. The battalion. Most of the battalion. Some members of the
28 battalion remained, others went.

29 Q. Do you remember approximately how many of you, from the

1 battalion, went?

2 A. We were many. I cannot call the number.

3 Q. And how -- how did you move, you together with those of
4 whom you have referred to, how did you move from Kabala to your
09:31:32 5 intended destination? Did you walk, or did you go by motor car?

6 A. By a vehicle.

7 Q. Mr Witness, did you -- where did you go from Kabala,
8 together, you together with the other individuals you referred to
9 earlier?

09:32:01 10 A. We came back to Kabala. We came back to Kabala.

11 Q. Sorry, did you -- I'm sorry. Let me rephrase. Did you get
12 to meet Johnny Paul Koroma when you left Kabala, you, together
13 with the other individuals you've referred to?

14 A. Yes.

09:32:21 15 Q. Can you tell this Court where you met Johnny Paul Koroma?

16 A. It was at Mabonkani Junction. It was at the Junction.

17 Q. And when you met him, was he alone?

18 A. No, sir.

19 Q. Who was he with, Mr Witness, if you know?

09:32:53 20 A. I saw CSO Rambo, that is the SLA, and many other soldiers
21 were with him.

22 MR GRAHAM: Your Honours, we've heard that name before.

23 Q. When you met Johnny Paul Koroma, together with CSO Rambo,
24 and the others you've referred to, did anything happen?

09:33:20 25 A. We moved from Mabonkani to Kabala.

26 Q. Before you go on, when you got to Mabonkani to meet Johnny
27 Paul Koroma, how long did you stay there before you left to go to
28 Kabala?

29 A. It was the same day, the same day.

1 Q. And do you remember what time -- excuse me. Sorry,
2 Your Honours. Mr Witness, how did you, together with the group
3 that you met with Johnny Paul Koroma, how did you all travel back
4 to Kabala?

09:34:16 5 A. In a vehicle. But he was in his own vehicle; we were just
6 serving as escort.

7 Q. And do you know what time of the day you left Mabonkani?

8 A. I have forgotten, sir.

9 Q. But do you know when you arrived in Kabala?

09:34:48 10 A. It was the same day.

11 Q. And did anything happen when you arrived in Kabala?

12 A. Yes.

13 Q. Can you please tell this Court, Mr Witness, what happened?

14 A. Yes.

09:35:20 15 Q. Please tell this Court, Mr Witness, what happened.

16 A. I saw Johnny Paul Koroma. He summoned all the soldiers
17 with the RUF. We came and made a muster parade.

18 Q. And do you know who called the muster parade?

19 A. It was Johnny Paul Koroma who called the muster parade.

09:36:01 20 Q. How do you know, Mr Witness, that it was Johnny Paul Koroma
21 who called the muster parade?

22 A. I saw him in person.

23 Q. And did the muster parade take place, Mr Witness?

24 A. Yes, man.

09:36:29 25 Q. And do you know whether anyone addressed the muster parade?

26 A. Yes. It was he, Johnny Paul, who addressed the muster
27 parade.

28 Q. And, Mr Witness, can you tell this Court what Johnny Paul
29 Koroma said during his address to the muster parade?

1 A. Yes.

2 Q. Mr Witness, please tell the Court.

3 A. He said, right now, the country is not stable, and at the
4 point at which we were, we were to receive orders from the RUF,
09:37:21 5 he had no way to pay us. We have to take orders from the RUF.

6 Q. Was that all he said? Did he say anything else, apart from
7 that?

8 A. No.

9 Q. And in what language did he address the muster parade, if
09:37:46 10 you know, Mr Witness?

11 A. It was in Krio.

12 Q. And did you -- do you -- did anyone else address the muster
13 parade, apart from Johnny Paul Koroma, Mr Witness?

14 A. No, I did not see anybody.

09:38:07 15 Q. So did anything happen after Johnny Paul Koroma had
16 addressed the muster parade in Kabala, Mr Witness?

17 A. Yes, sir.

18 Q. Please tell this Court what happened, Mr Witness.

19 A. He said we should escort him to Kono.

09:38:34 20 Q. And after he said that, did anything happen, Mr Witness?

21 A. Yes.

22 Q. Can you tell this Court what happened, Mr Witness?

23 A. He said he was going to Kailahun. Some of us did not go
24 with him again, because we were already under the RUF.

09:39:06 25 Q. When you say "some of us," who are you referring to as
26 "us"?

27 A. I and my men did not go to Kabala with him -- sorry,
28 Kailahun, with him. I remained in Kono.

29 Q. Okay. But before you go on, you said "some of us remained

1 under the control of the RUF." What do you mean by that,
2 Mr Witness?

3 A. Well, the order had changed. It was the RUF who gave us
4 orders at that moment. So we received orders from the RUF.

09:39:52 5 Q. Who told you that the order had changed, Mr Witness?

6 MR AGHA: It's already been asked. Objection, Your Honour.

7 PRESIDING JUDGE: That's already been answered, Mr Graham.

8 MR GRAHAM: Very well, Your Honour.

9 Q. Mr Witness, did you arrive with Johnny Paul Koroma in Kono?

09:40:11 10 A. Yes. Yes.

11 Q. Do you remember where you went to when you arrived in Kono?

12 A. Yes.

13 Q. Can you please tell this Court.

14 A. It was at Koakoyima. Koakoyima.

09:40:39 15 MR GRAHAM: Your Honours, Koakoyima is spel t

16 K-O-I-Q-U-I-M-A [sic]. Koakoyima.

17 Q. And do you know where Koakoyima is?

18 A. Yes, I am a native born of Kono.

19 Q. And did anything happen when you got to Koakoyima with

09:41:07 20 Johnny Paul Koroma?

21 A. Yes. He decided to go to Kailahun.

22 Q. And do you know whether he met any individuals or persons
23 at Koakoyima, apart from those with whom he travelled from Kabala
24 to Kono?

09:41:28 25 JUDGE SEBUTINDE: I'm sorry to interrupt, Mr Graham.

26 MR GRAHAM: Yes. Hold on, Mr Witness.

27 THE WITNESS: Yes.

28 JUDGE SEBUTINDE: Please wait. I may have got this wrong,
29 and I stand to be corrected. Did this witness not say that he

1 and his men remained in Kabala, under the orders of the RUF?

2 MR GRAHAM: No. Actually, he soon after, I think,
3 corrected himself on that Kabala by saying that they went to
4 Kono; was part of the group that went to Kono. I don't -- but
09:41:55 5 that is what I believe I heard him say. He did mention Kabala,
6 but soon after, having corrected himself by using the word Kono.
7 But I can seek clarification from him, but that is what I believe
8 I heard.

9 Q. Mr Witness, did you leave -- when Johnny Paul Koroma was
09:42:22 10 leaving Kabala to go to Kono, did you go along with him?

11 A. Yes. Yes, we went with him.

12 Q. And I'd asked you earlier on whether you know -- whether
13 you remember Johnny Paul Koroma meeting any individuals or
14 persons at Koakoyima?

09:42:47 15 A. Yes.

16 Q. Can you tell this Court?

17 A. He met General Issa and Morris Kallon, including some RUF
18 and some SLA soldiers.

19 Q. How do you know that he met General Issa, Mr Witness?

09:43:11 20 A. Well, we were together. I, too, was in Koakoyima, and I
21 saw him there, until the time we met Johnny Paul Koroma. He
22 summoned a meeting and, in that meeting, only they attended the
23 meeting.

24 Q. When you -- and do you know what was -- sorry,

09:43:49 25 Your Honours. Mr Witness, did anything happen after the meeting
26 that you've just described?

27 A. He went to Kailahun.

28 Q. How do you know that he went to Kailahun, Mr Witness?

29 A. He said some of us should go and escort him, but some of us

1 were no longer willing to go and escort him, so we remained in
2 Kono. It was some of our colleague soldiers that went and
3 escorted him.

4 Q. Thank you. And, Mr Witness, you said you stayed in Kono.
09:44:32 5 So, did you -- what did you do in Kono after Johnny Paul Koroma
6 left for Kailahun?

7 A. I was as an RUF there.

8 Q. Mr Witness, you've -- up until the time that you went to
9 Kono from Kabala, did you still consider yourself a serving
09:45:05 10 member of the SLA?

11 MR AGHA: Leading question, Your Honour. I object.

12 PRESIDING JUDGE: It is leading, Mr Graham. Not allowed.

13 MR GRAHAM: Very well, Your Honour.

14 Q. Mr Witness, what do you mean by you were RUF?

09:45:19 15 A. Because Johnny Paul had said that everybody should take
16 orders from the RUF, so if I were to refuse taking order from the
17 RUF, I would have been shot and killed.

18 Q. How do you know that you would have been shot and killed,
19 Mr Witness?

09:45:47 20 A. Well, we used to see things like this happen at the -- at
21 the ground. They will come and capture some soldiers. Within
22 some few seconds, you will see them lying dead on the street.

23 Q. Who would come and capture some soldiers, Mr Witness?

24 A. In the RUF, you had the MPs. They had the military police
09:46:25 25 in the RUF. They would meet you sitting. They had their own
26 charges. Maybe you don't have any strong opponent. You will be
27 arrested physically, and you have to follow them.

28 Q. Mr Witness, so during this period, did you take any orders
29 or command from any individual in Kono?

1 A. Yes, yes. I was with Akim.

2 MR GRAHAM: Your Honours, Akim, A-K-I-M. I believe we've
3 had that before.

4 Q. And this Akim, do you know whether he belonged to any of
09:47:12 5 the armed factions?

6 A. Yes.

7 Q. Please tell this Court what you know.

8 A. I knew Akim as SLA, but when we went to the bush, he
9 associated himself with the RUF, so at the end of the day became
09:47:34 10 an RUF. So initially we knew him as a soldier. He encouraged us
11 to be his bodyguards, but he never discussed with us any issues
12 pertaining to the SLA.

13 Q. And how do you know that he associated with the RUF,
14 Mr Witness; that is, Colonel Akim.

09:48:06 15 A. He was a commander. He had a battalion for himself, so
16 some of his SLAs -- some of the SLAs that were senior to him,
17 they started working under him, so we observed some contact
18 between he and Morris Kallon. They used to discuss freely, so
19 some of us had no opportunity to do so.

09:48:39 20 Q. Thank you, Mr Witness. And, Mr Witness, apart from Akim,
21 whom you've mentioned, do you know of any other SLA who
22 associated with the RUF?

23 A. Yes. I know Colonel Maada. He himself, all of us were
24 RUF. We had no SLA again, but we knew ourselves as this one was
09:49:10 25 a soldier, this one was a soldier. And the only thing, we
26 subdued ourselves to the RUF, so we received orders from the RUF,
27 so all of us were RUF. There were no SLAs again, because all of
28 us had subdued ourselves under the RUF.

29 Q. Thank you, Mr Witness. And, Mr Witness --

1 JUDGE SEBUTINDE: Could you spell the name of that person?

2 MR GRAHAM: Sorry, Your Honour. It's M-A-A-D-A. I'm
3 sorry, Your Honours.

4 Q. And, Mr Witness, Akim, do you know whether he was a senior
09:49:46 5 commander in the RUF?

6 MR AGHA: It's a leading question, Your Honour. I'd object
7 to that.

8 PRESIDING JUDGE: Yes, that's leading. Not allowed,
9 Mr Graham.

09:49:57 10 MR GRAHAM:

11 Q. Mr Witness, could you describe to the Court the
12 relationship, if any, between the SLA and the RUF during the
13 period after Johnny Paul Koroma left for Kailahun?

14 A. I don't understand.

09:50:22 15 Q. You're saying that -- you've just told this Court that
16 there were some SLAs in Kono who were under the control of the
17 RUF, and I'm asking you, if you know, to describe the nature of
18 the relationship, if any, between the SLAs and the RUF?

19 A. No. No. No.

09:50:51 20 Q. What do you mean by no, Mr Witness?

21 A. We're not -- we're not in any friendship. The only
22 relationship -- all of us were rebels. You wouldn't say you were
23 an SLA. If you say so, you had a problem, so everybody was an
24 RUF, was totally an RUF. You wouldn't talk about anything
09:51:16 25 concerning the SLA during that period.

26 Q. Mr Witness, if you say you describe yourself as an SLA, you
27 would have a problem; what do you mean by that? What kind of
28 problem would you have?

29 A. Well, there was an order that there was no SLA, that

1 everybody should subdue himself under the RUF, and the RUF had a
2 pass which bear the writings United Front of Sierra Leone, so
3 that was what we followed. That in existence, there was the
4 People's Army. It wasn't the SLA.

09:52:09 5 Q. You talked about an order -- very well. You just mentioned
6 the People's Army. What is the People's Army, if you know,
7 Mr Witness?

8 A. I don't know. It was only the pass that they issued out,
9 that expression was boldly written on it.

09:52:27 10 Q. Who issued out these passes, Mr Witness?

11 A. They did not give me a pass, but I used to see some of
12 these passes were issued to SLA soldiers, RUF soldiers from --
13 which they used from one location to the other.

14 Q. And do you know whether any of the SLAs that you knew in
09:53:06 15 Kono at the time could issue any passes?

16 A. Except Akim, who used to give passes. He was a colonel and
17 he was the battalion commander there.

18 Q. Thank you. Mr Witness, how long did you stay under the
19 control of the RUF in Kono, after Johnny Paul Koroma left for
09:53:40 20 Kailahun?

21 A. I was there about two to three months until the time when
22 the chopper came, until the time when General Issa passed an
23 order. I'm not talking about the SLA Rambo, it was the RUF
24 Rambo. General Issa said that at any time the jets came, if
09:54:12 25 somebody was to burn between 10 to 15 houses, he was going to
26 give him a promotion.

27 Q. Okay. Before I come to that, Mr Witness, during this
28 period, did you take -- that you were in Kono, according to you,
29 under the control of the RUF -- did you take any command from the

1 RUF?

2 MR AGHA: Leading question, Your Honour. I object to that.

3 PRESIDING JUDGE: Yes, it is objected to as leading,
4 Mr Graham.

09:54:53 5 MR GRAHAM:

6 Q. Mr Witness, apart from Akim, did any member of the RUF,
7 that you know, in Kono at the time, ask you to do anything?

8 A. I don't understand. I don't understand. I don't
9 understand.

09:55:19 10 Q. During the time that you were in Kono, did you take any
11 instructions from any RUF?

12 A. Yes.

13 Q. From which RUF person did you take instructions?

14 A. Akim.

09:55:42 15 Q. And, apart from Akim, did you take instructions from anyone
16 else?

17 A. Except Issa and Morris Kallon, who were at the ground, but
18 my own commander was Akim, so I did not receive any orders from
19 any other commander, except him.

09:56:11 20 Q. But do you know whether other SLAs took instructions from
21 any RUF?

22 A. Yes.

23 Q. How do you know that, Mr Witness?

24 A. From the beginning, I have told you that the order had
09:56:32 25 changed. Everybody was under the RUF. Everybody was an RUF.

26 Q. Mr Witness, who was Morris Kallon?

27 A. They called -- they said he was a general.

28 Q. Who said he was a general?

29 A. That was -- that's what I used to hear, Mosquito used to

1 call them, he and Issa.

2 Q. And, Mr Witness, during this period that you were in Kono,
3 together with the other SLAs, did you carry any arms?

4 A. Yes.

09:57:25 5 Q. What kind of arms did you carry?

6 A. I used to use the AK-47.

7 Q. Thank you, Mr Witness. Mr Witness, you told us earlier on
8 about Colonel Issa in Kono. How did you know that Colonel Issa
9 had made a statement relating to the burning of houses?

09:58:05 10 MR AGHA: Objection, Your Honour. I don't think he's ever
11 mentioned a Colonel Issa.

12 PRESIDING JUDGE: I have "general," actually.

13 MR GRAHAM: General Issa.

14 PRESIDING JUDGE: You're going to have to rephrase the
09:58:20 15 question.

16 THE WITNESS: He is the Issa. He is the Issa.

17 MR GRAHAM:

18 Q. Do you know the rank of Issa Sesay in the RUF, Mr Witness?

19 A. General Issa Sesay.

09:58:37 20 Q. How do you know he was a general, Mr Witness?

21 A. I have told the Court that their overall boss, Mosquito,
22 used to call he and Morris Kallon generals.

23 Q. And, Mr Witness, I'm saying, how did you know that General
24 Issa had made a statement relating to the burning of ten to 15
09:59:07 25 houses? How do you know that?

26 A. Ten and 50. It was in my presence. Ten and 50. It
27 happened in my presence.

28 Q. Can you tell this Court exactly what general, to the best
29 of your recollection, what General Issa said in your presence?

1 A. He said, between ten and 50 houses should be burned at any
2 time the chopper arrived, so that smoke will be emitted into
3 space, and the chopper will not be able to locate the place.

4 JUDGE SEBUTINDE: Mr Interpreter, was that 15 or 50?

10:00:01 5 THE WITNESS: Fifty, between ten and 50.

6 MR GRAHAM:

7 Q. Mr Witness, do you know what chopper General Issa was
8 referring to?

9 A. It was the ECOMOG chopper, the ECOMOG chopper, which we
10:00:25 10 used to see.

11 Q. And, Mr Witness, when General Issa gave these instructions
12 in your presence, do you know whether these instructions were
13 carried out or not?

14 A. In my presence, the instruction was carried immediately.

10:00:45 15 Q. Mr Witness, who carried out the instructions immediately?

16 A. It was General Issa.

17 Q. Mr Witness, my question was that -- you said that the
18 instructions were carried out immediately, and I'm saying, who
19 carried out these instructions?

10:01:14 20 A. It was Colonel Rambo. Colonel Rambo.

21 Q. How did Colonel Rambo carry out these instructions,
22 Mr Witness?

23 A. Well, in the RUF, you have an MP office, that is the RUF
24 MPs. They had the way they normally make it, but if I say it
10:01:40 25 now, you will not understand, but they had an MP office. That is
26 where they normally give all information about the RUF.

27 Q. MP, what does it stand for? Do you know what it stands
28 for, Mr Witness?

29 A. Military Police.

1 Q. And Mr Witness, after General Issa's instructions, did you,
2 yourself, witness any individuals burning any houses in Kono?

3 A. Yes, sir. Yes, sir.

4 Q. Mr Witness, can you tell this Court what you saw?

10:02:26 5 A. I saw, in the town, the whole town was on fire, even some
6 houses, and even my own house, it was on fire. And then, the
7 following day, I heard a gunshot, so I decided to go to Kailahun.

8 Q. Before you go on, Mr Witness, you said Colonel Rambo
9 carried -- immediately carried out instructions. Do you know

10:02:57 10 this Colonel Rambo? Was he SLA or RUF?

11 A. He's RUF. He was RUF. We never had SLA.

12 Q. And can you tell this Court, to your best approximation,
13 how many houses were on fire, that you saw on fire at the time?

14 A. No, it was plenty.

10:03:28 15 Q. During the time that the burning of the houses was going
16 on, did you observe anyone supervising this activity; the burning
17 of the houses?

18 A. No, no.

19 Q. And during this period -- sorry, Your Honours. Mr Witness,
10:04:07 20 have you heard about the Alpha Jet before?

21 A. Yes.

22 Q. Do you know what the Alpha Jet is?

23 A. Yes.

24 Q. Can you please tell this Court what you believe the Alpha
10:04:29 25 Jet is?

26 A. It has a BMG at the side. It has some launcher bombs. It
27 is -- it is fearsome. It is a war property.

28 Q. And, Mr Witness, do you -- during this period, did you see
29 any Alpha Jets during the period of the burning of the houses?

1 A. Yes. I saw -- the first day I saw an Alpha Jet flew -- fly
2 over.

3 Q. Where did you see the Alpha Jet fly over, Mr Witness?

4 A. In Koi du Town.

10:05:26 5 Q. And how many times did you see this Alpha Jet flying over
6 Koi du Town, Mr Witness?

7 A. You can see it once, and sometimes you can see it twice.

8 Q. The time that you observed the Alpha Jets flying over
9 Koi du, did you see or observe the Alpha Jets doing anything?

10:06:00 10 A. It used to bomb.

11 Q. What do you mean by "it used to bomb"?

12 A. It had some cluster bombs, very big ones, when it drops
13 them. Anywhere it drops it, that whole place -- that whole place
14 would be turned over and some of the bombs did not even explode,
10:06:33 15 so we saw them ourselves.

16 Q. Did you see any places being turned over as a result of the
17 bombs from the Alpha Jet?

18 A. Well, some areas, when a target has been missed, you will
19 see that even the earth, the stones, will be turned over. And
10:07:01 20 sometimes the bomb itself does not explode.

21 Q. And do you know whether any of the bombs fell on any of the
22 houses in Koi du?

23 A. No, I don't know. I don't know.

24 Q. And, Mr Witness, during -- have you heard about the name
10:07:31 25 Kamaj or before?

26 MR AGHA: Objection, Your Honour. He's already mentioned
27 yesterday about Kamaj or.

28 PRESIDING JUDGE: Yes, let's not go back over that again,
29 Mr Graham. Move on.

1 MR GRAHAM: Very well.

2 Q. Mr Witness, during the time that you were in Kono, did you
3 see or hear of any fighting between the RUF and the Kamajors?

4 MR AGHA: Leading question, Your Honour. I'd object to
5 that.

10:08:02

6 PRESIDING JUDGE: Mr Graham, the Prosecution's made it
7 clear that they object to leading and leading is generally not
8 allowed, so will you please rephrase that question.

9 MR GRAHAM: Thank you, Your Honour.

10:08:19

10 Q. Mr Witness, during the period that you were in Kono, did
11 you see or hear of any fighting between any armed factions?

12 A. Yes.

13 Q. Can you tell this Court about that?

14 A. Yes.

10:08:44

15 Q. Please do, Mr Witness.

16 A. Kamajors used to come and attack Koi du Town, and sometimes
17 Koi du Town would go and attack some villages around, around the
18 Mende areas where the Kamajors were. So most times that tussle
19 used to go. These will come and the others will go.

10:09:00

20 Q. How do you know that the Kamajors would attack areas in
21 Koi du? How do you know that, Mr Witness?

22 A. I was an armed man. That was where I was. I know them. I
23 was used to them.

24 Q. And do you know why the Kamajors were attacking Koi du Town?

10:09:29

25 A. It was to send the soldiers out of there. The RUF soldiers
26 and some other soldiers who were there. To say ECOMOG had taken
27 over Sierra Leone, so they were also coming to take over Koi du
28 Town. That was the tussle through which we went.

29 Q. Were you, at any point of time, part of this tussle that

1 you just referred to?

2 A. Yes.

3 Q. Will you tell this Court about that?

4 A. I was a member of the RUF there.

10:10:06 5 Q. And did you, as a member of the RUF, did you engage in any
6 fighting with other armed factions? Were you part of any --

7 MR AGHA: Objection, Your Honour. I think he has already
8 said he was fighting the Kamajors.

9 THE WITNESS: Yes.

10:10:26 10 PRESIDING JUDGE: Yes, you're going to have to move on,
11 Mr Graham.

12 MR GRAHAM:

13 Q. Mr Witness, you've told this Court how long you stayed in
14 Koi du Town. Did you, at any point in time, have to leave Koi du?

10:10:46 15 A. Yes.

16 Q. And was there a reason why you had to leave Koi du?

17 A. Yes.

18 Q. Can you please, Mr Witness, tell this Court why you had to
19 leave Koi du?

10:11:02 20 A. I had a gunshot in my -- in my leg.

21 Q. How did you get a gunshot in your leg, Mr Witness?

22 A. You know, most times the Kamajors used to come there. We
23 counter-attacked them. So it was through exchange of fire that
24 we had -- that I had a bullet shot.

10:11:33 25 Q. Thank you, Mr Witness. And after you had the bullet shot
26 what -- did anything happen to you?

27 A. Yes.

28 Q. Please tell this Court what happened to you, Mr Witness.

29 A. They took me to Kailahun for medical treatment.

1 Q. Who took you to Kailahun for medical treatment, Mr Witness?

2 A. Well, it was a nurse and a Major GR, who was a Vanguard
3 soldier. He was a Liberian. He said -- he was a Liberian,
4 because he was a good friend of mine. He said he was a born of
10:12:25 5 Liberia, so they came there to fight here. So he was a friend of
6 mine. He escorted me to Kailahun District.

7 Q. And how do you know he was a Liberian, Mr Witness?

8 A. He was my friend. He used to explain himself to me, and
9 his language, his intonation, his accent, it was like Liberian,
10:12:54 10 and he said he was born around the Foya axis in Liberia.

11 Q. And do you know whether this Liberian belonged to any armed
12 faction?

13 A. Fight where? Where?

14 Q. I asked you: Do you know whether he belonged -- to which
10:13:22 15 of the armed factions or fighting forces did this Liberian belong
16 to, if you know?

17 A. Yes, yes.

18 Q. Please tell this Court.

19 A. He was an MPFL.

10:13:36 20 Q. What do you mean by MPFL, Mr Witness? Do you know what
21 that means?

22 A. I don't know. He said he was an MPFL.

23 Q. And, Mr Witness, this Liberian that you described as an
24 MPFL, do you know whether he was fighting alongside any group in
10:14:04 25 Kono?

26 A. Yes.

27 Q. Please tell this Court.

28 A. He was an RUF. He came together with the RUF. He was with
29 the RUF.

1 Q. Thank you. And, Mr Witness, apart from this Liberian who
2 you referred, do you know whether there were any other Liberians
3 who were with the RUF?

4 A. They were plenty.

10:14:38 5 Q. When you say plenty, Mr Witness, can you give us an
6 approximation of how many Liberians were with the RUF?

7 A. They were scattered all about. They were not placed in a
8 particular area. Some areas 50, some 30. Every battalion had
9 some Vanguard s who were Liberians. They called themselves

10:15:06 10 Vanguard s, so I can not tell the actual amount.

11 Q. Thank you. And do you know whether these Vanguard s were
12 taking instructions from any particular individual or group?

13 A. They took orders from Sam Bockarie. They were within the
14 RUF. They were RUFs.

10:15:30 15 Q. Thank you, Mr Witness. Mr Witness, Sam Bockarie, do you
16 know him by any other name?

17 A. Yes.

18 Q. Can you please tell this Court by what other name you know
19 Sam Bockarie?

10:15:51 20 A. Sam Bockarie, alias Mosquito.

21 MR GRAHAM: Thank you. Your Honours, Mosquito, we've had
22 that before.

23 Q. Mr Witness, before I go on to Kailahun, I'm going to ask
24 you a few questions about Kono. Was there any mining in Kono
10:16:12 25 during the period that you returned from Kabala, and with --

26 A. Yes.

27 Q. What was -- who was -- what was being -- do you know what
28 was being -- sorry, Your Honours. Who was engaged in the mining
29 in Kono then?

1 A. RUF.

2 Q. How do you know it was the RUF?

3 A. I have told you from the start, that everybody now subdued
4 to the RUF, so nobody had any other control. Even if you had
10:16:55 5 number ten, which was the smallest sized di amond, you cannot do
6 any other thing, you have to use it as the property of the RUF.
7 We are all under the RUF.

8 Q. And, thank you, Mr Witness. What was the RUF mi ning in
9 Kono?

10:17:15 10 A. It was di amond.

11 Q. And who did the mi ning -- who actual ly did the mi ning on
12 the ground during the time that you were in Kono?

13 A. It was the RUF.

14 Q. And apart from the RUF, was any other group engaged in
10:18:04 15 mi ning in Kono at the time, do you know?

16 A. No. Everybody was RUF. It was the RUF that was mi ning.
17 There was no other group, no other fact ion.

18 Q. And do you know whether there were any ci vil ians in Kono
19 during this time?

10:18:28 20 A. Yes. RUF had a fami ly. They would have fami lies who were
21 ci vil ians.

22 Q. And, Mr Witness, do you know -- sorry, Your Honours. Do
23 you know whether the RUF forced any ci vil ians to engage in mi ning
24 on thei r behal f?

10:19:13 25 A. Yes.

26 Q. How do you know that, Mr Witness?

27 A. During that time, they had a van that patrolled around and
28 that sometimes, if the gravel that is out was for Issa, he would
29 send his soldiers for them to go and wash it up. And the CS0

1 would go there. If there is a diamond, he will take it to Issa
2 and Issa, too, had his own boss, who was Mosquito, he would take
3 it to him.

10:19:54 4 PRESIDING JUDGE: Mr Witness, you weren't asked about that
5 at all. Please listen to what counsel is asking you.

6 MR GRAHAM:

7 Q. Mr Witness, listen to the questions and let your answers
8 respond directly to the questions that I've asked. Mr Witness,
9 you've told this Court that you were taken to Kailahun; did you
10:20:11 10 eventually arrive in Kailahun?

11 A. Yes, I reached Kailahun.

12 MR GRAHAM: Your Honours, with your kind permission, the
13 third accused would want to use the restroom.

14 PRESIDING JUDGE: Yes, he can leave the Court.

10:20:38 15 MR GRAHAM:

16 Q. Mr Witness, do you know where you were taken to when you
17 got to Kailahun?

18 A. Yes.

19 Q. Where were you taken to, Mr Witness?

10:20:52 20 A. They had a place that was called Medical Combat, for people
21 who were casualties. That was where they took me to.

22 Q. And when they took you to Medical Combat, did anything
23 happen?

24 A. Yes.

10:21:13 25 Q. Can you --

26 A. I was almost feeling better then, from there, I saw
27 Mosquito came. He met us, most of us who were SLA, some of us
28 who were RUFs, but by then, we are now subdued to RUF, but also
29 we are the SLAs, they said we were passing informations to our

1 brother RUFs in Kabala, and that he was going to take us from
2 that position.

3 Q. Hold on a second, before you go on. You said Mosquito met
4 you. Where did he meet you, together with the other SLAs?

10:21:51 5 A. Inside Kailahun.

6 Q. Was this when you were at Medical Combat?

7 A. Yes, sir.

8 Q. And do you remember approximately how many other SLAs were
9 with you at Medical Combat?

10:22:15 10 A. Yes.

11 Q. Can you please tell this Court, Mr Witness?

12 A. I had a friend of mine, who was Babu. There another one
13 called Fitay. We were all at medical there, and we were all
14 now -- at that time, we have now been abducted by the RUF. So we
10:22:39 15 were all within that company.

16 Q. And you've told this Court -- what else did Mosquito say to
17 you and the other SLAs when he met you in Kailahun, as you've
18 told this Court?

19 A. He said some of us, the SLAs, who were now around areas
10:23:11 20 like Kono, Pendembu and some other villages, they were sending
21 messages to our brother SLAs who were in Kabala, because they
22 never had a signaller, who was sending signals. So they said
23 they were sending messages to our brothers in Kabala and he said
24 he was going to take us all to Buedu to stay with him there. So
10:23:37 25 he took us to Buedu.

26 Q. Okay. Before you go on, you said, you made mention -- used
27 the expression that because they never had a signaller. What do
28 you mean by that? Because who never had a signaller?

29 A. The RUF. They had their own signaller, but when we came,

1 and we were now mixed up, we also had our own signal lers, we had
2 three of them. They send codes to the army. So they were always
3 embarrassed by them, that they were now talking to their own
4 brothers who were in Kabala, and that any business that was going
10:24:14 5 on in Kailahun and Buedu, they were the people who would tell
6 their own brothers, SLAs, in those areas. That is what I mean.

7 Q. Okay. So, Mr Witness, thank you. So did Mosquito take you
8 to Buedu?

9 A. Yes, yes.

10:24:44 10 Q. Did -- how many of you did he take to Buedu?

11 A. We were more than seven, but he was -- he used to take us
12 by instalments. Some of us -- he took -- he took three of us
13 first and later, four later, but those were Daru soldiers, so I
14 never understood them well.

10:25:10 15 Q. What do you mean they were Daru soldiers? What do you mean
16 by Daru soldiers, Mr Witness?

17 A. They were at Daru when the intervention took place. And
18 when they had this information that Johnny Paul Koroma said every
19 one of us should subdue to Mosquito, they never had any ways to
10:25:32 20 come to Kenema, so they only took the plan to go towards
21 Pendembu, because it was just about 18 miles from there, so they
22 went there.

23 Q. Thank you, Mr Witness. Mr Witness, did anything happen
24 when Mosquito took you to Buedu?

10:25:48 25 A. Yes, yes. I saw him torturing one Honourable Adams. He
26 was tied on a stick and he was being tortured. And he told me
27 that that is how they deal with any SLA who normally pass on our
28 secrets, which they call leak buckets, to their own brothers, and
29 this is one of your men we are now torturing.

1 Q. Mr Witness, you just mentioned an expression. What did you
2 say? You said Leak bucket?

3 A. Leak bucket. They had -- they had their own terms, their
4 own terminologies.

10:26:40 5 MR GRAHAM: That is L-E-A-K and bucket as in B-U-C-K-E-T.

6 Q. And, Mr Witness, this Honourable Adams, did you know him
7 before the day you met him in Buedu when Mosquito took you there?

8 A. Yes. I knew him in Freetown.

9 Q. How did you know him in Freetown, Mr Witness?

10:27:18 10 A. We were all soldiers, we were all together. We were all
11 working at Cockerill.

12 Q. And, Mr Witness, during this time that Mosquito took you to
13 Buedu, did you see who was carrying out the torture of Honourable
14 Adams?

10:27:39 15 A. It was the RUF. They were the RUF. About six to seven
16 RUF. They had black rubbers, about six to seven.

17 Q. And did you observe --

18 JUDGE SEBUTINDE: Sorry, black what?

19 MR GRAHAM: Black rubbers, R-U-B-B-E-R.

10:28:02 20 THE WITNESS: Black rubber, the African type of rubbers
21 that they normally use to fetch water from the well. It is just
22 like a cable, an electric cable.

23 MR GRAHAM:

24 Q. And, Mr Witness, did you observe how Honourable Adams was
10:28:37 25 being tortured by the RUF?

26 A. Yes. We stopped there. I saw he was being tied on a guava
27 tree, and he was being flogged seriously.

28 Q. Did you see what he was being flogged with, Mr Witness??

29 A. A water well rubber. The rubber normally used to draw

1 water from the well, and things like electric cables.

2 Q. And what were they using these rubber and electric cables
3 for?

4 A. To beat anyone who was concerned.

10:29:33 5 Q. And after Mosquito told you what would happen, did anything
6 else happen after you saw them torture Honourable Adams in Buedu?

7 A. After he was being tortured, we proceeded to Buedu.

8 Q. During the -- how long did you stay in Buedu, Mr Witness?
9 How long? Do you know how long you stayed in Buedu?

10:30:25 10 A. For a long time. I was there for a long time. Since we
11 had moved from Kailahun, we went to Buedu. We were there, but we
12 had freedom of movement, but we were there. Some of us, he loved
13 us. He even gave us a lodge at his own house, and some people
14 were -- some other men were around, but they were being

10:30:41 15 monitored.

16 Q. Thank you. Mr Witness, during the period that you were in
17 Buedu, apart from Mosquito, did you see any other RUF commanders
18 in Buedu?

19 A. Yes.

10:31:04 20 Q. Can you tell this Court whom did you see in Buedu?

21 A. I saw Maada. I saw Major Alarm Blow. I saw that JR.

22 Q. Could you mention the last name you just mentioned?

23 A. Major JR. JR.

24 Q. [Microphone not activated]. Mr Witness, during the time
10:31:44 25 that you were in Kailahun, did you ever see General Issa Sesay.

26 MR AGHA: Leading question, Your Honour. I'd object to
27 that.

28 MR GRAHAM:

29 Q. Mr Witness, during the time that you were in Kailahun, did

1 you observe the SLAs being treated in any particular way?

2 A. Well, I heard an information about it, but I was not there,
3 because the guardroom was secured by RUF. They said Tamba Brima
4 was in the guardroom, but I didn't see him. I didn't see him
10:32:37 5 with my naked eyes, but I heard an information in Buedu that
6 Tamba Brima was being locked up in a guardroom.

7 Q. Who gave you that information, Mr Witness?

8 A. I had a friend called Laga. He was a signaller; Laga. He
9 gave me the information.

10:32:59 10 MR GRAHAM: Your Honours, Laga is L-A-G-A. Laga.

11 Q. And, Mr Witness, during the period that you were in
12 Kailahun, do you know whether any SLAs in Kailahun, whether any
13 of them were killed?

14 MR AGHA: Leading question again, Your Honour. I'd object.

10:33:41 15 PRESIDING JUDGE: Well, once more, it's leading, Mr Graham.

16 MR GRAHAM:

17 Q. Mr Witness, apart from the information you said you were
18 given about Tamba Brima, did you hear any other information about
19 SLAs in Kailahun?

10:34:05 20 A. Yes. They were saying that they were sending messages to
21 our brothers who were in Kabala and Kurubonla, so they were being
22 monitored for that, so nobody had time for that, that you will
23 keep yourself busy to know about that.

24 Q. Thank you. Mr Witness, you've also told us what your
10:34:36 25 friend told you, that Tamba Brima was in the guardroom. Do you
26 know the Tamba Brima?

27 MR AGHA: Your Honour, I would object at this stage. This
28 witness is not being put down as an alibi witness at all, and yet
29 he seems to be giving evidence on that, in some parts. We'd ask

1 for the exclusion of any evidence regarding the first accused.

2 PRESIDING JUDGE: Look, I think he can give evidence of
3 what he observed in that -- you're objecting he hasn't given
4 evidence under the rules as required, he hasn't been nominated as
10:35:08 5 an alibi witness; is that you're saying?

6 MR AGHA: No, he has not been served as an alibi witness
7 under Rule 67, I believe, which we required from the Defence.

8 PRESIDING JUDGE: Why wasn't that, Mr Graham?

9 MR GRAHAM: Your Honour, he is not an alibi witness. He is
10:35:24 10 not an alibi witness, Your Honour. He was in Kailahun, and,
11 Your Honours, he has told this Court he was informed that there
12 was one Tamba Brima in the guardroom. And I'm asking him whether
13 he knew the Tamba Brima. That was the question I was going to
14 ask him. But we have not listed him as an alibi witness at all,
10:35:43 15 Your Honour.

16 PRESIDING JUDGE: Where do you get the impression that this
17 goes to alibi?

18 MR AGHA: Well, my understanding of the Defence case, and
19 certainly from the first accused's evidence, that he was in
10:35:51 20 Kailahun under detention during the time which various crimes
21 were committed by, the Prosecution allege, him and men under his
22 command, and this witness is indicating that he heard that Tamba
23 Brima was indeed in Kailahun during that time period so --

24 PRESIDING JUDGE: Well, he hasn't said that it was in the
10:36:12 25 same time period that you've referred to, has he?

26 MR AGHA: Well, in his evidence, he has indicated up to
27 July, the first accused. Now, he's arrived in Kono after a
28 couple of months.

29 PRESIDING JUDGE: Well, I think that's a very specious

1 argument. This witness, to me, is a person who is not very
2 precise on times. For instance, he didn't seem to be able to
3 differentiate between events that happened in 1997, and those
4 that happened in 1998. So I have difficulty seeing how this
10:36:49 5 would go to alibi, Mr Agha.

6 MR AGHA: Well, Your Honour, we also believe it's quite
7 important evidence, and it is not mentioned in any of the
8 summaries, so the Prosecution haven't been put on any notice as
9 to --

10 PRESIDING JUDGE: All right. Well, you can listen to it
11 and make appropriate applications for us to consider.

12 MR AGHA: Thank you, Your Honour.

13 PRESIDING JUDGE: Yes, Mr Graham.

14 MR GRAHAM:

10:37:19 15 Q. Mr Witness, the Tamba Brima that you told this Court that
16 you were told was in the guardroom, did you know him?

17 A. Yes, I knew him.

18 Q. Did you know him, Mr Witness?

19 A. I knew him as a soldier. And then we were all born in the
10:37:42 20 same town.

21 Q. Mr Witness, you knew him as a soldier where? Where did you
22 know him as a soldier?

23 A. I knew him in Freetown, and I knew him in Kono.

24 Q. And --

10:38:08 25 JUDGE SEBUTINDE: I'm sorry to interrupt, Mr Graham. I'm
26 not certain where this guardroom -- the exact location of this
27 guardroom.

28 MR GRAHAM:

29 Q. Mr Witness, this guardroom that you've referred to, do you

1 know where in Kailahun that this guardroom was?

2 A. Yes. There was a guardroom in Kailahun. There was another
3 guardroom in Buedu, which was normally used for torturing people.
4 They can take you from Kailahun and send you to Buedu, and they
10:38:42 5 can take you from Buedu and send you to Kailahun, but actually
6 Buedu was the headquarter. There was Kailahun --

7 Q. So I'm saying that the guardroom that you -- was it the one
8 in Buedu, or the one in Kailahun?

9 A. The one at Buedu.

10:38:57 10 Q. Okay. I'll move on. Mr Witness, how long did you stay in
11 Kailahun?

12 A. Well, for a long time. I cannot recall, but it was for a
13 long time.

14 Q. And did you ever have to leave Kailahun for anywhere?

10:39:21 15 A. Yes.

16 Q. Can you please tell the Court where you left for, from
17 Kailahun?

18 A. Yes.

19 Q. Please tell this Court.

10:39:42 20 A. They attacked Voinjama when Mosquito came and said some of
21 us should mobilise ourselves and then go and capture Voinjama,
22 which is in Liberia, which was part of the Lofa District.

23 Q. Hold on, a second.

24 MR GRAHAM: Your Honours, Jonjama is spelt J-O-N-J-A-M-A
10:40:07 25 [sic].

26 Q. But, Mr Witness, before you go on, where is Lofa County?
27 You said Jonjama is in Lofa. Where is Lofa County? Do you know
28 where Lofa County is?

29 A. Yes. I know Lofa.

1 Q. Where is Lofa County, Mr Witness?

2 A. Well, when they say county, it is just like a district.

3 That was the second district, because it was the broadest and

4 biggest district. From Sierra Leone side, it had borders with

10:40:43 5 us, somewhere around Foya Tinka, Foya Kama, Golahun and Voinjama
6 up to Gbarnga.

7 Q. Mr Witness, listen to the question that I asked. Jonjama,
8 Lofa County, in which country is that?

9 A. It is Liberia.

10:41:02 10 Q. How do you know that Lofa County is in Liberia, Mr Witness?

11 A. Well, I went there in person. I went there in person.

12 Q. Thank you. Mr Witness, just before that, you told the
13 Court that Jonjama had been captured. Who had captured Jonjama?

14 A. Voinjama was captured by Mosquito Spray, another facti on
10:41:30 15 that was around the border area. I cannot tell the real
16 location, but they were the people who were at Voinjama. They
17 captured Voinjama and they took out the AFL soldiers out of
18 there, so that gave the cause that Mosquito gave us the command
19 to go and get them out of there, so that we can go and base
10:41:51 20 there.

21 Q. Mr Witness, do you remember what year this was?

22 A. After -- let me say -- '87, '88. Anyway, I've forgotten,
23 but it was within that one year, and one year, five months
24 difference. Between one year, five months. That was the time it
10:42:20 25 took place.

26 Q. Do you know whether the period you are referring to is the
27 period after the ECOMOG intervention in Freetown? Was it after
28 or before that period?

29 A. It was the ECOMOG intervention, when we were now going, up

1 to the time we reached that particular area.

2 Q. And, Mr Witness, during the period that you -- so apart
3 from the instructions that you said that Sam Bockarie gave to you
4 and others to capture Jonjama, did you receive any other
10:43:25 5 instructions from Mosquito during the time that you were in
6 Kailahun?

7 A. Yes.

8 Q. Can you --

9 A. He gave us --

10:43:38 10 Q. Please tell the Court [microphone not activated],
11 Mr Witness?

12 A. Well, when we came from Voinjama, we came to Sierra Leone.
13 After one to two months, he said that there were -- some arms
14 were going to come through Liberia, which we are to go and
10:43:58 15 collect, but he will give us escort to go and collect the arms.
16 So we went and stopped -- okay, I will come back, when I recall.
17 We stopped around the border between -- it was in the city in
18 Gbarnga. They went into the city, the Liberian city, and they
19 came with three trucks load of arms, and two other men from
10:44:33 20 Liberia, who were introduced to us. We spoke with them because
21 we were four in number who went to take the arms, so we spoke
22 with them.

23 Q. Thank you, Mr Witness. Mr Witness --

24 MR FOFANAH: Excuse me, Your Honours, I've heard the names
10:44:45 25 Jonjama and Voinjama. Can we seek clarification whether the
26 witness is referring to one and the same place?

27 PRESIDING JUDGE: Well, he's your witness, Mr Fofanah.

28 MR GRAHAM:

29 Q. Mr Witness, you've mentioned two places. I think Jonjama

1 and Voinjama; is it the same place?

2 A. Voinjama, it is on the Lofa axis. It is just like when you
3 say Bo District. It is under -- sometimes when you say Bo or you
4 say Kenema and you say Tongo. That is like that. The Lofa is a
10:45:33 5 district, and the Voinjama is just something like a sub-area
6 where people were living their life. It was a big town, but it
7 was the Lofa that was the district, and the Voinjama was the
8 town.

9 Q. Okay. So my question simply is: Are you referring to the
10:45:51 10 same place when you mentioned Jonjama and Voinjama? Are you
11 referring to the same place?

12 JUDGE SEBUTINDE: Mr Graham, this witness has actually not
13 spoken the word Jonjama. It is you who spelt it as such. He has
14 consistently called the name Voinjama, but when you spelt it, you
10:46:15 15 spelt it with a J.

16 MR GRAHAM: Very well, Your Honours. Then, Your Honours,
17 I'll proceed. I'll proceed from that point.

18 JUDGE SEBUTINDE: Shall we maintain the spelling that you
19 gave us?

10:46:23 20 MR GRAHAM: Yes, Your Honours. I believe I heard Jonjama,
21 but we can go with "V". I mean, I heard Jonjama but I may be
22 guided by Your Honours.

23 JUDGE SEBUTINDE: We can't guide you. It is your witness.

24 MR GRAHAM:

10:46:34 25 Q. Mr Witness, can you please re-mention the name. Is it
26 Voinjama or Jonjama? Can you please tell the Court.

27 A. Voinjama. Voinjama.

28 MR GRAHAM: Your Honours, you are right. It starts with a
29 V, V-O-N-J-A-M-A [sic]. Voinjama.

1 Q. Mr Witness, apart from the instructions that you've told us
2 that you were given by Mosquito, did you receive any further
3 instructions from him during this time that you were in Kailahun?

10:47:27 4 A. Excuse me. The instructions that I received from Kailahun
5 was to collect arms which he collected from Gbarnga, and which we
6 came with to Buedu. That was the instruction I received from
7 him.

8 Q. Thank you. And I asked you: Did you receive any other
9 instructions apart from that?

10:47:46 10 A. No.

11 JUDGE SEBUTINDE: What is the border crossing? Gbarnga?

12 MR GRAHAM: He said Gbarnga.

13 THE WITNESS: Voi nj ama. Voi nj ama.

14 MR GRAHAM:

10:47:58 15 Q. No, but apart from Voi nj ama, you mentioned Gbarnga, I
16 think.

17 A. Gbarnga, yes. It is at the same Lofa axis. Voi nj ama is
18 before and --

10:48:19 19 Q. Mr Witness, I want to hear the pronunciations just for the
20 Gbarnga, that's all.

21 A. Voi nj ama. Gbarnga. Gbarnga.

22 MR GRAHAM: Your Honours, I believe it is spelt
23 K-P-A-N-G-A -- G-B-A-N-G-A [sic]. Gbarnga. Thank you.

10:48:55 24 Q. Mr Witness -- Your Honour, it is time, but I have a few
25 questions, if I may be permitted just to go on?

26 PRESIDING JUDGE: Go ahead.

27 MR GRAHAM: Yes, thank you.

28 Q. Mr Witness, during -- did you hear about the overthrow of
29 the government of President Kabbah in May of 1997? Did you hear

1 about that?

2 MR AGHA: Your Honour, that's been asked and answered.

3 PRESIDING JUDGE: Yes, we're going back to the beginning
4 now, Mr Graham.

10:49:21 5 MR GRAHAM: Your Honours, just a second. I was just laying
6 the --

7 Q. Mr Witness, you heard about the January 6th invasion of
8 Freetown in 1999? Did you hear about the January 6th invasion of
9 1999?

10:49:49 10 A. Yes.

11 Q. Did you ever get to hear those who were responsible for
12 the January 6th, 1999 invasion of Freetown?

13 A. I was in Kono. I heard that Corporal Gborie had
14 overthrown. I heard that over the BBC. But I wasn't present,
10:50:16 15 and I don't know about that.

16 MR GRAHAM: Your Honours, I don't have any further
17 questions for this witness. I'm grateful for the time.

18 PRESIDING JUDGE: Thank you, Mr Graham.

19 JUDGE DOHERTY: Mr Graham, you asked the witness a question
10:50:31 20 concerning the invasion. He appears to have answered relating to
21 the overthrow.

22 MR GRAHAM: Your Honours, I don't -- Your Honours, I don't
23 intend to pursue that line of questioning.

24 JUDGE DOHERTY: Very well, Mr Graham.

10:50:51 25 MR GRAHAM: I'm grateful.

26 PRESIDING JUDGE: Anything else in chief?

27 MR MANLY-SPAIN: Yes, Your Honours, just a few questions.

28 EXAMINED BY MANLY-SPAIN:

29 Q. Mr Witness, good morning.

1 A. Good morning, sir.

2 Q. Mr Witness, I believe twice the word honourable -- you
3 mentioned Honourable Momoh and Honourable Adams. Do you know
4 where they were called honourables?

10:51:18 5 A. I don't know.

6 Q. Thank you. Mr Witness, you also mentioned that you saw the
7 Alpha Jets fly over Koidu and drop bombs. Did you witness the
8 Alpha Jets flying anywhere else in Sierra Leone?

9 A. No, except in Kono.

10:51:52 10 Q. Thank you, Mr Witness. Mr Witness, when peace was signed
11 between the government and the RUF, did you go back to the army?

12 A. Yes, I went back to the army. I did some British training,
13 BSCT 9.

14 Q. Thank you, Mr Witness. Did you go through disarmament?

10:52:30 15 A. Well, I passed through the border, because after the
16 Liberian operation, I was sent to a border, so I decided to make
17 a judgment according to my manpower, so I used the Guinea route
18 to come to Freetown by Masanta. It is a crossing point wherein
19 canoes could ply. Between the RUF in Sierra Leone and Guinea,
10:53:05 20 they had a crossing point wherein canoes could ply.

21 Q. Okay, Mr Witness. What I was asking you is that, have you
22 retired from the army? Very quickly, now.

23 A. Yes, I have retired from the army.

24 Q. Thank you. Mr Witness, you've mentioned one name as one of
10:53:30 25 the SLAs with who you were at Buedu, Babu.

26 A. Yes, sir.

27 MR MANLY-SPAIN: That is spelt B-A-B-0-0 [sic].

28 Q. Do you know whether that was his actual name or a nickname?

29 A. It was his false name. That is the way I knew he was

1 called. That was his false name.

2 Q. Do you know his real name?

3 A. No. No.

4 Q. Thank you. Mr Witness, you told this Court about you and
10:54:12 5 others going to collect arms from Gbarnga. Is Gbarnga in Liberia
6 or in Sierra Leone?

7 A. It is in Liberia. In Liberia.

8 Q. After you collected these arms, did you take them to any
9 person?

10:54:32 10 A. We came with them, together with Mosquito. He only
11 introduced two people to us. One, he said he was the Defence
12 Minister, Daniel Chea, and another Kissy Man, who was born in
13 Sierra Leone, and his father came from Liberia, who was Colonel
14 Jebuh. He was the personal security to Charles Taylor, so those
10:54:58 15 were the two people he met us to, he introduced us to.

16 MR MANLY-SPAIN: I don't know if Your Honours care to have
17 the names again?

18 PRESIDING JUDGE: Yes.

19 MR MANLY-SPAIN: Daniel Chea, I believe the surname is
10:55:16 20 spelt C-H-E-H [sic] who he says was the defence minister in
21 Liberia, and who was the other person?

22 THE WITNESS: Colonel Jebuh.

23 MR MANLY-SPAIN: I hazard a guess as J-E-B-U-H.

24 Q. Thank you. Mr Witness, where were these arms taken to?

10:55:36 25 A. We came with them in Buedu.

26 Q. Finally, Mr Witness, do you know whether any of these arms
27 were sent to SLAs who were in the Northern Jungle at the time?

28 MR AGHA: That's a leading question, Your Honour, and I'd
29 object.

1 PRESIDING JUDGE: Well, yes, it is leading, Mr Manly-Spain.

2 MR MANLY-SPAIN: I don't want to argue on it Your Honour,
3 because you have ruled, but --

4 PRESIDING JUDGE: Well, you know the difference between a
10:56:09 5 leading question and a permissible question.

6 MR MANLY-SPAIN: Yes, I do, Your Honour, but I believe that
7 is a question that could be answered yes or no.

8 PRESIDING JUDGE: Well, so could the question, "Do you know
9 where the arms went?" Without suggesting the answer.

10:56:29 10 MR MANLY-SPAIN:

11 Q. Do you know whether any of these arms were sent anywhere
12 else in Sierra Leone?

13 A. It was at Voinjama. When we collected them from Gbarnga,
14 we came with them to Buedu, so the distribution, I don't know
10:56:55 15 about them, because it was done by Mosquito, but we came with the
16 arms to Buedu.

17 Q. Do you know whether it was sent to any particular person?

18 A. No.

19 MR MANLY-SPAIN: That would be all, Your Honour.

10:57:16 20 THE WITNESS: No.

21 MR MANLY-SPAIN: Thank you.

22 MR FOFANAH: Your Honours, I have a number of questions. I
23 don't know if I can wait until after the break time.

24 PRESIDING JUDGE: We will hear them now and then we will
10:57:29 25 take a break so that Mr Agha can commence his cross-examination
26 straight after the break.

27 MR FOFANAH: Much obliged.

28 EXAMINED BY MR FOFANAH:

29 Q. Good morning, Mr Witness. Just a number of questions.

1 Mr Witness, do you recall February 1998 in Sierra Leone?

2 A. I cannot recall, except he explained to me. I don't know
3 dates. I don't know dates at all. If you explain to me, maybe I
4 can recall.

10:58:03 5 Q. Okay. Well, let us come back to 1997 when you said you
6 heard Gborie announce a coup in Sierra Leone. Did you hear the
7 name Ibrahim Bazzy Kamara as being a member of those who plotted
8 the coup?

9 A. No, sir. No, sir.

10:58:32 10 Q. Do you know if the said Ibrahim Bazzy Kamara served the
11 AFRC as an officer?

12 MR AGHA: Leading question, Your Honour, and I'd object to
13 that.

14 PRESIDING JUDGE: Yes. Not allowed, Mr Fofanah.

10:58:50 15 MR FOFANAH: As Your Honour pleases.

16 Q. Did you hear the name Ibrahim Bazzy Kamara in the
17 government that was subsequently formed after the coup?

18 MR AGHA: Again, that's leading, Your Honour; I'd object to
19 that.

10:59:08 20 THE WITNESS: No, sir.

21 PRESIDING JUDGE: It's been answered, Mr Agha.

22 MR FOFANAH:

23 Q. Now, on your first -- I mean, from '97, when you left
24 Freetown to return to Kono, when you arrived at Kono, did you see
10:59:28 25 or hear about any Ibrahim Bazzy Kamara being present in Kono?

26 A. No.

27 Q. When you arrived in Kono in 1997, do you know whether the
28 soldiers and rebels whom you met in Kono had any overall
29 commander?

1 MR AGHA: Your Honour, I'd object to that question. I
2 don't think he said when he returned to --

3 THE WITNESS: Yes.

4 MR AGHA: -- [overlapping speakers] soldiers and rebels
11:00:05 5 were together.

6 PRESIDING JUDGE: Well, he's answered "yes" already, in any
7 event.

8 MR FOFANAH: And in any case, I believe he said that
9 before.

10 Q. Now, since you said that there was an overall commander,
11 who was the overall commander when you went --

12 MR AGHA: Could we have a time period for which he's
13 talking about --

14 THE WITNESS: We heard Issa --

11:00:27 15 MR FOFANAH: I've said in 1997 when he returned, when he
16 left Freetown for Kono, because he said that, I mean, he left
17 Freetown sometime in July, or so, and he spent six months.

18 MR AGHA: Right, so that's immediately after he returned
19 from Freetown to Kono. Thank you. We're clear.

11:00:46 20 PRESIDING JUDGE: All right. His answer was, "We heard
21 Issa" --

22 MR FOFANAH:

23 Q. Yes, who is Issa --

24 PRESIDING JUDGE: Well, he has already --

11:00:56 25 THE WITNESS: General Issa was the commander there and
26 Aki m.

27 PRESIDING JUDGE: [Microphone not activated] Mr Fofanah.

28 MR FOFANAH: Well, he has been using the word Issa Sesay
29 before and Colonel Issa.

1 PRESIDING JUDGE: All right. Go ahead.

2 MR FOFANAH: Thank you, Your Honour.

3 Q. Now, during your stay in Kono before your pull-out to
4 Kabala, did you, throughout that period, see or hear about any
11:01:22 5 Ibrahim Bazy Kamara being present there?

6 A. No, sir.

7 Q. Before the pull-out to Kabala?

8 A. No, sir, no sir.

9 Q. In Kono?

11:01:37 10 A. In Kono? No, I did not see him. I did not see him.

11 Q. Now, also on your pull-out to Kabala, did you see or hear
12 about any Ibrahim Bazy Kamara when you were on your way to
13 Kabala?

14 A. I heard that he was in Kabala, but I did not see him.

11:02:02 15 Q. Now, upon your return to Kono from Kabala with Johnny Paul
16 Koroma, did you hear or see any Ibrahim Bazy Kamara, upon your
17 return from Kabala, in Kono?

18 A. No.

19 Q. Was there any overall commander in Kono, upon your return
11:02:41 20 from Kabala?

21 MR AGHA: Objection, Your Honour. I think he's answered
22 who this was in Mr Graham's questioning.

23 THE WITNESS: Yes.

24 MR FOFANAH: Respectfully, Your Honours, I didn't hear him
11:02:54 25 talk about --

26 PRESIDING JUDGE: All right. Go on. Let him answer it.

27 MR FOFANAH:

28 Q. Who was the overall commander in Kono?

29 A. It was General Issa and Morris Kallon.

1 Q. What do you mean by that? Were they joint overall
2 commanders, or was one deputy to the other?

3 PRESIDING JUDGE: Or don't you know? That's another
4 alternative.

11:03:26 5 THE WITNESS: The one was the boss. The other one was the
6 subordinate. General Issa -- General Issa was the commander.
7 Morris Kallon, he was the second in command.

8 MR FOFANAH:

9 Q. Now, you've talked about burning of houses in Kono. Now,
11:03:46 10 throughout your stay in Kono, did you see or hear about any
11 Ibrahim Bazy Kamara giving instructions for the burning of
12 houses in Kono.

13 MR AGHA: Objection, Your Honour. Leading question.

14 THE WITNESS: I said, no, no.

11:04:00 15 PRESIDING JUDGE: Well, he's answered it in any event. But
16 that goes to the indictment, doesn't it?

17 MR FOFANAH: Exactly. As Your Honour pleases.

18 Q. Now, you've told us that, I mean, plenty houses were burnt.
19 Now, these houses that you refer to as plenty, were they up to
11:04:21 20 100 or more in Kono?

21 PRESIDING JUDGE: He said he couldn't give a number. That
22 was my recollection.

23 THE WITNESS: There were over a hundred.

24 PRESIDING JUDGE: Well, now he can give a number.

11:04:33 25 MR FOFANAH: As Your Honour pleases.

26 Q. You also said when you were testifying about the Kamajors,
27 that the Kamajors would attack Koidu Town and Koidu Town would in
28 turn attack the Kamajors. Now, what do you mean when you said
29 Koidu Town would in turn attack the Kamajors?

1 A. The Kamajors, they came with fighting -- they came from
2 Walehun, a place, they came and attacked the RUF soldiers that
3 were based in Kono, and sometimes, as they were retreating, or
4 they captured a particular area, and they were forced out and, at
11:05:17 5 times, we ourselves move and attack them in their villages or
6 early in the morning. So we heard that tussle.

7 Q. What do you mean by "we ourselves"?

8 A. I was one of those that went to attack with other
9 colleagues.

11:05:42 10 Q. Now, apart from the RUF families who you said were
11 civilians, were there any other civilians present in Kono during
12 the RUF presence there?

13 A. Well, I wouldn't say. A civilian is a civilian. A
14 civilian is a civilian. So I don't know where each and everybody
11:06:03 15 came from.

16 MR FOFANAH: Thank you very much. I have no further
17 questions.

18 PRESIDING JUDGE: Thank you, Mr Fofanah. We will take a
19 break now. Mr Witness, we're going to have a very short break.
11:06:16 20 I have to tell you that you're not -- remind you that you're not
21 to discuss the case or any evidence with any other person. Now
22 we'll break until 11.25. We'll resume then.

23 [Break taken at 11.05 a.m.]

24 [Upon resuming at 11.28 a.m.]

11:29:20 25 PRESIDING JUDGE: Yes, Mr Agha.

26 CROSS-EXAMINED BY MR AGHA:

27 Q. Mr Witness, I'm going to ask you some questions and these
28 can be answered shortly usually with a yes or no answer. So I
29 would be grateful if you could answer my questions truthfully; do

1 you understand?

2 A. Yes, sir.

3 Q. You mentioned that in 1992 you were appointed a vigilante
4 with the Sierra Leonean border guard; do you remember that?

11:29:51 5 A. Yes, sir.

6 Q. And you received your first training at Daru in Kailahun,
7 which lasted about three weeks; is that right?

8 A. Yes, sir.

9 Q. And this training involved the four phases of war, didn't
11:30:10 10 it?

11 A. Yes, sir.

12 Q. Now, you said one of these phases of war was capture; what
13 did they teach you about capture?

14 A. To capture a particular area; to drive away an enemy that
11:30:33 15 was based elsewhere; and you take over that place.

16 Q. Another phase of the war was retreat; what did they teach
17 you about retreat?

18 A. If the enemy's firepower is more than yours, you should
19 retreat and later you come. That is what is referred to as
11:31:03 20 retreat.

21 Q. Were you told just to run away or retreat following orders
22 of your commanders?

23 A. When you receive an order from your commander, you retreat.

24 Q. And likewise when you capture, you follow the orders of
11:31:31 25 your commanders to attack the village and hold the village; is
26 that right?

27 A. Yes, sir.

28 Q. Now, you received this training with a another group of
29 vigilantes; is that right?

1 A. Yes, sir.

2 Q. Now, in this first training, were you trained by a member
3 of the Sierra Leone Army, or by a member of the Sierra Leone
4 border guard?

11:31:58 5 A. It was the Sierra Leone Army.

6 Q. Now, in 1992, after your first training, the Sierra Leone
7 border guard were working with the Sierra Leone Army in fighting
8 the RUF; is that right?

9 A. Yes, sir.

11:32:21 10 Q. And you received a second set of training on the four
11 phases of war, didn't you?

12 A. Yes, sir.

13 Q. Was this training also in 1992?

14 A. No, sir.

11:32:45 15 Q. Which date was the second training?

16 A. I wouldn't recall the date, but it was in the year 2005.

17 Q. Okay. And this was a training with the British?

18 A. No, sir.

19 Q. So at this training you were taught the same four phases of
11:33:17 20 war; is that right?

21 A. Yes, sir.

22 Q. And how long did the second training last?

23 A. Over three months.

24 Q. Now, this second training, it's not the second training at
11:33:28 25 Benguema I'm talking about. Earlier, you mentioned in your
26 evidence that you did a second training at Daru in Kailahun after
27 your first training for about three weeks -- Kailahun; it's that
28 training I'm referring to.

29 A. I am not talking about that training.

1 Q. Okay. So let's focus on the second training in Kailahun,
2 in Daru. That happened before you were posted to the war front
3 in Kailahun in 1992?

4 A. It was the first training.

11:34:08 5 Q. And did you say you had a second training in Kailahun, in
6 Daru?

7 A. No, sir.

8 Q. You didn't say that?

9 A. Not at all.

11:34:17 10 Q. I suggest to you that in your earlier evidence you did say
11 you received a second training in Daru in Kailahun; what do you
12 have to say about that?

13 A. I did not say so. I was trained in Benguema during the
14 second training.

11:34:39 15 Q. Okay. Now, coming back to the first training, were you
16 also trained how to use a weapon?

17 A. Yes, sir.

18 Q. Were you taught about following orders of your commanders?

19 A. Yes, sir.

11:35:00 20 Q. Were you taught about parades?

21 A. Yes, sir.

22 Q. And marching?

23 A. Yes, sir.

24 Q. Then between 1992 and 1995, you were posted in Kailahun on
11:35:18 25 the war front; is that right?

26 A. No, sir.

27 Q. No. So when were you posted to Kailahun on the war front
28 as a vigilante, for the first time?

29 A. It was in '92.

1 Q. And you were there until 1995; is that right?

2 A. Yes, sir.

3 Q. And you were given a weapon to fight with?

4 A. Yes, sir.

11:35:55 5 Q. Now, when you were a vigilante, posted in Kailahun between
6 1992 and 1995, were there also members of the Sierra Leone Army
7 present?

8 A. '92, the SLA were there, then you have --

9 Q. What about '93? Were the SLA there in '93.

11:36:21 10 THE INTERPRETER: The interpreter is sorry, the last
11 segment of the witness --

12 THE WITNESS: '93, '94, '95. The SLAs were there, the SLBG
13 were also there.

14 MR AGHA:

11:36:39 15 Q. So were both the Sierra Leone Army and the Sierra Leonean
16 border guards and the vigilantes all fighting together against
17 the RUF in that period?

18 A. You had the SLAs, and the SLBG, those were the Sierra Leone
19 border guard. It was the same force.

11:37:04 20 Q. So you were all fighting together against the RUF; is that
21 right?

22 A. Yes, sir. Yes, sir.

23 Q. Now, did you actually take part in any battles against the
24 RUF personally?

11:37:30 25 A. Yes, sir.

26 Q. And did you manage to defeat the RUF in any battles between
27 the period 1992 and 1995?

28 A. Yes, sir. We captured the areas they were based. They
29 used to attack us, but they were unable to take our own position.

1 Q. So the fighting force you were with was able to hold your
2 positions against the RUF between 1992 and 1995; is that right?

3 A. Yes, sir.

4 Q. And during the time you spent fighting RUF in Kailahun, did
11:38:16 5 you follow the orders of your commanders?

6 A. While I was fighting along the RUF or the SLA, I don't
7 understand.

8 Q. No. In 1992, to 1995, you were fighting with the SLA
9 against the RUF; right?

11:38:39 10 A. Yes, sir.

11 Q. Now, while you were fighting with the SLA against the RUF,
12 did you follow the orders of your commanders?

13 A. Yes, sir.

14 Q. And did the other SLA troops amongst you follow the orders
11:39:01 15 of their commanders as well?

16 A. Yes, sir.

17 Q. Now, you say that in 1995 you were given an SLA number; do
18 you remember that?

19 A. Yes, sir.

11:39:21 20 Q. And the SLA also started paying you in 1995; do you
21 remember that?

22 A. Yes, sir.

23 Q. Now, were you receiving pay from the SLA and an SLA number
24 whilst you were in Kailahun, or when you went to Kono?

11:39:42 25 A. It was when I was in Kono, and I was sent to Kono, after I
26 had passed out, during the first month, they paid us, they
27 continued to paid us, and, in Daru, they were not paying us. We
28 were doing voluntary work.

29 Q. But you say, in your evidence, you were paid in 1995. So

1 were you paid before you went and undertook your training in
2 Benguema in 1996 by the SLA?

3 A. It was in '95, not '96. '95. '95. 1992, we were border
4 guards. We were not receiving pay. We were just there
11:40:46 5 representing the country. '95, we were taken as SLA soldiers,
6 and we did our training and they started paying us.

7 Q. Now, you went to Benguema training camp with the SLA,
8 didn't you?

9 A. Yes, sir.

11:41:07 10 Q. And how long did this training last?

11 A. Three months.

12 Q. And you were trained by SLA?

13 A. Yes, sir. Yes, sir.

14 Q. And what training did you receive?

11:41:25 15 A. They were the same four phases of war.

16 Q. So you learnt all the same things that you'd learnt before;
17 is that right?

18 A. A little difference occurred, because it was a hasty
19 programme during the war, but, at Benguema, the training went
11:41:58 20 systematically.

21 Q. So you were trained systematically in marching drills,
22 parades, and all that kind of thing; is that right?

23 A. Yes, sir.

24 Q. What about tactics? Did you have training in tactics, or
11:42:19 25 strategy?

26 A. Those are the four phases of war, we were taught
27 compulsorily.

28 Q. So by the time you finished your training in Benguema, and
29 after your fighting against the RUF, would you have regarded

1 yourself as a well-trained soldier?

2 A. Yes, sir.

3 Q. Now, you say in May 1997 you were serving with the SLA in
4 Kono when you heard Gborie had overthrown the SLPP government; do
11:43:07 5 you remember that?

6 A. Yes, sir.

7 Q. You say that after the overthrow the soldiers were sad; do
8 you remember saying that?

9 A. Yes, sir.

11:43:21 10 Q. Why were the soldiers sad?

11 A. Because the commander was just watching, and everybody
12 seated, waiting for instructions. Nobody made any movement, so
13 everybody was sad, so if you are even happy within yourself, that
14 was not expressed.

11:43:48 15 Q. But before the coup of May 1997, were you unhappy in the
16 army?

17 A. Ask me again.

18 Q. Before you heard Gborie's announcement in 1997, were you
19 happy working for the army in Kono?

11:44:14 20 A. Yes, I was happy.

21 Q. In May 1997, were you attached to the 16th Battalion, or
22 the 6th Battalion?

23 A. The 16th Battalion.

24 Q. And the battalion commander was Colonel Sheik Mamood;
11:44:47 25 that's right, isn't it?

26 A. Yes, sir.

27 Q. And Colonel Sheik Mamood was a commissioned officer, wasn't
28 he?

29 A. Yes, sir.

1 Q. Were there any other commissioned officers at the 16th
2 Battalion, apart from Colonel Sheik Mamood?

3 A. Yes, sir.

4 Q. Roughly how many were there?

11:45:18 5 A. We had two adjutants. We had the 2 IC. All were
6 [i ndi scerni bl e] offi cers, and we had other offi cers,
7 Li eutenant T, Sawaneh. There were many.

8 Q. Roughly how many other ranks were there?

9 A. Other ranks, there were other battalion level. I cannot
11:45:47 10 tell you the exact number. You have the staff sergeant, RSM. So
11 from the RSM, from the -- to the --

12 THE INTERPRETER: The interpreter is sorry. He has missed
13 this part of the witness's testimony.

14 MR AGHA:

11:46:03 15 Q. You were describing the chain of command. You had the RSM.
16 Then who did you have after the RSM?

17 A. You have the corporal, lance-corporal, corporal, sergeant,
18 staff sergeant, sergeant major and RSM.

19 Q. Would you say there were hundreds of other ranks at the
11:46:29 20 Kono Battalion, or just ten or 20?

21 A. I said it was at the battalion level. I am unable to
22 describe from corporal to sergeant then other ranks, but from the
23 top, you have bangles with the crown. Those were the officers,
24 but from that level downwards were the other ranks.

11:46:59 25 Q. How many soldiers, in total, roughly, were there at the
26 16th Battalion? Would it be more than a hundred?

27 A. A battalion consist of 1,000 manpower, so it was 1,000
28 manpower that was supposed to be there.

29 Q. And prior to the coup in May 1997, before you heard

1 Gborie's announcement, did you used to hold muster parades at the
2 16th Battalion headquarters?

3 A. Yes, sir.

4 Q. Were these general muster parades where most of the
11:47:46 5 battalion were present?

6 A. Battalion is one. But you have sub-battalions that were
7 postings at the borders. They were not coming, but for us that
8 were at the head -- HQ, we had a muster parade.

9 Q. All those at the HQ attended the muster parade; is that
11:48:18 10 right?

11 A. Yes, sir.

12 Q. And was it the battalion commander who addressed the muster
13 parade?

14 A. Not at all times. He had days that he used to come, but he
11:48:34 15 had his 2 IC adjutant who were dealing with those situations.

16 Once in a week he came to the muster parade. He had his 2 IC.
17 At times, his 2 IC wouldn't come, but his adjutant would come,
18 and we were under discipline. Everybody was under control.

19 Q. But it was only officers who addressed the muster parade;
11:48:59 20 is that right?

21 A. No, sir.

22 Q. So privates addressed the muster parade, did they?

23 A. Yes, sir. We have corporal, sergeant, sergeant major, RSM,
24 and other ranks used to muster us before they handed us over to
11:49:19 25 the adjutant and the adjutant to the 2 IC. So it was a chain
26 work.

27 Q. So when you were all mustered together, all the troop, and
28 you were addressed by the adjutant or the second in command, was
29 it only the adjutant, second in command and officers who

1 addressed you?

2 A. I have said it is a chain work. A chain work, a chain
3 work. You have the corporal, sergeant, sergeant major. You have
4 the staff sergeant officers. They were by levels. So when we
11:50:02 5 are handed to the next person, the next person did the same. So
6 we are in different levels. So the sergeant can come and say
7 something, the adjutant say something, and the -- he would hand
8 over the parade to the 2 IC. If the commander was not ready to
9 come, then the adjutant would take over the entire parade.

11:50:22 10 Q. So you have to explain this to me, because I'm not a
11 military man. You have to help me with this. So what you're
12 saying is if you had corporals and privates, they'd be mustered
13 by a sergeant who would be in charge of them; is that right?

14 A. You had the corporal. You had the corporal. You had eight
11:50:52 15 manpowered, and he monitored -- all of those eight people should
16 be present. He would tell his sergeant, then the sergeant will
17 talk to the sergeant major, the sergeant major will hand over to
18 the RSM, and the RSM also did the same to the adjutant. The
19 adjutant may be the 2 IC.

11:51:21 20 Q. And then when you were all present, it was the adjutant, or
21 the 2 IC who would address you?

22 A. I have said not in all situations. 2 IC would come. The
23 2 IC would come. It is an army. It has different levels. If he
24 was unwilling to come, he had his adjutant that was going to
11:51:51 25 address the -- the parade.

26 Q. So the muster parade was based on rank and level?

27 A. Yes.

28 Q. Now, after the overthrow of the SLPP government, you
29 mentioned that Honourable Momoh Bangura, aka Dotti, came to Kono;

1 do you remember that?

2 A. Yes, sir. Yes, sir.

3 Q. And Honourable Momoh Bangura, aka Dotti, called a muster
4 parade, didn't he?

11:52:36 5 A. He, with Colonel Sheik Mamood summoned a muster.

6 Q. And what rank was Honourable Momoh Dotti when he summoned
7 the muster with colonel?

8 A. Well, in the army, we have appointment. It was the
9 appointment that go over the rank he had. His appointment, even
11:53:10 10 though I was a colonel who was subordinate to him -- I was a
11 colonel. I knew that his appointment was higher to my position,
12 so I saw him as an honourable. I knew that his rank was not --
13 was immaterial. What was important was his appointment.

14 Q. So because Momoh Bangura, aka Dotti, was appointed as an
11:53:39 15 honourable, that put him above the other ranks, because of his
16 position; is that what you're saying?

17 A. Yes, sir. Yes, sir.

18 Q. Okay. So because of his position as an honourable, Colonel
19 Sheik Mamood was subordinate to Momoh Bangura, aka Dotti; is that
11:54:05 20 right?

21 A. Yes, sir. Because it was from him everybody received
22 orders. Even a colonel could salute him, so I knew that he was
23 the man who was appointed at that very time.

24 Q. What did Momoh Bangura, aka Dotti, say to you at the muster
11:54:35 25 parade?

26 A. After the battalion commander had spoken, that was the time
27 Momoh spoke to us, saying that he came to visit Kono. He came on
28 a visit. From that, he didn't say anything. I saw him and the
29 colonel enter -- went to the office.

1 THE INTERPRETER: The interpreter is sorry. This last part
2 of the witness's testimony is not audible to him. Could he
3 please come again?

4 JUDGE SEBUTINDE: Mr Witness, could you repeat what you've
11:55:20 5 just said. The interpreter didn't get you. Could you please
6 repeat it audibly.

7 THE WITNESS: Honourable Momoh came. He said he came on a
8 visit. He met the colonel, and they summoned a muster parade.
9 From there, I saw them. They entered an office and they came out
11:55:45 10 and asked me if I was deployed there, and I said yes. And he
11 said he was going to collect me from there to town. He asked for
12 a permission from the colonel, and he was given that permission.
13 From there, we came to town. That's all.

14 MR AGHA:

11:56:01 15 Q. Now, when Honourable Momoh Bangura, aka Dotti, came to
16 Kono, did he come with any other men?

17 A. Yes, sir. Yes, sir.

18 Q. And these were soldiers; yes?

19 A. Yes, sir.

11:56:21 20 Q. Roughly how many soldiers did he come with?

21 A. I don't know. I don't know.

22 Q. Were these soldiers his securities?

23 A. Yes, sir. Yes, sir.

24 Q. Now, you say that Momoh Bangura, aka Dotti, commanded a
11:56:41 25 convoy of over 60 soldiers from Kono to Freetown; do you remember
26 that?

27 A. Yes, sir. Yes, sir.

28 Q. Now, you went in convoy from Kono to Freetown. Amongst
29 these 60 soldiers, were there officers as well as other ranks?

1 A. Yes, there were other ranks; sergeant major. Even officers
2 were present, an officer, a cadet with buttons.

3 Q. Now, you say that Dotti was your commander and you all
4 looked up to Dotti. Why did you look up to him?

11:57:34 5 A. To whom?

6 Q. Momoh Bangura, aka Dotti.

7 A. Look -- I don't understand the question. I have told you
8 that Momoh Dotti came, and summoned a muster. After the muster,
9 they went into an office, he came back and asked me if I was
10 deployed at that place. I said yes. He said he was -- he had
11 wanted to take a permission so that he will take me down to
12 Freetown.

13 Q. But did you respect Momoh Bangura Dotti?

14 A. Yes, sir.

11:58:17 15 Q. Now, you reached Freetown in around June 1997, didn't you?

16 A. Yes, sir.

17 Q. And when you reached Freetown, where did you report?

18 A. It was at the lodge to Momoh Dotti, the place where he was.
19 He had soldiers there. He had officers there, too.

11:58:52 20 Q. And those soldiers and officers were under Momoh Dotti's
21 command; is that right?

22 A. Yes, sir.

23 Q. Who was it who deployed you at Congo Dust tent? Was it
24 Momoh Dotti?

11:59:13 25 A. Yes, sir. Yes, sir.

26 Q. And Momoh Dotti was the commander of Congo Dust tent area
27 in Freetown; is that right?

28 A. No, sir.

29 Q. Who was the commander?

1 A. It was Staff Polo.

2 Q. But did Staff Polo have to report to Momoh Dotti?

3 A. Yes, sir.

4 Q. Now, do you know who Momoh Bangura, aka Dotti, was
12:00:05 5 reporting to?

6 A. No, sir.

7 Q. Now, during this period in Freetown, you remained there for
8 approximatel y six months, di dn' t you?

9 A. Yes, sir. Yes, sir.

12:00:35 10 Q. Now, during this period of six months, you spoke to other
11 soldiers in Freetown, di dn' t you?

12 A. Who spoke to soldiers?

13 Q. Did you speak to other soldiers while you were in Freetown?

14 A. Yes, sir.

12:00:50 15 Q. And you had general conversations with them?

16 A. Yes, sir.

17 Q. Now, you say you spoke to soldiers at Cockerill; is that
18 right?

19 A. I did not tell you that.

12:01:09 20 Q. Did you ever go to Cockerill, army headquarters, in
21 Freetown?

22 A. I was deployed at Congo Dust, Fourah Bay.

23 Q. Yes, but did you ever go to Cockerill and meet other
24 soldiers there?

12:01:27 25 A. No, never did I go there, but I saw soldiers working there.

26 Q. Now, through speaking to the other soldiers, you learnt
27 that Adams was an honourabl e, di dn' t you?

28 A. Yes, sir.

29 Q. Now, apart from Adams and Momoh Bangura, aka Dotti, whi ch

1 other soldiers did you learn were called honourables whilst you
2 were in Freetown?

3 A. Please, sir. I was based at one place, at Fourah Bay. So
4 that was where my commander was, so I don't know about other
12:02:16 5 soldiers.

6 Q. In your evidence this morning, you said you spoke to other
7 soldiers, or you with other soldiers at Cockerill. You were not
8 just at Fourah Bay, were you?

9 A. No, sir.

12:02:31 10 Q. Okay. Now, you said you learnt Adams was an honourable.
11 Who else did you learn were honourables?

12 A. I knew about Momoh, because I was a subordinate to him. I
13 was under him. It was a chain work. He was my commander.

14 Q. So how did you learn about Adams then, being an honourable?

12:03:00 15 A. Well, in Kono, we used it to hear that Adams was in
16 Kailahun District, and his boys were with him, who were field
17 soldiers, so Honourable Adams was in Kailahun District. That was
18 how I came to know that Honourable Adams was in Kailahun. But,
19 in Freetown, I did not see him.

12:03:27 20 Q. But how did you know that Adams was an honourable?

21 A. I have told you that his men were there, and even Mosquito
22 told me that this was one of the honourables that was with his
23 own movement that used to send signal to his soldiers at Kabala.
24 I don't -- I'm not used to him. I don't know him officially. It

12:03:58 25 was that day that I came to know the boy, because he was a small
26 boy, he was an honourable. And he, Mosquito, identified him to
27 me, that this man was an honourable.

28 Q. So, according to you, the first time you heard that Adams
29 was an honourable was when you were in Kailahun; is that right?

1 A. I said, from Kono, I met his men there. He said he was in
2 Kailahun District, his boys, his soldiers that he had. I saw
3 with some of them. All of us used to sit together and discuss.
4 They said their boss was in Kailahun. Then, when I had a
12:04:39 5 problem, I was in Kailahun, Mosquito collected me and went to
6 Buedu. Then he introduced -- introduced Adam to me that he was
7 an honourable, that he used to leak their secret to the SLAs who
8 were in Kabala.

9 Q. So my question again: Was it in Kailahun that you first
12:05:01 10 found out that Adams was an honourable?

11 MR MANLY-SPAIN: I believe, Your Honour, that the witness
12 said first in Kono. He's repeated that, not in Kailahun. He
13 said in Kono. He's repeated that.

14 THE WITNESS: It was in Kono I knew him. It was in Kono.

12:05:20 15 MR AGHA:

16 Q. Now, you said that you knew Alex Tamba Bri ma from before,
17 you knew him from Kono; is that right?

18 MR FOFANAH: Objection. He did not say Alex, he said --

19 MR AGHA: I beg your pardon.

12:05:34 20 PRESIDING JUDGE: He said Tamba Bri ma.

21 MR AGHA: Tamba Bri ma. I beg your pardon.

22 THE WITNESS: Tamba Bri ma. Tamba Bri ma.

23 MR AGHA:

24 Q. You knew him from before?

12:05:42 25 A. Yes, sir.

26 Q. When did you first come to know him?

27 A. We were born in Kono, and that's the initial place, and I
28 knew him in the army. And, during that period, I did not hear --

29 Q. Hang on. You don't know what question I'm going to ask

1 you. Now, you knew he was born in Kono and you were in Kono, so
2 you knew him at a young age?

3 A. I'm a Kono man, he's a Kono man. We came to know ourselves
4 in Kono.

12:06:19 5 Q. [Microphone not activated]?

6 A. Yes, I knew him in Kono.

7 Q. Then he joined the army?

8 A. Yes.

9 Q. Now, you're a Kono man, so you can speak Kono; is that
12:06:36 10 right?

11 A. I'm not a Kono man. I'm a Madingo. I'm a Madingo.

12 THE INTERPRETER: The interpreter is sorry. He's not -- he
13 doesn't want to call the witness's name.

14 MR AGHA:

12:06:51 15 Q. Can you speak Kono?

16 A. I can hear when somebody speaks, but I don't know how to
17 speak it. I do speak Madingo.

18 Q. What about Tamba Brima; he speaks Kono, doesn't he?

19 A. Well, I don't know, because there are people who are born
12:07:14 20 in Kono that cannot speak Kono. Some people go there as
21 strangers, but they speak Kono. But I don't know whether he
22 speaks Kono. But I knew him as a Kono man.

23 Q. And you say he then joined the army; is that right?

24 A. I don't understand.

12:07:41 25 Q. Did you know Tamba Brima when he was in the army?

26 A. Yes, I knew him.

27 Q. So you knew him before you came to Freetown with Momoh
28 Bangura, aka Dotti; is that right?

29 A. I knew Tamba Brima in Kono, but -- but I never knew that

1 that was where he was born. It was in the army when I came to
2 know that he was a Kono man, because all of us came from that
3 place. So it was during that period that I knew he came from
4 Kono. But I never knew that before, it was only during the army.

12:08:22 5 And it was he who explained himself that he was born in Kono, and
6 it was from there I knew him. Because I and his brother went to
7 school together.

8 Q. Listen, don't ramble on. I will ask a question, if you can
9 be concise. Now, when did you first meet him in the army. Was

12:08:39 10 it when you were on the war front in Kailahun?

11 A. No, sir.

12 Q. So when was it?

13 A. After '95. I used to see him in Kono.

14 Q. Now, when you went to Freetown with Momoh Bangura, aka

12:08:59 15 Dotti, did you see Tamba Brima then?

16 A. No, sir.

17 Q. In your earlier evidence this morning, you said you did see
18 him in Freetown. So have you changed your mind now?

19 A. I did not tell you that.

12:09:15 20 Q. So you say you didn't say you saw Tamba Brima, this
21 morning, in Freetown?

22 A. I said Bazy, not Tamba Brima.

23 Q. So you saw Bazy in Freetown?

24 A. I said I saw him in Kabala. They said he was in Kabala,

12:09:36 25 but I did not see him in person.

26 Q. Forget about Bazy now. Did you say, in your evidence this
27 morning, that you saw Tamba Brima in Freetown?

28 MR FOFANAH: Your Honour --

29 THE WITNESS: No. No.

1 MR FOFANAH: It seems -- I'm going to object if my learned
2 colleague is putting that as a factual statement from the
3 witness. The witness did not say that he saw Tamba Brima in
4 Freetown.

12:10:02 5 PRESIDING JUDGE: I don't have any note of that, Mr Agha.

6 MR AGHA: I think the transcript will reflect. I
7 understood he said he knew him in Freetown, and Kono.

8 JUDGE SEBUTINDE: Is the question whether he knew him, or
9 whether he saw him in Freetown? What is the question?

12:10:24 10 MR AGHA: I've asked him "saw." I will ask him "knew" now,
11 just to be clear on that point.

12 Q. Witness, did you know Tamba Brima in Freetown?

13 A. Sir, I said no. I knew him in Kono.

14 Q. Okay. So you never saw or heard about him in Freetown?

12:10:47 15 A. I only saw Honourable Momoh with whom I was. I did not see
16 any other person.

17 Q. Why was Momoh an honourable?

18 A. Well, I don't know.

19 MR MANLY-SPAIN: [Microphone not activated].

12:11:10 20 MR AGHA:

21 Q. Now, you say you knew Tamba Brima from Kono, and the army.
22 Tamba Brima played football, didn't he?

23 A. I don't know about that. I don't know. I don't know.

24 Q. Tamba Brima's nickname was Gullit, wasn't it?

12:11:37 25 A. I don't know Gullit, Gullit. I don't know Gullit.

26 Q. So you don't know Tamba Brima also as Gullit?

27 A. You said Bullet. I only -- I don't know Bullet. I only
28 know Tamba Brima.

29 JUDGE SEBUTINDE: Mr Witness, nobody said the word bullet.

1 Just listen to the question and answer it truthfully.

2 MR AGHA:

3 Q. Did you hear that Tamba Brima was also called Gullit.

4 A. I don't know Bullet. I know Tamba Brima.

12:12:25 5 PRESIDING JUDGE: Mr Interpreter, are you putting Bullet to
6 this witness, or Gullit?

7 THE INTERPRETER: My Lord, the name put to the witness is
8 Gullit.

9 PRESIDING JUDGE: Witness, why do you keep saying Bullet
12:12:38 10 when that is not the name that is being put to you?

11 THE WITNESS: It's what I heard from the mic. They said
12 Bullet. I don't know Bullet.

13 PRESIDING JUDGE: All right. Well, Mr Agha will ask you
14 that question again. Now, you listen. Because the interpreter
12:13:04 15 is not saying Bullet to you and Mr Agha is not saying Bullet to
16 you. So you listen to this question again and give us an answer.

17 MR AGHA:

18 Q. Did you know that Tamba Brima's nickname was Gullit?

19 A. No, sir.

12:13:26 20 Q. I suggest to you that Tamba Brima's nickname was Gullit;
21 what do you have to say?

22 A. I don't know about that. I only know Tamba Brima.

23 Q. I suggest to you that Tamba Brima was also referred to as
24 Alex; what do you have to say about that?

12:13:51 25 A. I don't know that.

26 Q. I put it to you that Alex Tamba Brima was also an
27 honourable; what do you have to say about that?

28 A. I did not see him. I don't know him and I did not know --

29 I did not know he was a minister or honourable, and I did see not

1 see him in Freetown. But I knew him as a Kono man.

2 Q. Okay. I suggest to you that Alex Tamba Brima, aka Gullit,
3 was one of the soldiers who overthrew the government in May of
4 1997. What do you have to say about that?

12:14:36 5 A. I don't know.

6 Q. Do you know any of the soldiers who overthrew the
7 government in May 1997, apart from Gborie?

8 A. Except Honourable Momoh, whom I saw in person, but I don't
9 know any other person that was an honourable, or who called

12:15:05 10 himself honourable.

11 Q. So during the six months you were in Freetown, you never
12 heard anyone else being referred to as honourable, apart from
13 Honourable Momoh Bangura Dotti; is that right?

14 A. I have told you that the army is a chain work. Where I was
12:15:32 15 based, it was where I placed my concern. Where I was based at
16 Fourah Bay community, it was there I concentrated. The only
17 person that was reporting was Mr Polo. I don't know anything
18 concerning that.

19 Q. But when you mixed with other soldiers, and throughout your
12:15:52 20 six-month period in Freetown, you never heard anyone else, apart
21 from Honourable Momoh Bangura, aka Dotti, being referred to as an
22 honourable; yes or no?

23 A. No.

24 Q. Now, I suggest to you that Ibrahim Bazy Kama was an
12:16:19 25 honourable?

26 A. I didn't see him.

27 Q. You didn't see him in Freetown at all?

28 A. I didn't see him in Freetown at all. I only saw Momoh. I
29 was staying with him. I was taking his command, and I was

1 working together with a staff. I was just an empty soldier. I
2 normally take orders from a staff, then the staff will report to
3 Momoh, but I never knew where Momoh reported. So I don't know
4 any other person who was that, this or that, no.

12:16:51 5 Q. I'm not asking you about reporting. I'm asking about
6 whether you heard through, or you learnt, through your
7 conversations with other soldiers, as you have said you did speak
8 to other soldiers, so --

9 A. Yes, sir.

12:17:08 10 Q. -- I suggest to you that Ibrahim Bazzy Kamara was also an
11 honourable?

12 A. Well, I would not deny that but I didn't see him, and
13 because I was not taking orders from him. I never knew him. I
14 only knew Momoh.

12:17:27 15 Q. I suggest to you that Santigie Kanu, aka Five-Five, was an
16 honourable?

17 A. I don't know him. The Almighty God knows that I don't know
18 him, even in person. I'm not only saying to satisfy anybody, I'm
19 satisfying my conscience. I'm saying I don't know him.

12:17:51 20 Q. So whilst you were in Freetown, did you ever hear the name
21 Five-Five?

22 A. I don't know him. I'd never heard.

23 Q. I asked you whether you'd heard the name Five-Five?

24 A. No, sir.

12:18:06 25 Q. Did you listen to the radio when you were in Freetown?

26 A. I never had the radio. I was a soldier. I was under
27 tents. I never had a radio.

28 Q. So I thought earlier in your evidence you heard certain
29 things on Focus; is that right?

1 A. It was at Kono. That is where my family is. I have a
2 family there. I am a responsible there but, in Freetown, I was
3 only brought there to do a soldier job. It was in Kono where I
4 was when I heard over the BBC that Corporal Gborie has said that
12:18:49 5 he has overthrown the government, but I never heard that from any
6 other person again.

7 Q. You didn't hear the radio, any radio at all whilst you were
8 in Freetown for that six months; is that right?

9 A. The radios were in town, but I never heard the radio. I
12:19:05 10 was a soldier. I was only placed in a particular place. I lived
11 in a particular place. I never had radio. I never had
12 communication set, so I don't know about a radio. I am saying I
13 don't know about radio.

14 Q. What about newspaper; did you ever see a newspaper?

12:19:25 15 A. Uncle, I never went to school, but -- so I cannot read and
16 write, so I cannot know about a newspaper.

17 Q. Did you know that there was an AFRC government in power in
18 Freetown while you were there?

19 A. Yes, sir.

12:19:45 20 Q. And was AFRC government a mixture of SLAs and RUF?

21 A. I don't know. I don't know.

22 Q. Do you know anyone who was a member of the AFRC government?

23 A. Except Johnny Paul Koroma. He's the person I know, because
24 he was -- and then I had a friend of mine who said it was Johnny
12:20:22 25 Paul Koroma. Where I was, I was living under a tent. In fact, I
26 never had a communication set, but people were saying around town
27 that it was Johnny Paul Koroma who was the president. But I
28 never had any concern with that. I was only taking orders
29 through --

1 Q. So you never heard around town the names Five-Five, Alex
2 Tamba Brima, or Ibrahim Bazy Kamara?

3 A. I have told you that I know Tamba Brima, but I never saw
4 him in Freetown. I only knew him in Kono.

12:21:01 5 Q. And you never heard about Tamba Brima, Bazy Kamara, or
6 Santi gie Kanu in Freetown?

7 A. I have told you that I heard about Bazy at Kabala, but I
8 never saw him. Tamba Brima, I know him. I knew him in Kono.

9 The next man you are talking about, I don't even know him. I am
12:21:33 10 not used to him. I did not seen them in person.

11 Q. I suggest to you that the overthrow of the government
12 in May 1997 was carried out by other rank soldiers of the SLA.

13 A. Well, I would not deny that, but I don't know. I never
14 knew the people who overthrow the government.

12:21:59 15 Q. You were never curious to find out?

16 A. No, I never heard that time, Pa.

17 Q. So what were you doing under your tent the whole time you
18 were in Freetown?

19 A. I was under command, under Honourable Momoh's command. I
12:22:23 20 was under his own command around the Fourah Bay communi ty. He
21 was the person who would come and tell me, anything I want, food,
22 my salary, I get it from him. It was under his command and
23 Staff Polo. I have told you the army is a chain work. Those
24 were the people I received command from.

12:22:46 25 Q. Now, apart from this chain of command in the area where you
26 were based, did you go to any other areas during your six months
27 in Freetown?

28 A. Yes, I went to Kono. I took a pass.

29 Q. No, no, in Freetown. Whil st you were in Freetown, did you

1 go to any other areas?

2 A. To walk about, walk around, or as a deployment place?

3 Q. Either to walk around, or by deployment?

4 A. Yes, yes. No, I never went under deployment, but I used to
12:23:21 5 work around Fourah Bay area. That was the area where I was
6 assigned.

7 Q. And for the whole six months you just remained in the
8 Fourah Bay area; is that right?

9 A. Yes, sir. That is a very big area.

12:23:39 10 Q. So according to you, during your six months in Freetown,
11 you learnt nothing about the AFRC government, or who was part of
12 it, apart from Johnny Paul Koroma; is that right?

13 A. I was just an empty soldier, I never knew anything about
14 that. I only took commands.

12:24:01 15 Q. I put it to you that you know that the three accused were
16 all a part of the AFRC government; what do you have to say?

17 A. Well, I don't know, except you feel that kind of way.

18 Q. I put it to you that you know full well that the RUF were
19 working with the SLA in the AFRC government?

12:24:32 20 A. Well, I don't know that. I was with soldiers.

21 Q. Did you see any RUF whilst you were in Freetown?

22 A. I never saw any RUF, but I heard that they were in
23 Freetown, but I never saw anyone. Where I was, it was only
24 soldiers who were there.

12:24:55 25 Q. So you never personally saw any RUF people during your six
26 months in Freetown?

27 A. Well, I didn't see. I was within the Fourah Bay community.
28 That was my assignment area.

29 Q. I put it to you, you weren't even in Freetown in 1997?

1 A. Well, I am also putting it to you that I was there. If you
2 go to the Fourah Bay community and interview people, they will
3 tell you that I was there. Everybody know -- everybody knows me
4 around Fourah Bay area. I had my own place where I was
12:25:37 5 controlling, in terms of crimes, but I was never anywhere else,
6 except Fourah Bay. If you contact them there, they will tell you
7 that I was there.

8 Q. Now, when you left Freetown, you went back to Kono, didn't
9 you? Do you remember that?

12:25:57 10 A. Within that five to six-month time, I was given a pass to
11 go. That was the time I obtained a pass from Momoh Dotti.

12 Q. So when you arrived back in Freetown, was the 16th
13 Battalion still based in Kono?

14 A. When I left Freetown and went to Kono, it was with the 16th
12:26:22 15 Battalion that I was based. That was my brigade. That was where
16 I was.

17 Q. So you reported to the 16th Battalion when you arrived back
18 to Kono?

19 A. Yes, sir.

12:26:34 20 Q. Now, when my learned friend from the Defence asked you when
21 you returned from Freetown to Kono who the overall commander was,
22 you said it was Issa Sesay, didn't you?

23 A. No.

24 Q. You didn't?

12:26:55 25 A. I never said so. It was the soldiers who were there, I
26 never met RUF there.

27 Q. So when you returned to Kono, initially from Freetown, you
28 didn't see any RUF soldiers at all?

29 A. No.

1 Q. And who was in command of the SLAs in Kono?

2 A. It was Colonel Sheikh Mamood.

3 Q. He was still there?

4 A. No, I'm not sure, because the army had been changed. I
12:27:38 5 don't know about him. I don't know about that.

6 Q. Well, who did you report to at the 16th Battalion when you
7 arrived in Kono? What was the name?

8 A. At that time, it was Colonel Sheikh Mamood. At that time I
9 obtained a pass from Momoh Dotti to go to Kono, and he -- and
12:27:57 10 that was who I met as commander there.

11 Q. So Issa Sesay wasn't in command when you returned to Kono,
12 was he?

13 A. Colonel Sheikh Mamood was the person I met as commander.
14 At that time, intervention had not yet taken place.

12:28:19 15 Q. Now, you mentioned that you reported to a Major Hajah; is
16 that right? You spoke to a Major Hajah?

17 A. Major Hajah, I think he was a 2 IC. You call muster, and
18 it was at that time that she said she got an information that a
19 Lebanese boy had called on Kamajors, and that was Major Hajah who
12:28:53 20 called that muster and give orders, because I did not put all the
21 commanders name on my statement, but I did say that it was
22 Major Hajah who was the 2 IC. Colonel Sinah [i ndi scerni bl e] was
23 the commander, therefore, Major Hajah, I never reported to. I
24 only obtained pass. In the case of Hajah, it was when RUF

12:29:20 25 information -- we had received information that Kamajors they are
26 coming to Koidu Town that he called for muster.

27 Q. And who was it who told you, just to be clear, that the
28 Lebanese had gone to ask the Kamajors to come? Which officer was
29 that?

1 A. Who said -- I don't understand that question.

2 Q. Well, you mentioned that an officer -- I think it was
3 Hajah -- told you that a Lebanese person had gone to collect the
4 Kamajors to come and attack; is that right?

12:30:02 5 A. I said, during the muster parade, that was the time
6 Major Hajah said he got information that Kamajors were coming,
7 and that we should have plans to move to Kabala. That was what
8 we heard. It was not said to me. It was the adjutant that they
9 told, and that was what I heard. I heard someone representing
12:30:35 10 that voice, that the person got the orders from Major Hajah, that
11 we should pull out to Kabala.

12 Q. And did you pull out to Kabala before the intervention?

13 A. Before the intervention.

14 Q. And was that with Sheik Mamood, the battalion commander who
12:30:55 15 you left with?

16 A. It was a battalion move. I was not alone. Starting from
17 colonel, major, other ranks - everybody.

18 Q. So the whole battalion left Kono before the intervention?

19 A. Yes, sir. Yes, sir.

12:31:11 20 Q. Did you ever meet anyone from the Special Court to tell
21 them about your story of events, before coming to the Court?

22 A. No, sir. No, sir.

23 Q. Did you ever meet anyone from the Special Court outside of
24 Freetown, at any time, and speak to them about what you have
12:31:36 25 spoken to today?

26 A. Yes. It was at Kono, but it was a soldier that brought me
27 to him and he said this man was so and so, and he said I should
28 speak with them. Then I made my statement to them. From that
29 point -- in fact, I did not see them again. I, in fact, paid my

1 own transport to come here. I only had a phone call for me to
2 report to Freetown. I came on my own.

3 Q. Well, we have been provided with a summary of allegedly
4 what you told that person, and I'll read it to you. Are you
12:32:23 5 listening? This is what you allegedly said --

6 A. I'm listening.

7 Q. -- "in Kono, after the AFRC was removed from power,
8 Captain Sam Yajah" - Y-A-J-A-H - "assembled all the SLAs in Kono
9 and told them that there was a rumour that a Lebanese man had
12:32:46 10 called on the Kamajors to attack soldiers in Kono." Do you
11 remember saying that?

12 A. Yes, sir.

13 Q. Which is correct? Is it correct that you left with your
14 battalion of a thousand men before the intervention, as you said
12:33:13 15 in your evidence, or is it correct that you were still in Kono
16 after the intervention?

17 A. I was in Kono after the intervention. It was at Kono I got
18 the radio message over the BBC that ECOMOG had entered Freetown,
19 and the intervention had taken place before we had the
12:33:35 20 information.

21 Q. So you lied when you said you left with your battalion
22 before the intervention?

23 A. I didn't say that, sir.

24 Q. So you didn't say, in your evidence, that you and your
12:33:53 25 battalion left Kono before the intervention?

26 A. I never said another battalion.

27 Q. Now, you headed off to Kabala; is that right?

28 A. Yes, sir. Yes, sir.

29 Q. Now, when the intervention took place, did you hear about

1 Operati on Pay Yoursel f?

2 A. No, sir. No, sir. I never heard about that.

3 Q. You attended a muster parade at Kabala, di dn' t you?

4 A. Yes, sir. It was almost a muster, because it was just like

12:35:02 5 calling a crowd. Things were like in a worry [as interpreted].

6 It was not actually a real muster. It was just like calling a

7 crowd together.

8 Q. And Johnny Paul Koroma addressed thi s muster parade, di dn' t

9 he?

12:35:13 10 A. He briefed us, that everybody shoul d now take orders

11 through the RUF.

12 Q. Did he tell you at the muster parade that the plan was to

13 retake Kono?

14 A. No, sir.

12:35:38 15 Q. Which other senior AFRC offici ers were at the muster parade?

16 MR MANLY-SPAIN: Your Honour, I believe thi s wi tness has

17 i nsisted that he di dn' t know any AFRC offici als, apart from the

18 two counsel was putting to him.

19 PRESIDING JUDGE: I think he di d answer that, Mr Agha.

12:36:09 20 Look, you can ask him agai n i f he knows any other offici ers.

21 MR AGHA:

22 Q. At the muster parade, apart from JPK, what other seni or

23 AFRC offici ers were there?

24 A. Well, I di dn' t see any other person. It was Johnny Paul

12:36:26 25 who addressed us.

26 Q. Have you ever heard of someone call ed SAJ Musa?

27 A. Yes.

28 Q. Who i s SAJ Musa?

29 A. He was a sol di er, a former sol di er.

1 Q. And did you ever see him?

2 A. No. No.

3 Q. Was he with the AFRC?

4 A. I don't know. I don't know.

12:36:56 5 Q. What did you hear about him?

6 A. They said he was in Freetown. That was what I heard. That
7 was the time we were at Kabala. They said he was in Freetown.

8 Q. After the intervention, did you ever hear of SAJ Musa
9 again?

12:37:31 10 A. No, sir.

11 Q. What about -- have you ever heard of SO Williams?

12 A. No, sir.

13 Q. Now, at this muster parade in Kabala, was Ibrahim Bazzy
14 Kamara there?

12:37:36 15 A. No, sir. I heard that he was at Kabala, but I did say that
16 I never saw him in person. The only person I saw address us was
17 Johnny Paul Koroma.

18 Q. But did you see other soldiers there?

19 A. Plenty of them.

12:37:58 20 Q. Were there RUF also there?

21 A. No. It was the SLA soldiers who left from Kono and came to
22 Kabala.

23 Q. Now, you say you returned to Kono with Johnny Paul Koroma;
24 is that right?

12:38:26 25 A. Yes, sir.

26 Q. Now, before you got to Kono, it had been attacked by joint
27 RUF/SLA force, hadn't it?

28 A. Where did they attack?

29 Q. Kono.

1 A. That -- that was when we had escorted Johnny Paul Koroma to
2 go to Kailahun, that they started attacking. The jets started
3 flying over. That is what I know about it.

12:39:13 4 Q. Let's revisit the position. You're with Johnny Paul Koroma
5 in Kono.

6 A. As escorts. Not with him, as escorts.

7 Q. As escorts. You haven't yet reached Kono.

8 A. I said we reached Kono.

12:39:27 9 Q. No. Let's pick up at the point we haven't yet reached
10 Kono. Now, I suggest to you that before you reached Kono, Kono
11 was attacked by joint force of SLA soldiers and RUF; what do you
12 have to say about that?

13 A. I don't know about that. I never heard about that, and I
14 never saw it happen. I'm saying when we came, and after Johnny
12:39:53 15 Paul had gone, that was the time they started attacking Kono.
16 When Johnny Paul had gone was the time they started attacking
17 Kono.

18 Q. Now, when you reached Kono, you were with Johnny Paul as
19 one of his escorts; is that right?

12:40:07 20 A. Yes, sir.

21 Q. And I suggest to you that Johnny Paul gave an order that
22 Koidu Town be burnt down because the civilians had betrayed the
23 SLAs to the Kamajors. What do you have to say about that?

24 A. I don't know about that. What I saw with my own eyes is
12:40:34 25 what I am telling you now. It was General Issa who passed orders
26 to Colonel Rambo, CSO, that if the chopper flies over, before
27 they allow the chopper to kill people, let them burn ten to 50
28 houses. But I never heard Johnny Paul give such an address.

29 Q. Which senior RUF accompanied you and Johnny Paul Koroma

1 from Kono to Kailahun?

2 MR FOFANAH: Objection. He didn't say that.

3 THE WITNESS: I said it was the army.

4 MR FOFANAH: Objection.

12:41:09 5 PRESIDING JUDGE: Well, he's answered, Mr Fofanah.

6 MR MANLY-SPAIN: The problem, sir, is that he never said he
7 went to Kailahun with Johnny Paul. He said he remained in Kono,
8 but the question being put is: What senior RUF officers went
9 with you and Johnny Paul to Kailahun.

12:41:25 10 PRESIDING JUDGE: I see. I see, yes.

11 MR AGHA: I can re-ask that. I apologise.

12 Q. Now, when you travelled from Kono -- sorry, from Kabala to
13 Kono as an escort can for Johnny Paul Koroma, which senior RUF
14 people travelled with you?

12:41:49 15 MR FOFANAH: Again, I'm objecting --

16 THE WITNESS: I have told you that it was the SLA that came
17 together with Johnny Paul Koroma. I never saw any RUF. In
18 Kono -- it was in Kono that we came to see the RUF. But from
19 Kabala to Kono, I never saw any RUF. It was in Kono that we saw
12:42:16 20 some RUF when Johnny Paul left us and went to Kailahun District.

21 MR AGHA:

22 Q. I say to you that Issa Sesay was accompanying Johnny Paul
23 from Kabala to Kono; what do you have to say?

24 A. I never saw that.

12:42:33 25 Q. I say to you that Mike Lamin was accompanying Johnny Paul
26 from Kabala to Kono; what do you have to say?

27 A. I never saw him.

28 Q. SLA Akim Touray was also accompanying Johnny Paul from
29 Kabala to Kono, wasn't he?

1 A. I never saw him. It was at Kabala that we met him. That
2 was where I saw him.

3 Q. Name the other SLAs who were escorts to Johnny Paul Koroma
4 as well as yourself.

12:43:09 5 A. Myself, I was one of the escorts, but I cannot tell how
6 many, as in who and who were, but because it was a very long
7 convoy. We were too plenty. I cannot tell exactly, but I was
8 there, I know that.

9 Q. Yes. Please, can you tell us one name or two names of the
12:43:34 10 other SLAs who were a part of that escort?

11 A. I was one.

12 Q. Yes, and who else?

13 A. And then Johnny Paul that I saw, number two. I cannot say
14 I saw. I mean, we were plenty. It was a long convoy. I cannot
12:43:53 15 name everybody. I know some people, but I don't know some of
16 them again.

17 Q. Well, as there were plenty, name just one or two who were a
18 part of the escort of Johnny Paul Koroma.

19 A. For instance, Four-Four, he was a friend of mine. There
12:44:10 20 was Jami ru, who were my own friends with whom -- my own comrades
21 with whom I moved around.

22 Q. When you say many, are you saying there were over 100
23 people escorting Johnny Paul Koroma?

24 A. We were more than 2,000. In fact, more than 3,000.

12:44:34 25 Q. I suggest to you that you'd never escorted Johnny Paul
26 Koroma from Kabala to Kono; what do you have to say about that?

27 A. I escorted him. I escorted him.

28 Q. Now, when you left Kabala, did SLAs remain behind in
29 Kabala?

1 A. Yes, yes. It was not a single team. We moved -- there
2 was -- there were some other teams behind, but the team with
3 which I was when we entered Kono, I saw my colleagues, but we
4 left some other teams behind.

12:45:33 5 Q. So part of the SLAs remained in Kabala; is that right?

6 A. Yes, sir. Because not everybody was opportune to get a
7 vehicle. Some people were opportune to get vehicles and some
8 walked, even, on their feet to get to Kono, which is over 70
9 miles. We left some people behind who were not fortunate to get
10 vehicles.

12:45:52

11 Q. If those people had transport, they would have come with
12 you; is that what you're saying?

13 A. There was not enough transport. They were just soldier
14 vehicles. There were no transport vehicles around at that time,
15 except soldier vehicles. They were the only vehicles that were
16 running around. So the very few ones that were there were the
17 ones some of us occupied and some people were left behind. Some
18 walked on their feet, in fact. Some other people met them going
19 on board some other vehicles, and those were left behind.

12:46:10

12:46:31 20 PRESIDING JUDGE: At next convenient point, we'll adjourn,
21 Mr Agha. Finish this topic if you want to.

22 MR AGHA:

23 Q. So most of the SLAs returned to Kono; is that right?

24 A. We went to Kono. We left some people behind, but we went
25 to Kono.

12:46:46

26 Q. Yes, but roughly how many?

27 A. I have told you that we were in thousands, more than one,
28 two, 3,000. Some of us who entered Kono, we were not even up to
29 a thousand. But the troop was more than 3,000. But the team

1 that left with Johnny Paul to go to Kono was not up to a
2 thousand.

3 Q. Now, when Johnny Paul, at the muster parade, said you had
4 to take orders from the RUF, the SLAs weren't happy about that,
12:47:21 5 were they?

6 A. We were not happy. Some of us were not happy, because we
7 were not supposed to have subjected ourselves to those people.
8 So when he came later, I think he felt the weight of the orders
9 that he passed at that time.

12:47:42 10 MR AGHA: This would be a convenient time, Your Honour.

11 PRESIDING JUDGE: Thank you. Mr Witness, we're going to
12 take the luncheon adjournment now. I will just remind you,
13 you're not permitted to discuss the evidence or the case with any
14 other person. We'll adjourn till 2.15.

12:48:01 15 THE WITNESS: Yes, sir.

16 [Luncheon recess taken at 12.47 p.m.]

17 [Upon resuming at 2.17 p.m.]

18 PRESIDING JUDGE: Where are your colleagues,
19 Mr Manly-Spain?

14:18:59 20 MR MANLY-SPAIN: I don't really know, Your Honour. I went
21 out of the building and came back straight to Court. But I
22 believe they will be here in a moment. I think they are here.

23 PRESIDING JUDGE: Go ahead, Mr Agha.

24 MR AGHA:

14:19:20 25 Q. Now, witness, before we broke off for lunch break, you, I
26 believe, told us that some of the SLAs did not want to take
27 orders from the RUF; is that right?

28 A. I do not understand.

29 Q. Okay. Do you remember saying that when Johnny Paul Koroma

1 suggested that the SLAs take orders from the RUF, some of the
2 SLAs were not happy about this situation?

3 A. Yes.

14:20:04 4 Q. Now, some of the SLAs didn't want to take orders from the
5 RUF because the SLAs were professional soldiers; is that right?

6 A. Yes.

7 Q. Now, you mentioned before the break that more than 1000
8 SLAs moved from Kabala to Kono; is that right? Do you remember
9 that?

14:20:28 10 A. Yes.

11 Q. Now, roughly how long did Johnny Paul Koroma stay in Kono?

12 A. The very day we went was the very day he left to go to
13 Kai Lahun.

14 Q. And which senior members of the RUF did Johnny Paul Koroma
14:20:54 15 leave Kono for Kai Lahun with?

16 A. Well, I did not know about that.

17 Q. I suggest to you that Johnny Paul Koroma left with
18 Issa Sesay?

19 A. I saw Issa at Kaokoyima. I did not see him accompanying
14:21:24 20 Johnny Paul Koroma.

21 Q. I suggest to you that Johnny Paul Koroma left Kono for
22 Kai Lahun with Mike Lamin?

23 A. I did not see him.

24 Q. I also suggest to you that Colonel Akim also left with
14:21:40 25 Johnny Paul Koroma for Kai Lahun?

26 A. I did not see him.

27 Q. Now, when you returned to Kono, Sam Bockarie, aka Mosquito,
28 was the person giving orders in Kono, wasn't he?

29 A. No, sir.

1 Q. Now, do you remember earlier we discussed whether you'd
2 spoken to people from the Special Court and you said that you'd
3 given them a version of events; do you remember that?

4 A. Yes, sir.

14:22:21 5 Q. Now, I again read from the summary of what the Defence have
6 provided to the Prosecution about what you allegedly said, and it
7 reads as follows: "The witness and other soldiers moved to
8 Kabala, then to Kono. In Kono, Sam Bockarie, alias Mosquito, was
9 the person giving orders." Do you remember saying that to the
10 person you spoke to from the Special Court?

11 A. No, sir. No, sir. No, sir. No, sir.

12 Q. I suggest that you did say that to the person from the
13 Special Court and that you are now lying.

14 A. No, sir.

14:23:12 15 Q. Now, Sam Bockarie was in Kailahun at the time; did you know
16 that?

17 A. No, sir.

18 Q. Now, in your evidence, you said that General Issa Sesay was
19 overall commander when you returned to Kono; is that right?

14:23:36 20 A. I did not leave Kailahun to come to Kono. I left Kono to
21 go to Kailahun. I did not leave Kailahun to come to Kono. I
22 left Kono to go to Kailahun.

23 Q. But when you came from Kabala to Kono, according to you,
24 Issa Sesay was in overall command; is that right?

14:24:01 25 A. Where?

26 Q. In Kono. When you came from Kabala to Kono, with Johnny
27 Paul Koroma?

28 A. Yes. Yes, sir. Yes, sir.

29 Q. I say to you that's a lie?

1 A. It is not a lie. I saw him there with my own eyes.

2 Q. I say to you that Issa Sesay went with Johnny Paul Koroma
3 to Kailahun from Kono?

4 A. I said I did not see him. I saw him in Kono.

14:24:38 5 Q. I suggest to you that Denis Mingo, alias Superman, was in
6 command of Kono when you arrived there from Kabala; what do you
7 have to say about that?

8 A. I did not see him.

9 Q. Did you see him at all when you were in Kono?

14:25:00 10 A. No, sir. No, sir.

11 Q. Now, how did Sam Bockarie, from Kailahun, communicate to
12 Issa Sesay?

13 A. It was through a radio set.

14 Q. And was there only one radio set or did the RUF have many
14:25:31 15 radio sets?

16 A. They have many radio sets. All borders were having radio
17 sets.

18 Q. So each RUF unit around Kono had a radio set; is that what
19 you're saying?

14:25:50 20 A. Not everybody. Each commander who was in a place that they
21 have had a concern over, had a radio set.

22 Q. And Sam Bockarie would therefore be able to pass orders
23 from Kailahun to each commander in Kono; is that right?

24 A. It was not in Kailahun. He was in Buedu. It was there
14:26:18 25 that he was sending command and they worked under those commands,
26 smoothly, for him.

27 Q. Okay. Roughly, how long did you stay in Kono after you
28 returned with Johnny Paul Koroma, before you went to Kailahun --
29 I believe it was two or three months; is that right?

1 A. No, sir.

2 Q. So how long did you stay in Kono before going to Kailahun?

3 A. I stayed there for nearly a month, and I had some bullet
4 marks on my face. From there, I left there and went to Kailahun.

14:27:03 5 Q. So during that one-month period, in which village were you
6 based in Kono?

7 A. It was in Koidu Town.

8 Q. When you returned to Kono with Johnny Paul Koroma, SLAs
9 were in Koidu Town, weren't they?

14:27:31 10 A. From where? From when we were in Kono? I do not
11 understand.

12 Q. Okay. The SLAs, who travelled from Kabala, in front of
13 Johnny Paul Koroma, came to Kono and some were in Koidu Town; is
14 that right?

14:27:52 15 A. No, sir. I said we left Kabala to come to Koidu Town. So,
16 I was not sure whether there was any soldier, because they had
17 passed an order that the Kamajors were coming to the town. It
18 was -- we came there.

19 Q. So when you arrived with the soldiers, that was the first
14:28:14 20 time the soldiers entered Kono?

21 A. They were there before. They went away and came back.

22 Q. So I suggest to you that both RUF and SLAs were working
23 together in Koidu Town, during the month in which you were there?

24 A. Which month? Which month? The time that we left Kabala,
14:28:49 25 or after that?

26 Q. You stayed in Koidu Town for one month.

27 A. Yes, when we came from Kabala.

28 Q. I suggest to you the members of the SLA, and members of the
29 RUF, were working together in Koidu Town in that one-month

1 period?

2 A. Yes. There was an order that came that said that everybody
3 should subdue himself to the RUF, and we obeyed that. That was
4 the order. We did not have SLA there. It was RUF that we had in
14:29:24 5 town. They said the People's Army. There was no SLAs and
6 Kamajors. It was the RUF that were there. They were in control.
7 They gave the command. So we, too, were RUFs there, during that
8 time.

9 Q. Well, I suggest to you that there were SLAs in Koidu Town
14:29:43 10 who were not RUF; what do you have to say about that?

11 A. I did not see SLA there. Everybody was an RUF.

12 Q. So where had all the SLAs gone?

13 A. We came to Kabala -- from Kabala and came to Kono. The
14 movement had changed. Everybody had turned to RUF. SLA, RUF.

14:30:14 15 We were all RUF. There was no SLA there. To say when you came
16 from some and call me an SLA [as interpreted]. It was the RUF
17 that took the control. We listened to them. The order came from
18 Bockarie to Issa, from Issa to Morris Kallon. They shared the
19 command. There was no other faction, say, SLA or -- in Kono. It
14:30:37 20 was only in certain areas where you have Kamajors but, in Koidu
21 Town, you only have the RUF.

22 Q. I suggest to you that SLAs still did remain independent
23 within the RUF movement.

24 MR MANLY-SPAIN: May it please Your Honour --

14:30:53 25 THE WITNESS: No, that's a lie.

26 PRESIDING JUDGE: Yes.

27 MR MANLY-SPAIN: It's the question I'm complaining about,
28 that they remained independent within the RUF movement. It
29 doesn't make sense to me.

1 PRESIDING JUDGE: It's a difficult question to understand,
2 Mr Agha.

3 MR AGHA: He said it's a lie, anyway, so he's answered the
4 question, I think.

14:31:14 5 Q. Now, when you were in Koi du Town, do you know where
6 Masi ngbi Road is?

7 A. Masi ngbi ?

8 Q. Yes.

9 A. Ask me again.

14:31:30 10 Q. Have you heard of Masi ngbi Road in Koi du Town?

11 MR GRAHAM: Your Honour's, it's Masi ngbi .

12 THE WITNESS: Masi ngbi is there. That is the main road.
13 That is the highway.

14 MR AGHA:

14:31:42 15 Q. And you knew about that road?

16 A. Yes. It was there I was born.

17 Q. And did you have occasion to go up and down that road while
18 you were in Koi du Town?

19 A. Yes. Everywhere, all over.

14:31:56 20 Q. I suggest to you that the SLA had their headquarters at
21 Masi ngbi Road?

22 A. I did not see them there. It was the RUF that were there.
23 We did not have SLA there. It was the RUF that were there. They
24 took the orders from the RUF.

14:32:22 25 Q. I suggest to you that Ibrahim Bazzy Kamara was in command
26 of all the SLAs in Kono?

27 A. No, sir.

28 Q. Have you heard of George Johnson, aka Junior Lion?

29 A. Yes, sir.

1 Q. Were you aware that he was in Kono?

2 A. No, sir.

3 Q. I suggest to you that he was in Kono and that he was a
4 member of the Sierra Leone Army.

14:32:59 5 A. I did not see him in Kono. I knew Junior Lion.

6 Q. I suggest to you that Junior Lion was based at Masingbi
7 headquarters?

8 A. I did not see him. I heard that Junior Lion was in
9 Matotoka but I did not see him in Kono.

14:33:20 10 Q. Have you heard of Foday Bah Marah, aka Bulldoze?

11 A. Yes. Foday Bah, I knew him.

12 Q. Did you see him or hear about him, in Kono?

13 A. I did not see him and I did not hear about him there.

14 Q. I suggest to you that Foday Bah Marah, aka Bulldoze, was
14:33:47 15 also based at the SLA headquarters in Masingbi Road?

16 A. I cannot deny it but I did not see him. At battalion
17 level, it was not a single person that is there.

18 Q. So what about Hassan Papa Bangura, alias Bomb Blast; did
19 you hear him in Kono?

14:34:16 20 A. I knew Bomb Blast but I did not see him. He was at
21 Waterside.

22 Q. I suggest to you he was also based in Masingbi Road as an
23 SLA when you were in Kono; what do you have to say about that?

24 A. I did not see him.

14:34:36 25 Q. Now, in your one month which you spent in Koidu Town, did
26 you go to a place in Kono, I believe named Jagbwema Fiamama?

27 A. Jagbwema Fiamama. I never went there.

28 Q. I say to you that Captain Junior had a mixed SLA/RUF
29 battalion under his command at Jagbwema Fiamama. What do you have

1 to say about that?

2 A. I did not go there. I did not know.

3 Q. Have you heard of a place called Bumpe, in Kono?

4 A. I knew everywhere.

14:35:23 5 Q. Did you go to Bumpe during the one month in which you were
6 based in Koi du Town?

7 A. No, sir.

8 Q. I say to you that Lieutenant Kallay had a mixed SLA/RUF
9 battalion under his command at Bumpe; what do you have to say

14:35:44 10 about that?

11 A. I only knew about RUF in Kono. I did not know about SLA.
12 We had an order that we should not call SLA there. Everybody was
13 an RUF. People -- and I didn't know any SLA that -- I did not
14 know anything about SLA in Kono.

14:36:03 15 Q. Did you go to Sewafe, in the one month in which you were in
16 Koi du?

17 A. I know there, but I did not go there.

18 Q. I say to you that Lieutenant Mosquito had a mixed SLA/RUF
19 battalion under his command at Sewafe; what do you have to say

14:36:23 20 about that?

21 A. I cannot deny it, but I did not see him and I did not go
22 there.

23 Q. Have you heard of Yengema, in Kono?

24 A. I knew there.

14:36:35 25 Q. Did you go there during the one-month period in which you
26 were --

27 A. No, sir. No, sir.

28 Q. I say to you that Lieutenant Tito had an SLA battalion
29 under his command at Yengema; what do you have to say about that?

1 A. I know Tito, but I did not see him there.

2 Q. Did you go to Tombodu Town whilst you were in Koi du, during
3 that one-month period?

4 A. No, sir.

14:37:08 5 Q. I say to you that SLA Savage had a mixed SLA/RUF battalion
6 under his command at Tombodu Town; what do you have to say about
7 that?

8 A. I have told you that we did not have SLAs there. It's the
9 RUF that we had there. The order had changed. So I don't know
14:37:29 10 anything about that movement. I was in Koi du Town at Koakoyima.
11 I didn't know any type of -- they were in a particular place or
12 everybody was where he was.

13 Q. So would it be fair to say that you can only speak about
14 Koi du Town for the one month you spent in Kono?

14:37:51 15 A. Yes. In Koi du Town.

16 Q. Now, according to you, you were under the command of
17 Colonel Akim who was an SLA soldier; is that right?

18 A. He was not a soldier; he was a rebel. We were all rebels
19 there.

14:38:11 20 Q. I suggest to you that Akim was in Kailahun and he was not
21 your commander in Kono; what do you have to say about that?

22 A. He was my commander in Kono.

23 Q. According to you Colonel Rambo was supervising the burning
24 down of houses in Koi du Town; wasn't he?

14:38:35 25 A. Yes, sir. Yes, sir.

26 Q. I say to you that the forces working with Colonel Rambo
27 were both RUF and SLA?

28 A. Everybody had become an RUF. I was not sure if there was
29 an SLA there.

1 Q. Now, did you ever go to the village of Karina, in Bombali
2 District, in 1998?

3 A. I never knew there. I never went there.

14:39:21 4 Q. Now, you say that diamond mining was taking place in Kono
5 when you returned from Kabala; do you remember that?

6 A. When I came from Kabala, and I went there, after the
7 intervention of the ECOMOG, when we came with JP Koroma, when he
8 left us and went there, they were mining there and, indeed, they
9 were mining there.

14:39:46 10 Q. I say to you that mining was being carried out by both SLA
11 and RUF forces in Kono.

12 A. Everybody has become one. It was the RUF that was there.
13 We did not have SLA there.

14 Q. Now, you say you were shot in the leg during a fight, fire
14:40:15 15 fight. I suggest to you that you deliberately shot yourself in
16 the leg because you wanted to avoid fighting?

17 A. No, sir.

18 Q. So which route did you take from Kono to Kailahun?

19 A. They were close in point. Sierra Leone, you have bypasses.
14:40:45 20 Anywhere you pass, you see another neighbouring country.

21 Q. On the way from Kono to Kailahun, did you go through Daru,
22 and the barracks?

23 A. No, sir.

24 Q. And roughly how many days did it take you to reach
14:41:06 25 Kailahun?

26 A. Two days. Two days was enough. Two days.

27 Q. Now, you say - and correct me if I am wrong - that
28 Sam Bockarie, when you were in Kailahun, accused you and other
29 SLAs of passing messages to other SLAs; is that right?

1 A. He said that there were soldiers who were passing on
2 information to the SLAs who were in Kabala, and Mongor and other
3 places. So he came -- they came for all the SLAs whom he met
4 there, so we boarded .

14:41:50 5 Q. So SLAs were still in Kabala, Mongor and other parts of
6 Sierra Leone?

7 A. Yes. I told you that Kabala, we were not all able to go
8 there. So some were choked by what Johnny Paul said. They
9 couldn't come on their own, so they stayed. So we went, because
14:42:18 10 we had something to do with that place. So they stayed.

11 Q. So some SLAs, who, according to you, had become RUF in
12 Kono, were still communicating with other SLAs in Kabala, weren't
13 they?

14 A. I never saw that. I was never there. I hadn't a radio
14:42:43 15 set.

16 Q. Well, that's what Sam Bockarie was accusing you of, isn't
17 it?

18 A. That was what he said.

19 Q. I suggest to you that SLAs, who were within the RUF
14:42:56 20 movement, as you so call them, were communicating with other SLAs
21 in Kabala?

22 A. I wouldn't deny that, but I hadn't any radio set. I didn't
23 talk to any SLA that was in some other place.

24 Q. Now, you were detained by the RUF in Kailahun; is that
14:43:18 25 right?

26 A. I was not detained there. I went under medical .

27 Q. And how long did you stay in Kailahun?

28 A. Kailahun hadn't medicine, so I stayed there for over two to
29 three weeks, and Sam Bockarie came and collected us. We went to

1 Buedu.

2 Q. And, in the end, you escaped to Liberia; is that right?

3 A. I did not escape to Liberia. I went to Liberia. I went to
4 Liberia as I did not have an appointment. They said we should go
14:44:08 5 and fight. So we had to do it. I went there as a manpower, a
6 soldier.

7 Q. Now, you say that Honourable Adams was tortured in
8 Kailahun; is that right?

9 A. Yes, sir.

14:44:25 10 Q. I suggest to you that no Honourable Adams was tortured in
11 Kailahun.

12 A. I saw him being beaten.

13 Q. I suggest to you that Adams, Honourable Adams, was working
14 with the RUF?

14:44:50 15 A. I don't know about that. I said I saw him being beaten.
16 They said he was leaking buckets between SLAs and RUF, because he
17 was in the Kailahun District area. So I was not with him. I
18 just met him being beaten. That's what I saw. I don't know
19 about him being there. Everybody was under RUF. All of us were
14:45:12 20 under RUF.

21 Q. So was Adams another one of the SLAs accused of
22 communicating with other SLAs?

23 A. Well, I was not present. But I saw him being tortured,
24 so -- and Mosquito confirmed that he was one of the men who was
14:45:31 25 passing on communication to your men in Kabala.

26 Q. Now, you say that you heard Tamba Brima was detained in
27 Kailahun; is that right?

28 A. I heard but I did not see it.

29 Q. Now, if you remember, once again, you gave a statement to

1 people from the Special Court; do you remember that?

2 A. Yes.

3 Q. Did you mention, in your conversation with the person to
4 the Special Court, that Tamba Brima, you heard, was detained in
14:46:10 5 Kailahun?

6 A. Yes.

7 Q. Well, it does not appear, that piece of information, in the
8 summaries which have been provided to us by the Defence. So I
9 say to you, you never said that to the people you spoke to from
14:46:30 10 the Special Court.

11 A. Well, I told them that we heard information that Tamba
12 Brima was there, but I did not see him in person.

13 Q. I say to you that you are lying and that you never told
14 that to any person from the Special Court.

14:46:55 15 A. Well, maybe he did not write it, but I said it.

16 Q. Now, whilst you were in Kailahun, did you hear of an SLA
17 called Fonti Kanu?

18 A. Yes.

19 Q. Fonti Kanu was working with the RUF, wasn't he?

14:47:19 20 A. Yes.

21 Q. And Issa Sesay killed Fonti Kanu for betraying the RUF,
22 didn't he?

23 A. Yes.

24 Q. Now, did you hear about the Freetown invasion in 1999?

14:47:50 25 A. From Buedu? From where? When I was in Kailahun or Buedu?

26 Q. Well, from wherever you were, did you hear there was an
27 attack on Freetown by SLA and RUF forces?

28 A. Yes, I heard that SLAs soldiers have captured Freetown. I
29 did not hear about RUF, because they said SLAs. It was over

1 Focus that I heard that.

2 Q. And did you hear that Tamba Brima was the commander of the
3 troops who invaded Freetown?

4 A. I did not hear that.

14:48:35 5 Q. I suggest to you that Alex Tamba Brima, aka Gullit, was a
6 commander of the troops that attacked Freetown; what do you have
7 to say?

8 A. I know Tamba Brima, but I did not hear that.

9 Q. Did you hear that Ibrahim Bazzy Kamara was a part of the
14:48:58 10 SLAs who invaded Freetown?

11 A. No, sir. I did not hear that.

12 Q. Did you hear that Santiגיע Kanu, aka Five-Five, took part
13 in the invasion of Freetown?

14 A. I did not hear about that.

14:49:22 15 Q. Did you ever hear of a group known as the West Side Boys?

16 A. Yes, sir.

17 Q. And what were the West Side Boys doing?

18 A. Well, that was their own faction. They had their own
19 faction, West Side, but I don't know them. They were armed men.

14:49:45 20 Q. Were they SLAs?

21 A. Well, where I was, I was under RUF. I can't talk about
22 that.

23 Q. Did you hear that the West Side Boys were committing
24 crimes?

14:50:03 25 A. I did not hear that, because everybody was listening to
26 Focus. I did not see him in person, but I was listening to Focus
27 in Buedu over BBC when they were giving news. But I don't know
28 what faction -- I did not know what kind of manpower was there.
29 We were in Kailahun. We had no truces from them. What type of

1 faction they were, I can't tell.

2 Q. When you were listening to the radio, did you hear the name
3 Ibrahim Bazy Kamara?

4 A. No, sir.

14:50:36 5 Q. I suggest to you that Ibrahim Bazy Kamara was the
6 commander of the West Side Boys; what do you have to say?

7 A. I did not hear that. I have told you that. They had their
8 own faction. I don't know about their own faction. Where I was,
9 I was under Mosquito's command. That was where I was. That was

14:50:56 10 where I was assigned. I was not assigned after Makeni, so I
11 don't know anything about that.

12 MR AGHA: Thank you, Your Honours. That completes my
13 cross-examination.

14 PRESIDING JUDGE: Yes. Thank you, Mr Agha. Any
14:51:08 15 re-examination?

16 MR GRAHAM: Your Honours, no re-examination from this side.
17 We are grateful for the time.

18 PRESIDING JUDGE: Thank you, Mr Graham. Well, witness,
19 we'd like to thank you for coming to Court and giving evidence.
14:51:23 20 You will be free to leave in a few moments. Just sit there,
21 please, and the curtains will be pulled and you can leave the
22 Court.

23 [The witness withdrew]

24 MR FOFANAH: May it please Your Honours, the next witness
14:52:28 25 is DAB-113.

26 PRESIDING JUDGE: Thank you, Mr Fofanah. What language
27 will that witness be giving evidence in?

28 MR FOFANAH: Just one moment. Your Honour, he will be
29 testifying in Kono. He is number 15 on the list as well.

1 THE INTERPRETER: Your Honours, again, when I spoke to --
2 this is from the language booth -- when I spoke to him this
3 morning, he had chosen to speak Krio. So if he is going to
4 switch over to Kono, we'd need some time to bring the Kono
14:53:47 5 interpreters over.

6 MR FOFANAH: He might be right. The point is I didn't
7 speak to him this morning. The interpreters might be right. For
8 the records, we'll take Krio as the language of the witness.

9 PRESIDING JUDGE: Thank you, Mr Fofanah. Mr Interpreter,
14:54:03 10 we note what you say. If there has been any change from Krio, we
11 will give you time to organise a Kono interpreter.

12 THE INTERPRETER: Thank you, Your Honours.

13 MR FOFANAH: Your Honours, there is one point I wanted to
14 bring to your notice. I had informed my colleagues on the other
14:54:19 15 side that we had wanted to bring DAB-092 as the fifth witness who
16 will testify in the order we had earlier given to them. But the
17 point with DAB-092 is that he has some speech defect. He can
18 understand, but he can't speak well at all, due to some epileptic
19 fit that he had some time ago. I just wanted to inform the Court
14:54:48 20 as to whether there would be anyway that kind of witness can be
21 testified and be cross-examined, because he really can't talk
22 audibly enough.

23 PRESIDING JUDGE: Well, if he can't talk, I can't see how
24 he can give *vi va voce* evidence, anyway.

14:55:08 25 JUDGE SEBUTINDE: Are you saying that you want an
26 interpreter, a special interpreter?

27 MR FOFANAH: He can talk but then it is not audible enough.
28 He normally talks through a small boy. That is how we were able
29 to get -- his child. He often talks and sometimes he has to

1 demonstrate and the boy will explain. In any case, he is a very
2 crucial witness.

3 PRESIDING JUDGE: Look, let's get this clear, Mr Fofanah.
4 If he can't talk and no-one can hear him, he is not a suitable
14:55:41 5 witness to give evidence in the witness box, is he? It is up to
6 you to examine any other form he may be able to give evidence,
7 but what is the point of calling him if we can't hear him? Or
8 would you rather call him and see if we can hear him?

9 MR FOFANAH: Yes, Your Honour.

14:56:04 10 PRESIDING JUDGE: We will certainly see if we can hear him,
11 but it seems to me as though -- surely you would have had an
12 opportunity to assess that particular aspect before now?

13 MR FOFANAH: Yes. The way I see it, I think the
14 microphones will be able to at least pick up, because he is just
14:56:24 15 not audible enough, but he can talk, I mean.

16 PRESIDING JUDGE: All right. Let's see. It may well be we
17 will turn the microphones up and see how we go from there.

18 MR FOFANAH: Thank you very much, Your Honour.

19 PRESIDING JUDGE: Yes.

14:56:48 20 WITNESS: DAB-113 [Sworn]

21 [The witness answered through interpreter]

22 PRESIDING JUDGE: Mr Witness, are you giving evidence in
23 Krio, I take it; is that correct?

24 THE WITNESS: Yes, sir.

14:57:19 25 PRESIDING JUDGE: Before we start, Mr Fofanah, the number
26 is 15. This witness, I don't think, was included in the original
27 order for protective measures; is that correct or not?

28 MR FOFANAH: Yes. Mr Graham will --

29 MR GRAHAM: Yes, Your Honour. I believe he has not been

1 given protective measures yet. He was part of the list of
2 pseudonyms we filed for protective measures, I think, on 22 or 23
3 August.

4 PRESIDING JUDGE: All right. You are still waiting a
14:58:00 5 decision on that, so we will follow what we have done with
6 previous witnesses this week. We will order that the protection
7 measures ordered by the Trial Chamber in our decision on joint
8 Defence application for protective measures for Defence
9 witnesses, dated 9 May 2006, be applied also to this witness.

14:58:35 10 MR GRAHAM: Your Honours, the first accused would kindly
11 want to use the restroom.

12 PRESIDING JUDGE: Yes, the first accused can leave the
13 Court.

14 EXAMINED BY MR FOFANAH:

14:58:45 15 Q. Mr Witness, good afternoon.

16 A. Afternoon.

17 Q. Mr Witness, you are a Kono by tribe.

18 A. Yes.

19 Q. You are a Sierra Leonean by nationality.

14:58:56 20 A. Yes.

21 Q. You were born in 1950.

22 A. Yes.

23 Q. You were born in a village called Sierr. S-I-E-R-R --

24 A. Siema. Siema.

14:59:16 25 Q. Siema?

26 A. Yes.

27 MR FOFANAH: Siema, Your Honours, is S-I-E-M-A.

28 Q. And Siema Village is in Lei Chiefdom, Kono District.

29 A. Yes.

1 MR FOFANAH: Lei, Your Honours, is L-E-I.

2 Q. Mr Witness, you started your primary education at RC
3 primary school, in Siema Village?

4 A. Yes.

14:59:51 5 Q. You did your secondary school education at both Yengema
6 Secondary School, Kono District, as well as Koi du Model Academy?

7 A. Yes.

8 Q. You later did a diploma in agricultural nursing.

9 A. Yes.

15:00:16 10 Q. And you are an agronomic technician.

11 A. Yes.

12 Q. But at the moment, you do mining as an occupation.

13 A. Yes.

15:00:36 14 Q. Mr Witness, you are married with one wife and four
15 children.

16 A. Yes.

17 Q. Do you recall the year 1997 in Sierra Leone?

18 A. Yes.

15:00:56 19 Q. Did anything significant happen in Sierra Leone in that
20 year, which you can recall?

21 A. Yes.

22 Q. What was it?

23 A. On 25 May 1997, I was sitting down at my doorstep when I
24 heard over BBC radio that President Tejan Kabbah has been
15:01:25 25 overthrown, and that was done by a group of military men who got
26 him out of his office.

27 Q. Did the military men who got him out of his office have any
28 name at all, as a group?

29 A. Yes.

1 Q. What were they called?

2 A. I can understand one that I heard.

3 Q. Do you mean one individual?

4 A. Yes. The group of the people who did the overthrow, but
15:02:07 5 they were led by somebody to do it.

6 Q. So who was their leader?

7 A. Johnny Paul Koroma.

8 Q. Apart from Johnny Paul Koroma, did you hear of any other
9 name as being members of --

15:02:27 10 A. No.

11 Q. [Microphone not activated].

12 A. No.

13 Q. Now, where were you in 1997 when Johnny Paul and his men
14 overthrew the SLPP government?

15:02:45 15 A. I was in Peyema, in the Kama Chiefdom.

16 MR FOFANAH: Your Honours, we have had Peyema before.

17 Q. So what were you doing in Peyema at that time?

18 A. Well, I was doing mining.

19 Q. Were you there alone?

15:03:11 20 A. By then, yes, I was alone.

21 Q. Now, as a result of the overthrow of the government, did
22 anything happen in Peyema, which you can recall?

23 A. Yes.

24 Q. Please tell the Court.

15:03:31 25 A. What happened at that time of the overthrow was that all
26 the military men took over the mining places.

27 Q. What do you mean when you say all the military men took
28 over the mining places?

29 A. That was the place where they were finding money.

1 Q. What do you mean by all the military men?

2 A. What I mean, I was referring to one man that I had told you
3 about.

4 Q. Who is that man?

15:04:17 5 A. Well, the man that I refer to was Raymond.

6 MR FOFANA: Raymond as in Raymond, Your Honours.

7 Q. Now, who is Raymond?

8 A. Raymond was a military officer.

9 Q. How did you know that he was a military officer?

15:04:39 10 A. I used to see him in uniform every day.

11 Q. What kind of uniform?

12 A. Well, combat.

13 Q. Did you see Raymond alone when --

14 A. There were many.

15:05:02 15 Q. So what was Raymond doing in your village?

16 A. Raymond was doing mining with his people.

17 Q. Now, during the time of the overthrow, apart from being in
18 Peyema, did you go anywhere else?

19 A. Yes, repeat the question. I have not understood it.

15:05:35 20 Q. Now, you told us that Peyema is in the Kama Chiefdom of
21 Kono District, and you said you were at Peyema when they
22 overthrew the SLPP government. Did you leave Peyema at any
23 time --

24 A. Yes.

15:05:50 25 Q. -- during the period of the overthrow?

26 A. Yes, I was there. Yes, I was there.

27 THE INTERPRETER: Your Honours, can the witness be asked to
28 kindly wait for the completion of the question before he answers?

29 MR FOFANA:

1 Q. Mr Witness, please listen first to the question before you
2 volunteer an answer.

3 A. Okay.

4 Q. The interpreters have to interpret what you are saying; do
15:06:15 5 you understand?

6 A. Yes.

7 Q. Now, whilst Raymond and his men were mining -- first of
8 all, what were they mining?

9 A. Diamond.

15:06:29 10 Q. Did you continue to do your mining activities whilst they
11 were also mining?

12 A. There was no opportunity any more. They were in control.
13 Nobody was not to work, except them.

14 Q. How long did they continue to mine for, in Peyema?

15:06:53 15 A. Well, they continued mining for -- up to nine months they
16 were on it.

17 Q. Apart from mining, did Raymond and his men do any other
18 thing in Peyema?

19 A. I did not understand that.

15:07:12 20 Q. Apart from mining diamonds, did they do any other thing?
21 Did they engage in any other activity in Peyema, Raymond and his
22 men?

23 A. Well, when they were there, they were only mining. They
24 did nothing else to anybody.

15:07:36 25 Q. Now, do you know if Raymond -- no, first of all, have you
26 heard -- during your stay at Peyema, did you hear about the word
27 RUF?

28 MR HARDAWAY: Objection, Your Honour. Leading.

29 THE WITNESS: Yes, yes.

1 PRESIDING JUDGE: [Microphone not activated].

2 THE WITNESS: Yes, I used to hear of RUF.

3 MR FOFANAH:

4 Q. What did you understand RUF to mean?

15:08:06 5 A. RUF?

6 Q. Yes.

7 A. I have not understood.

8 Q. What do you mean when you said you heard about RUF? Did it
9 mean anything to you?

15:08:33 10 A. Yes, because they were saying that they were the people
11 who -- what I understood was that they were rebels.

12 Q. How were you able to identify the RUF?

13 A. Well, how I knew that they were RUF, some time they would
14 dress -- they would wear uniforms. Sometimes the trousers were
15:09:04 15 not a uniform. They would be wearing slippers, and we were all
16 in the same place.

17 Q. What do you mean by uniform again?

18 A. Combat.

19 Q. Now, during this period of the stay of Raymond and his men,
15:09:23 20 did you see any RUF in Peyema?

21 A. RUF? Yes, they were there.

22 Q. Do you know if Raymond and his men belonged to any faction,
23 or group?

24 A. No.

15:09:47 25 Q. Mr Witness, do you recall --

26 JUDGE SEBUTINDE: Is that no, he doesn't know, or, no, they
27 didn't belong?

28 MR FOFANAH:

29 Q. What do you mean when you said no?

1 A. I did not know about them. I did not know that.

2 Q. Do you recall February 1998?

3 A. Yes, My Lord.

4 Q. Now, in February 1998, did anything significant happen in
15:10:17 5 Sierra Leone?

6 A. Yes.

7 Q. Please tell the Court.

8 A. Well, what happened at that time was that when they were in
9 control, one of the West African countries, which is Nigeria,
15:10:40 10 sent troops here to come and dislodge these men out of Freetown.

11 Q. What do you mean when you say when they were in control?
12 Who were in control?

13 A. It was Johnny Paul Koroma.

14 Q. So do you know the West African force that was sent; do you
15:11:05 15 know it by any name?

16 A. They called them ECOMOG.

17 Q. Now, to the best of your knowledge, did ECOMOG do anything
18 in February 1998 in Sierra Leone?

19 A. Well, what they did was that they dislodged those people
15:11:27 20 from the city and they went into the provinces.

21 Q. What city are you referring to?

22 A. Freetown.

23 Q. Now, how did you know that ECOMOG dislodged the people
24 you've referred to from the city?

15:11:55 25 A. Well, another country had sent them to come and dislodge
26 them.

27 Q. Yes, but how did you know that? By what method did you
28 know that ECOMOG had dislodged their -- Johnny Paul and his men?

29 A. Well, they used force. They used force to dislodge them.

1 Q. Did you see them do it or did you hear about it?

2 A. I heard.

3 Q. By what method did you hear about it?

4 A. How I heard, we heard it through the radio. Then the

15:12:46 5 people who were dislodged, who had fled, met us where we were.

6 Q. Who were these people who fled, and who met you where you
7 were?

8 A. Those who ran away?

9 Q. Yes.

15:13:06 10 A. Well, those who were -- run away were the men who were
11 here, the military men who had been dislodged by the ECOMOG and
12 who ran away and went to the eastern part.

13 Q. Where were you around this time?

14 A. Well, I was in Peyema.

15:13:39 15 Q. Now, did you see these group of people come to Peyema,
16 whilst at Peyema?

17 A. Yes. I saw them. As soon as they left here, I saw them
18 arrive there. There were many.

19 Q. So how did you know that they were the people who had fled
15:14:00 20 from the ECOMOG assault in Freetown?

21 A. How I knew? Because anywhere they sat, they would talk
22 about it, that they have been dislodged from the city. So when
23 they came, and when they were sitting in the corners, they said
24 that this is where they were going to fetch money, so they sat
15:14:26 25 down amongst us.

26 Q. Do you recall any particular person being in charge of this
27 group of people who came to Peyema?

28 A. Well, Raymond -- when these people came, it was Raymond who
29 received them.

1 Q. How were they dressed, the people who came?

2 A. Those who came, they were in full uniform.

3 Q. What do you mean by uniform again?

4 A. Combat.

15:15:15 5 Q. Now, did anything happen as a result of the coming of these
6 people into Peyema?

7 A. Yes. When they came, they were using force on people.

8 Q. Force to do what?

9 A. Well, when they met us, if you were in your house, they
15:15:43 10 would take you out forcefully. They would tell you, you are not
11 going to sleep there and they should sleep there, and we decided
12 to go into the bush, one after the other.

13 Q. So did you go into the bush yourself?

14 A. Yes, My Lord. I went into the bush.

15:16:09 15 Q. Now, you've mentioned the name Johnny Paul Koroma before.
16 Did you see Johnny Paul Koroma in Peyema around this time?

17 A. Well, Paul Koroma, at the time that he was dislodged from
18 here, he went with his people, and they were many, but they did
19 not go directly to Koidu. They passed through Yomadu up to

15:16:30 20 Peyema. Am I speaking very fast?

21 Q. Yes. Go slowly, Mr Witness. They're interpreting you. So
22 how did you know that it was Johnny Paul and his men who were
23 passing through these places and that they went to Peyema?

24 A. How I knew?

15:16:53 25 Q. Yes.

26 A. The number of them who came was large. They were many.

27 Q. So where were you when -- did you see Johnny Paul Koroma
28 yourself?

29 A. Well, I saw somebody in a Land Cruiser, who was dressed

1 I like an Arabi an man.

2 Q. Who was that person? Did you recognise that person?

3 A. Well, the man who were around him said this was the boss.

4 They were taking him to Koi du.

15:17:44 5 Q. So did they tell you who their boss was?

6 A. They said it's him, Johnny Paul Koroma. They said that's
7 him they were taking. This was said by some of the men. We were
8 listening to what they were saying.

9 Q. And where did this happen?

15:18:03 10 A. Peyema.

11 Q. Do you recall what time of the -- what year it was when you
12 saw Johnny Paul Koroma?

13 A. It was in 1998.

14 Q. Do you recall the month?

15:18:23 15 A. February.

16 Q. Now, as a result of the coming of -- now, the people who
17 first of all fled from Freetown, did they carry any arms when
18 they came to Peyema?

15:18:47 19 A. Yes. All of them were well-armed with guns. Many of --
20 there was nobody among them that hadn't a gun.

21 Q. You said you decided to go into hiding; where did you go
22 to?

23 A. Well, I went to -- when I found out that the people were
24 many, and I had an old man with me, I and my family hid at night
15:19:13 25 and we went into the bush.

26 Q. Did you go to any particular place, that you can recall?

27 A. Yes, My Lord.

28 Q. Where did you go to?

29 A. Well, there was one village there called Yokodu. We passed

1 through there and went to another village called Kangbaor. That
2 was where we were for some time.

3 Q. Can you repeat the first village, the first one?

4 A. The first village, Yokodu.

15:19:50 5 MR FOFANA H: Yokodu, Your Honours, is spelt Y-O-K-O-D-U.

6 And the other one, Kangbaor, is spelt K-A-N-G-B-A-O-R.

7 Q. So whilst at Kangbaor, did anything happen?

8 A. Kangbaor? Well, I and the old man were there for some time
9 and we continued to hear that the people were chasing us in the

15:20:17 10 bush, so I moved out from there.

11 Q. Was this a woman or a man, the old person?

12 A. She was my mother. She's an old woman.

13 Q. So when you moved from Kangbaor, did you go anywhere?

14 A. Yes, My Lord.

15:20:38 15 Q. Where did you go to?

16 A. Well, I went to another village called Sakamadu.

17 MR FOFANA H: Sakamadu, Your Honours, is S-A-K-A-M-A-D-U.

18 Q. How far is Sakamadu from Peyema, if you know?

19 A. Well, I can say -- I can -- okay, I can say it could be
15:21:13 20 roughly seven miles, because we walked on footpath. So nobody
21 considered it too much, because we were under fire.

22 Q. Did you spend any time in Sakamadu, when you arrived there?

23 A. Yes, My Lord.

24 Q. How long did you take in Sakamadu?

15:21:39 25 A. I spent a week in Sakamadu.

26 Q. Where you alone at Sakamadu? Did you meet people there?

27 A. I met the people. They filled the town. People were
28 sleeping outside because there were no sleeping places. Can I
29 drink water?

1 Q. Certainly. Certainly you can. So where did you stay at
2 Sakamadu?

3 A. When we were there, it was not too long when I saw four
4 soldiers come back, and I told my mother that, "Mother, let's go
15:22:58 5 back to the bush."

6 Q. How did you know that the four people who came were
7 soldiers?

8 A. They were wearing uniform and they were all carrying guns
9 in their hands.

15:23:13 10 Q. Do you know if they belonged to any group?

11 A. Well, the group to which they belonged, I can say they were
12 soldiers.

13 Q. Now, did you leave, as a result of what you told your
14 mother, about the four armed men?

15:23:36 15 A. Yes, I told the grandma, that, mama, these people who left
16 them there, and they started coming after us again in the bush.
17 "Let's go into the bush. Let me go and find a place for you."

18 Q. So did you go into the bush?

19 A. Yes, My Lord.

15:24:02 20 Q. How far did you go from Sakamadu?

21 A. Well, it was an old farm. It was an old farm that we went
22 to. We established a place there where we should sleep, but by
23 then the people were many whom we found there at that place
24 because we thought that, when we went there, they wouldn't chase
15:24:24 25 us. We were hiding from them.

26 Q. So was this old farm in the Sakamadu area?

27 A. Yes, My Lord.

28 Q. Did anything happen whilst at the old -- at the farm?

29 A. Yes, something had happened to us. When I and the woman --

1 the mother was there, I had money. But, at that time, the
2 grandie [as interpreted] wanted to die at my hands. There was
3 another place where we were going to find food. So that money I
4 took, and I said I was going to find food for my mother, ten of
15:25:08 5 us, not knowing that these people had found out about where we
6 were. We didn't know that.

7 Q. So you are saying that ten of you went to find food; is
8 that what you are saying?

9 A. Yes, My Lord.

15:25:23 10 Q. So where did you go to?

11 A. Well, the direction in which we went --

12 THE INTERPRETER: Your Honours, can he -- I think he is
13 calling the name of a place I did not get clearly. Can he
14 repeat?

15:25:35 15 MR FOFANAH:

16 Q. Please talk audibly. Did you go anywhere?

17 A. Can I speak loud enough? Well, where we wanted to go was
18 Fanema, because that is where food was. That is where we got
19 food to eat, not knowing that these people have come, and they
15:25:57 20 were in the cocoa farm. They were lying in ambush. We didn't
21 know that.

22 MR FOFANAH: Fanema is F-A-N-E-M-A.

23 Q. So, you talked about an ambush. Did anything happen?

24 A. Yes, My Lord. What happened was that when we entered into
15:26:20 25 the ambush, we did not know what an ambush -- I just saw them
26 shoot in front of me and at my back, and there was shooting
27 everywhere but they did not kill anybody.

28 Q. So did you see those who were shooting?

29 A. They were soldiers. They were soldiers.

1 Q. How were they dressed?

2 A. They had on uni forms, combat.

3 Q. Do you know how many of them were shooting?

4 A. I can't remember all of them because I was confused. I was
15:27:05 5 not used to seeing people shooting at people, so I confused.

6 Q. So did anything happen after hearing the shots?

7 A. Yes, My Lord. They arrested all ten of us.

8 Q. Did they take you anywhere?

9 A. Yes, My Lord. When they arrested us, they asked us about
15:27:41 10 where we had come from so they would go and see there, otherwise
11 they would kill all of us.

12 Q. Did you tell them where you came from?

13 A. Yes. I went and showed them the place.

14 Q. So where did you take them to?

15:27:51 15 A. I took them where we were.

16 Q. Where was that?

17 A. Well, at the same place where we were at the old farm.

18 That was where I led them, because that is where we were.

19 Q. Did you arrive at this old farm?

15:28:10 20 A. Yes, because people were there. There were over 300.

21 Q. Before arriving at the old farm, did anything happen, which
22 you can recall?

23 A. Yes. When I was arrested, they were taking me along.

24 Towards the old farm, there was a small hill there.

15:28:37 25 Q. What happened after that?

26 A. What happened, was that I made a sign like this [witness
27 indicates]. I said, "Go away." They've arrested me. So the
28 people were all scattered in the bush.

29 Q. So to whom did you make the sign, the go-away sign?

1 A. Well --

2 THE INTERPRETER: Your Honours, can the witness repeat what
3 he just said?

4 MR FOFANAH:

15:29:15 5 Q. Can you come closer to the mic a bit so we can hear?

6 A. Okay, okay.

7 Q. You can also lift the mic up a bit?

8 A. Okay.

9 Q. So to whom did you make this go-away sign?

15:29:33 10 A. Well, the people with whom we all were, I made that sign to
11 them so that they all can go away, so they can kill -- if they
12 could kill me alone, I don't mind, because I had already been
13 captured. I really didn't mind.

14 Q. So as a result of the go-away sign you made to them, did
15:29:58 15 anything happen?

16 A. Yes. When we went to the old farm, my mother and the
17 little children and their mothers, they all went into the bush.
18 My mother, summoned them, and they were all sitting close to the
19 grandma.

15:30:14 20 Q. So did you and the armed men meet your mother?

21 A. Yes. They met her with the little children. They were
22 sitting down there.

23 Q. And did anything happen after that?

24 A. Yes. The man who was in front, who was a commando, said
15:30:39 25 all those children should be burnt.

26 Q. How do you know that that man was the commando?

27 A. How I knew that he was the commando, they said that was his
28 promotion name, Christian Commando.

29 Q. Christian?

1 A. Christian Commando.

2 Q. So, did Christian Commando do or say anything, whilst you
3 were at the farmhouse?

4 A. Well, when he said those little children should be killed
15:31:20 5 and I appealed to him, he said, "You. You are the cause of all
6 of those people running away. We will release these people, but
7 we will kill you. We have no mercy for you. You will go and say
8 that in the afterworld."

9 Q. So did anything happen to you, as a result of what
15:31:39 10 Christian Commando said?

11 A. Yes. Something happened to me. They took a large stick
12 and started beating me. They stripped me naked and asked me to
13 lay on the ground, and they started beating me up.

14 Q. And as a result of that, did anything happen to you?

15:32:02 15 A. Yes. After they had beaten me up for some time, he told
16 his boys to go and take AK -- sorry, this gun and turn the barrel
17 and beat him up. "If he dies, there will be no problem."

18 Q. [Microphone not activated]?

19 A. Okay. So he told his boys -- he ordered his people that
15:32:28 20 these were beating him up with a stick, but that is not enough.
21 "Go and take the barrel of a gun and start beating him up with
22 it." They continued beating me with that gun until they broke my
23 arm. You see? [Witness indicates]. You see, this is broken.
24 Then --

15:32:44 25 PRESIDING JUDGE: The witness just indicated his left arm,
26 which seems to have an unusual bow in it around the elbow.

27 THE WITNESS: Yes, this is broken. Then, when they saw me
28 unconscious, I laid down, and when I stretched this other arm,
29 like this, they came and they cut it with a cutlass. Look at the

1 arm. Look at it. [Witness indicates].

2 MR FOFANAH: Your Honour, it looks like --

3 Q. Can you lift the fingers again?

4 MR FOFANAH: It's the middle finger.

15:33:22 5 PRESIDING JUDGE: Yes. Top of the middle finger looks to
6 be severed.

7 MR FOFANAH:

8 Q. So, apart from that, did you notice anything on your body?

9 A. Yes. Look at this. [Witness indicates]. This -- I was --
15:33:39 10 they hit me with a gun here and they broke this one.

11 Q. What did they broke?

12 A. The toes were broken. This one. This one was broken.

13 This. This is broken. [Witness indicates].

14 MR FOFANAH: I think he is showing the right foot.

15:33:58 15 Q. How many toes were broken? So how many toes were broken?

16 A. One. They broke one.

17 Q. Did you also recognise anything on your body as a result of
18 the beating?

19 A. Yes. I had noticed so many things on my body. First, God
15:34:34 20 helped me. I had TB, tuberculosis. They beat me until I -- God
21 saved me and I survived.

22 Q. So after the beating, did you see your mother and the
23 children?

24 A. Yes. Four days and four nights I was in the bush, in the
15:34:56 25 rains, together with my mother. But I tried hard to see, to find
26 my people.

27 Q. Where were the children around this time?

28 A. Okay. God helped. One of what -- I met them in a group
29 under a cotton tree, a small cotton tree. I met them gathered in

1 the bush. I said God thanks I have seen them.

2 Q. Did you later return to Sakamadu?

3 A. I did not go there again.

4 Q. Where did you go to from the farmhouse?

15:35:39 5 A. From the farmhouse, near the grandma, I went to a village
6 called Gbetewor. It was --

7 THE INTERPRETER: Your Honour, could the witness speak
8 slowly for the Interpreter to catch up with him?

9 MR FOFANA:

15:35:56 10 Q. Please go slowly, and can you repeat the name of the
11 village where you went to?

12 A. The village to which I went, it was -- it is called
13 Gbetewor. Gbetewor.

14 MR FOFANA: I think it is K-O-C-H-E-Y-O-R.

15:36:19 15 Q. So, did you meet people at this village, Gbetewor?

16 A. Yes, I met people there.

17 Q. And who were they?

18 A. Well, these are the people who came to go to Guinea. It
19 was only the route for to pass to go to Guinea.

15:36:52 20 Q. Were they armed men or civilians, people at Gbetewor?

21 A. Well, they were civilians. They were all civilians, and my
22 mother was not among them.

23 Q. Did you go anywhere from that village?

24 A. Well, during that time, I had a lot of pain in my body. I
15:37:18 25 just told the grandma that, instead of dying, let me go to
26 Guinea.

27 Q. Did you go to Guinea?

28 A. Yes. I went there.

29 Q. Now, what year, if you can recall, did this incident happen

1 to you, when you were beaten and mutilated?

2 A. It was in 1998.

3 Q. Now, do you know if Christian Commando was working under
4 anyone?

15:37:59 5 A. Yes. He said that he was not afraid. Anything that he
6 wanted to talk, he said that. He said he was working under
7 Savage. Savage was his boss.

8 Q. Do you know where Savage was based, during that time?

9 A. Yes. It was in Tombodu. He was in Tombodu.

15:38:24 10 Q. Do you know if Savage was also working under anyone?

11 A. Yes.

12 Q. Who was Savage working under?

13 A. Well, Savage said he was working under General Issa. That
14 was what he said.

15:38:45 15 Q. Do you know if General Issa belonged to any group of
16 fighters?

17 A. Yes, he's in one of the groups.

18 Q. What group was it?

19 A. RUF.

15:39:09 20 Q. Now, how did you know that Christian Commando was
21 answerable to Savage?

22 MR HARDAWAY: Objection, Your Honour. I believe that was
23 asked and answered.

24 MR FOFANAH: He did not explain how --

15:39:27 25 PRESIDING JUDGE: He told him.

26 MR FOFANAH: Okay.

27 PRESIDING JUDGE: He said he was working under Savage.

28 MR FOFANAH: Thank you, Your Honour.

29 Q. How do you know that Savage was answerable to General Issa?

1 A. Well, it was Christian Commando who said that publicly, the
2 time that he was ruling us in the bush.

3 Q. Now from Guinea, did you return to Peyema again?

4 A. Well, I met at a place at the border, a place called
15:40:09 5 Fourekaria. I met General Issa there, protective officer there.
6 They took me to Guinea.

7 MR FOFANAH: Fourekaria, Your Honours, is spelt
8 F-O-U-R-E-K-A-R-I-A.

9 Q. Did you return, at any point in time, to Peyema?

15:40:33 10 A. Eh, mother. When they admitted me, I nearly died. Because
11 my blood has all drained from me. And, again, I had
12 tubercul osi s.

13 Q. Were you treated in Guinea?

14 A. Yes. Three panel. It was a three [i ndi scerni ble] that
15:41:01 15 gave me treatment.

16 Q. Now, did you recover from that treatment?

17 A. Yes, My Lord.

18 Q. After your recovery, did you come back to Peyema?

19 A. It was not easy. I did not come there. I was in Guinea.
15:41:22 20 My peopl e, they were fend ing for themsel ves. They came to the
21 camp. Fandi yemanai , Gegedu. It was there they were in the camp
22 at the Li beri an border.

23 Q. These are Gui nean names, Your Honour. The other one is
24 Funduyei ma [si c].

15:41:46 25 A. Fandi yemanai .

26 MR FOFANAH: Your Honours, phoneti cally, I think it is
27 spel t F-A-N-D-U-Y-E-I -M-A [si c]?

28 Q. And Gegedu, di d you say?

29 A. Yes.

1 Q. I think it is G-U-E-G-U-E-D-U [sic]. So, from 1998, to the
2 present day, because you've told the Court that you are presently
3 in Peyema, so when did you return to Peyema, from 1998?

4 A. Well, from that 1998, we went to another new camp which
15:42:42 5 UNHCR made at Kundaya. It was there I was, Kundaya.

6 Q. Please listen to the question carefully.

7 MR FOFANAH: Let me spell Kundaya firstly, Your Honours.

8 A. Okay.

9 Q. K-U-N-D-A-Y-A. I'm talking about your return to Peyema
15:42:55 10 because you are presently living there. From Guinea did you at
11 any point in time --

12 A. [Overlapping speakers].

13 Q. Please listen before you answer the question. Did you at
14 any point return to Peyema, after your recovery?

15:43:15 15 A. Yes. It was in 2002 that we returned to Peyema.

16 Q. Now when you returned did you -- how did you meet the
17 village Peyema? In what state was Peyema?

18 A. Well, the Peyema had turned to a bush. All the houses was
19 burnt. There was no house. Even the house that I built it was
15:43:50 20 burnt. There was no house.

21 Q. Did you hear or did you hear or learn about any killing in
22 Peyema on your return?

23 A. When I returned?

24 Q. Yes.

15:44:10 25 A. No. Nobody was killed there when I returned.

26 Q. Now, did you hear, throughout this period of the activities
27 you have recounted, that happened in Peyema and the surrounding
28 villages, did you hear about, or see, any Ibrahim Bazy Kamara,
29 as being one of the soldiers you have referred to?

1 A. Bazy Kamara? Repeat.

2 Q. Did you hear or see any Ibrahim Bazy Kamara as being one
3 of the soldiers who did what they did in Peyema and the
4 surrounding villages?

15:45:01 5 A. No.

6 Q. Did you hear or see any Tamba Bri ma as being one of the
7 soldiers who did what you said happened in Peyema and the
8 surrounding villages?

9 A. Tamba Bri ma?

15:45:27 10 Q. Yes.

11 A. No. I did not -- I did not learn anything about him. What
12 I know is what I'm saying here.

13 Q. Did you see or hear about any Santi gie Borbor Kanu, alias
14 Five-Five, as being one of the soldiers who did what they did in
15 Peyema and the surrounding villages?

15:45:48

16 A. No, they did not mention these three names, these three men
17 that you've called. They did not mention their names at all. It
18 is good to say the truth.

19 Q. But have you ever heard any of these three names after
20 that?

15:46:13

21 A. No.

22 MR FOFANA H: Your Honours, I have no further questions for
23 the witness. Thank you.

24 PRESIDING JUDGE: Thank you, Mr Fofana. Anything else in
25 chief?

15:46:26

26 MR MANLY-SPAIN: None for me.

27 MR GRAHAM: None, Your Honours.

28 PRESIDING JUDGE: Yes, Mr Hardaway.

29 CROSS-EXAMINED BY MR HARDAWAY:

1 MR HARDAWAY: Thank you, Your Honours.

2 Q. Mr Witness, good afternoon, sir.

3 A. Good afternoon.

4 Q. I have a few questions for you, and if you just please
15:46:44 5 listen to them carefully and answer them truthfully and --

6 A. Okay.

7 Q. Mr Witness, you started off, you said that the Kabbah
8 government, you heard that the Kabbah government was overthrown
9 by a group of military men; do you remember that?

15:47:06 10 A. Yes.

11 Q. This group of military men had the name of the Armed Forces
12 Revolutionary Council, AFRC, didn't it?

13 A. Yes.

14 Q. Mr Witness --

15:47:30 15 A. Yes.

16 Q. -- at any time prior to your testimony here today, did you
17 hear the name Alex Tamba Brima, aka Gullit, as being one of the
18 military men who overthrew the Kabbah government?

19 A. Alex Tamba Brima?

15:47:56 20 Q. Yes.

21 A. No. I did not hear about that.

22 Q. Did you hear the name Ibrahim Bazzy Kamara as being one of
23 the military men who overthrew the Kabbah government?

24 A. No.

15:48:15 25 Q. Did you hear the name Santigie Borbor Kanu, aka Five-Five?

26 A. No, no.

27 Q. I appreciate your exuberance to answer the questions, sir.
28 I just ask that you please let me finish the question so it's
29 properly translated for you and then you can answer; all right?

1 A. Okay, man.

2 Q. Thank you. Now, Mr Witness, you stated that
3 Sergeant Raymond, and his people, were mining diamonds in Kono;
4 correct?

15:48:59 5 A. Of course, yes.

6 Q. And this was right after the overthrow of the Kabbah
7 government?

8 A. Yes.

9 Q. Yes. You also stated that there were RUF in Peyema; is
15:49:17 10 that correct?

11 A. Yes.

12 Q. There were RUF in Peyema at the same time as
13 Sergeant Raymond and his soldiers were mining diamonds, weren't
14 there?

15:49:32 15 A. Well, they were wearing uniforms but what I knew they were
16 the people who were -- who were there, as RUF people.

17 Q. But they were there at the same time as the soldiers you
18 said were -- of Sergeant Raymond and his people; is that correct?

19 A. Yes, they were there.

15:50:02 20 Q. And the RUF and Sergeant Raymond and his people were mining
21 diamonds together, weren't they?

22 A. That was so it happened, yes.

23 Q. Now you said, sir, that as a result of Sergeant Raymond and
24 the diamond mining that you were unable to continue mining; is
15:50:28 25 that correct?

26 A. Yes, because they took over. Nobody was allowed to go to
27 the bush. Nobody was allowed to work. They were doing the work.

28 Q. Sergeant Raymond and his men in the RUF forced civilians to
29 mine diamonds for them, didn't they?

1 A. That was how it happened. That was what they were doing
2 them [as interpreted].

3 Q. Alex Tamba Brima was engaged in diamond mining in Kono as
4 well, wasn't he?

15:51:21 5 A. I did not hear about him. I'm saying the truth here. I
6 did not hear.

7 Q. I put it to you, sir, that Alex Tamba Brima was also
8 engaged in diamond mining in Kono; what is your response, please?

9 A. Well, that one I did not know anything about it; as I've
15:51:48 10 just said.

11 Q. Thank you, sir.

12 A. You are welcome.

13 Q. I want to come to a time when the other soldiers came in to
14 town, came into Peyema, and were forcing people; all right, sir?

15:52:05 15 A. I'm listening.

16 Q. During the time that these men, who you described as
17 wearing full military combat uniforms, came into Peyema and were
18 forcing people, did you ever hear the term Operation Pay
19 Yourself?

15:52:27 20 A. Operation Pay Yourself?

21 Q. Yes, sir.

22 A. No.

23 Q. During the time that these same men were in Peyema, and
24 were forcing people, did you ever hear the term Operation No
15:52:54 25 Living Thing?

26 A. Operation No Living Things?

27 Q. Yes, sir.

28 A. During that time I did not hear about that. I was in the
29 bush.

1 Q. My learned friend asked you some questions concerning if
2 you had seen or heard at any time of any killings in Peyema; do
3 you remember that question, sir?

4 A. Yes.

15:53:29 5 Q. Along that same line did you at any time see or hear of any
6 rapes in Peyema?

7 A. No.

8 Q. Did you see or hear of any mutilations in Peyema?

9 A. I did not see that one. If it happened, it happened in my
15:53:56 10 absence, but I did not see it with my own eyes.

11 Q. Did you see or hear of any abductions from Peyema?

12 A. In my presence?

13 Q. No. Did you ever see or hear at any time of any abductions
14 from Peyema?

15:54:25 15 A. No.

16 Q. Did you see or hear at any time of any forced labour in
17 Peyema, other than what you've testified to about the forced
18 di amond mi ni ng?

19 A. That one, I was not there again. I was not in Sierra
15:54:48 20 Leone. I was far away.

21 Q. Very well, sir. I want to take you back to the time, sir,
22 during your encounter with Christian Commando. You said you were
23 ambushed by soldiers under the command of Christian Commando; is
24 that correct?

15:55:17 25 A. Yes.

26 Q. And he told you that he reported to Savage; correct?

27 A. Yes.

28 Q. Savage was an SLA soldier, wasn't he?

29 A. Savage?

1 Q. Yes.

2 A. Well, that one I cannot say.

3 Q. I put it to you, sir, that Savage was an SLA soldier and
4 commanded a mixed force of soldiers and RUF rebels, including the
15:55:59 5 group that ambushed you during the time period of your testimony?

6 A. That's what I said that. I did not understand when all
7 those things were happening I was confused. I did not recognise
8 all those things, including those men who ambushed --

9 Q. Please continue, sir.

15:56:25 10 A. Yes. No, repeat it. Well repeat. Talk again so that I
11 hear what you've said.

12 Q. I put it to you, sir, that Savage was an SLA soldier who
13 commanded a mixed force of soldiers and RUF rebels, including the
14 group led by Christian Commando; what is your response, sir?

15:56:57 15 A. Well, the group that Christian Commando was leading, I
16 cannot say anything much about it because I just saw them as
17 soldiers. I just saw them as soldiers. This is the only thing
18 that I can say about him because I saw them in uniforms.

19 Q. Thank you, sir. Mr Witness, did you ever hear of Ibrahim
15:57:27 20 Bazy Kamara as being one of Savage's superiors, in the Kono
21 District?

22 A. No. I have said it, that I did not know the difference,
23 their positions, because when I was seeing them they were in
24 uniforms, and I was not closer to them. I used to hear. I only
15:58:05 25 saw one, his face, that is Christian Commando, his face. He is a
26 short man. He has his beard.

27 Q. Thank you, sir. I put it to you, sir, that Ibrahim Bazy
28 Kamara was the senior SLA soldier official in Kono District; what
29 is your response, please?

1 A. Well, I cannot say about him because I did not know. And I
2 was not here again. I have said that. I was not here.

3 MR HARDAWAY: With the Court's indulgence for one moment,
4 please. I thank the Court. Mr Witness, I thank you for your
15:58:51 5 time and your evidence here today. I have no further questions
6 of you. Your Honours, this completes my cross-examination.

7 PRESIDING JUDGE: Thank you, Mr Hardaway. Any
8 re-examination?

9 MR FOFANAH: There is no re-examination, Your Honours. No.

10 PRESIDING JUDGE: Thank you, Mr Fofana. Mr Witness --

11 THE WITNESS: Sir, yes, My Lord.

12 PRESIDING JUDGE: We would like to thank you for coming to
13 Court to give evidence and your testimony is now finished and you
14 will be able to go home. So if you would just please sit there
15:59:24 15 for a moments until this Court adjourns and then you will be able
16 to leave. All right. We will adjourn the Court until 9.15
17 tomorrow morning.

18 [The witness withdrew]

19 [Whereupon the hearing adjourned at 4.00 p.m.,
20 to be reconvened on Friday, the 8th day of
21 September 2006, at 9.15 a.m.]

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WITNESSES FOR THE DEFENCE:

WITNESS: DAB-018	2
EXAMINED BY MR GRAHAM	2
EXAMINED BY MANLY-SPAIN	38
EXAMINED BY MR FOFANAH	41
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