

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

FRIDAY, 30 JUNE 2006
9.20 A.M.
TRIAL

TRIAL CHAMBER II

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| Before the Judges: | Richard Lussick, Presiding Teresa Doherty Julia Sebutinde |
| For Chambers: | Mr Simon Meisenberg Ms Evelyn Campos Sanchez |
| For the Registry: | Ms Maureen Edmonds |
| For the Prosecution: | Mr Karim Agha Mr Charles Hardaway Ms Maja Dimitrova (Case Manager) |
| For the Principal Defender: | No appearance |
| For the accused Alex Tamba Brima: | Ms Glenna Thompson |
| For the accused Brima Bazy Kamara: | Mr Mohamed Pa-Momo Fofanah |
| For the accused Santigie Borbor Kanuu: | Mr Ajibola E Manly-Spain |

1 [AFRC30JUN06A - CR]
2 Friday, 30 June 2006
3 [Witness entered Court]
4 [The accused present]
09:16:01 5 [Open session]
6 [Upon resuming at 9.20 a.m.]
7 WITNESS: ACCUSED ALEX TAMBA BRIMA [Continued]
8 [The witness answered through interpreter]
9 PRESIDING JUDGE: Good morning. Mr Brima, I will remind
09:19:42 10 you once more, you are still on your oath to tell the truth.
11 THE WITNESS: Yes, My Lord.
12 PRESIDING JUDGE: Thank you. Now, Mr Agha, before we start
13 today, as a matter of interest, we'd like to know how long you're
14 going to be with this witness. Are you able to give us an
09:20:06 15 estimate at this stage?
16 MR AGHA: It is quite difficult for me to give an estimate
17 at this stage, but I would be extremely surprised if I wasn't
18 finished by next week.
19 PRESIDING JUDGE: Next week is five days. Is it on the
09:20:24 20 Monday or the Friday?
21 MR AGHA: I would hope that it would be by around
22 Wednesday. That is my hope, but obviously that depends on how
23 forthcoming the answers are to the questions and so on and so
24 forth. That would be my expectation, based on the manner in
09:20:42 25 which the proceedings have been going at this point in time.
26 PRESIDING JUDGE: Thank you, Mr Agha. Just before we start
27 with the continuation of the witness's cross-examination, perhaps
28 it's wise for me to say at this stage -- I ought to state the
29 following in order to avoid any misunderstanding, when the time

1 comes for re-examination, I'm probably stating the obvious, but I
2 point out to the Defence that this witness is not a common
3 witness. As a consequence of which, counsel for the second
4 accused and third accused have exercised their rights to
09:21:30 5 cross-examine him. It follows that they also do not have a right
6 to re-examine him. That right rests only with counsel for the
7 first accused who called the witness and examined him in chief.

8 MR AGHA: Thank you. Good morning, Your Honours.

9 PRESIDING JUDGE: Good morning.

09:21:57 10 CROSS-EXAMINATION BY MR AGHA: [Continued]

11 Q. Good morning, Mr Brima.

12 A. Good morning.

13 Q. Yesterday we left off this Court when at the time of the
14 coup on 25th May 1997, you were actually, I believe, at home. Do
09:22:14 15 you remember that?

16 A. Yes.

17 Q. According to you, on the day of the coup you were then at
18 Cockerill army headquarters when you heard fighting was going on
19 between the SLA and Nigerians. Is that correct?

09:22:33 20 A. Ask me again.

21 Q. On 25th May, you went to army headquarters in Cockerill
22 where you heard that fighting was going on between SLAs and
23 Nigerian forces; is that correct?

24 A. No.

09:22:58 25 Q. No. You were not at Cockerill army headquarters on
26 25th May 1997?

27 A. I was there, but I did not say that when I was there, I did
28 not say that there was fighting going on between Nigerian and the
29 Sierra Leone Army soldiers.

1 Q. But you were at Cockerill; yes?

2 A. After, we had been addressed at 7th Battalion, I find
3 myself at Cockerill headquarters during th day time.

4 Q. Did you hear that fighting was going on between SLAs and
09:23:37 5 Nigerians while you were at Cockerill army headquarters on
6 25th May 1997?

7 A. Yes.

8 Q. And, according to you, this fighting was going on in
9 Aberdeen, so far as you heard; correct?

09:24:02 10 A. I did not get you clear.

11 Q. You heard that there was fighting going on between the SLAs
12 and Nigerian forces on 25th May 1997. The area you heard this
13 fighting was going on was in Aberdeen, wasn't it?

14 A. No, it was on the 25th that I was at Aberdeen.

09:24:26 15 Q. Didn't you hear that fighting was going on on 25th May at
16 Aberdeen whilst you were at Cockerill army headquarters; that's
17 correct, is it? That's what you are saying?

18 A. Fighting was not going on at Aberdeen. When I was at the
19 headquarters. I told you that around the 27th and the 29th, that
09:24:48 20 is the time that I knew that fighting was going on at Aberdeen,
21 because the Nigerian contingent had gun --

22 Q. So there was no attack launched by the Nigerians in the
23 Aberdeen region on 25th May 1997 that you heard?

24 A. Well, I do not have any idea about that.

09:25:11 25 MR AGHA: With Your Lordships' permission, I would like to
26 read a part of his own testimony to the accused. This will
27 actually be on a reasonably long section which we'll have to
28 refer to from time to time. It is certainly not my intention to
29 read all of it, but I think it may be of assistance to the

1 Chamber if I at least give you all the pages where we will be
2 reverting to from time to time on that document, to spare the
3 Court to keep on having to print out the various pages. Is that
4 acceptable to this Honourable Court?

09:25:49 5 PRESIDING JUDGE: Yes. Thank you, Mr Agha.

6 MR AGHA: With the permission of the Court, I would like to
7 read certain parts of the evidence of Mr Brima on 6 June 2006,
8 and these are pages 32 to 50.

9 PRESIDING JUDGE: You already have them printed, do you?

09:26:17 10 MR AGHA: I do. I'm indicating that these are the ones I
11 will be handing to the Chamber and also the learned Defence
12 counsel.

13 PRESIDING JUDGE: Thank you. I interrupted you. You were
14 saying pages 32 to 50; is that correct?

09:26:35 15 MR AGHA: That's correct, Your Honour. It's not my
16 intention to read all of them. It is just so the sequence is
17 there and so it is easier for the Chamber and the accused to
18 flick back and see the various parts. I don't want to take
19 things out of context in this matter.

09:27:33 20 PRESIDING JUDGE: Yes, go ahead, Mr Agha.

21 MR AGHA:

22 Q. I will read you a part of your own transcript. It's page
23 39. It starts at line 7 and it will go through to page 40, line
24 15. Now, I'm reading from the part where you are already at army
09:28:29 25 headquarters on 25th May.

26 "Q. Could you spell Gborie for the convenience of the
27 Court?

28 "A. Gborie, G-B-O-R-I-E.

29 "MR GRAHAM: Your Honours, I thought I heard the

1 interpreters say Captain Gborie not corporal.
2 "PRESIDING JUDGE: I've got corporal in my notes.
3 "JUSTICE DOHERTY: I have captain.
4 "PRESIDING JUDGE: Perhaps you can clear that up. I
09:29:03 5 thought he said Corporal Gborie.
6 "MR GRAHAM:
7 "Q. Can you tell this Court whether he was a captain or a
8 corporal?
9 "A. Gborie was a corporal.
09:29:19 10 "Q. What happened when Corporal Gborie came back to
11 Cockerill?
12 "A. When Corporal Gborie came back to Cockerill, I saw
13 him. I saw him with my dad.
14 "Q. What did Corporal Gborie do when he came in with your
09:29:37 15 father in?
16 "A. He drove and went down with him into the compound.
17 "Q. Do you know where they went?
18 "A. No.
19 "Q. Did you speak to your father at this time?
09:29:49 20 "A. No.
21 "Q. Did your father say anything to you at this time?
22 "MR AGHA: Your Honour, these are leading questions again.
23 "PRESIDING JUDGE: I will allow it, Mr Agha. Go ahead,
24 Mr Graham.
09:30:04 25 "MR GRAHAM: Thank you, Your Honours.
26 "Q. Did you see your father again after he came in with
27 Corporal Gborie?
28 "A. Well, my father from then onwards, I only heard that
29 fighting was going on at Aberdeen between the soldiers and

1 the SLA. So that was the time when Corporal Gborie came
2 and took my dad again to go and repair a gun that was
3 faulty. He was repairing this faulty gun. The Nigerians
4 that were towards Aberdeen, they were the ones that
09:30:38 5 launched a bomb which came and fell around the area where
6 my father was working."

7 That's the part I will read to you. I ask you again,
8 Mr Brima, was there fighting going on between the SLAs and
9 Nigerians which you heard about on 25th May 1997?

09:30:59 10 A. I did not say on the 25th. On the 25th, that is the time
11 that Gborie went to Cockerill with my dad. I told this Court
12 that around 27th and 29th, fighting was going on at Aberdeen,
13 which I heard about. Gborie took my dad and went with him there.

14 Q. We can read it back to you if you like to show it was the
09:31:28 15 25th in completeness. This is why I produced quite a large
16 chunk, because it runs on to page 48, I believe, on the first
17 pages where you actually start with, Mr Brima, what did Captain
18 Thomas tell you about the 25th May 1997 coup? Then you go, I
19 believe, and draw weapons, you stand guard for a period of time,
09:31:58 20 three or four hours, if my memory serves me correctly, and I
21 believe Captain Sankoh, on the same day, the 25th, takes you to
22 Cockerill army headquarters where your job is to inspect the
23 vehicles. You see your father come in, you see your father come
24 out. Still on the 25th, you hear about fighting between the SLAs
09:32:23 25 at Aberdeen, then you go on to say on the route to Wilberforce
26 Barracks on the 26th, you were involved in a car accident. Now,
27 is my understanding of your evidence wrong?

28 A. I really want to know what understanding.

29 PRESIDING JUDGE: What was that again, interpreter? I

1 missed it. You said, "I really want to know." What came after
2 that.

3 THE INTERPRETER: I really want to know what understanding.

4 PRESIDING JUDGE: What understanding?

09:33:01 5 THE INTERPRETER: Yes, Your Honour.

6 JUDGE DOHERTY: Mr Agha, the witness appears to have asked
7 you for clarification of your understanding.

8 MR AGHA:

9 Q. Mr Brima, my understanding of your evidence is what you
09:33:39 10 heard on 25th May while you were at Cockerill Barracks that there
11 was fighting going on between the SLA and Nigerians and that was
12 one of the reasons why your father was called to repair a faulty
13 weapon. Is that correct?

14 A. Well, you told me some minutes ago, you read a page. In
09:34:02 15 fact, I did not understand the page. From what I saw on this
16 page, what you read there and what I have on this page is not the
17 same. If you could, please, go back to the page, because you
18 told me to turn to page 39. I had turned there. What you read
19 just some minutes ago, when I looked at page 39. It was not
09:34:23 20 there. I don't know whether I was the one who missed the page.

21 Q. I will ask you a simple question: On 25th May 1997 when
22 you are at Cockerill army barracks, did you learn that there was
23 fighting going on between the SLA and Nigerians at Aberdeen; yes
24 or no?

09:34:47 25 A. Well, that one I will not be able to tell. The time that I
26 heard that there was fighting, there was fighting going on
27 between them, that was the time they took my father for the
28 second time to go and repair the gun at Murray Town. If you say
29 on the 25th, that was the time that I heard that, that's not to

1 my knowledge.

2 Q. So you are disagreeing with what I've said to you? You're
3 disagreeing with the fact that you did not hear about any
4 fightings between the Nigerians and the SLA in Aberdeen on 25th?

09:35:22 5 Either you agree or you don't agree?

6 A. I told you that I heard that there was fighting, but I did
7 not say that it was at Aberdeen. I said there was fighting going
8 on between the Nigerians and the SLA soldiers.

9 Q. I will read again from page 40, line 7. I shall make it
09:35:52 10 line 5, because it is when your father comes to the compound, so
11 you are clear about this. This is still 25th May.

12 "Q. Did you see your father again after he came in with
13 Corporal Gborie?

14 "A. Well, my father from then onwards, I only heard that
09:36:09 15 fights was going on at Aberdeen between the soldiers and
16 the SLA."

17 So, did you hear that there was fighting going on between
18 the soldiers and the Nigerians at Aberdeen?

19 A. I heard that fighting was going on for the second time that
09:36:30 20 they took my dad. When you said on the 25th, I did not say on
21 the 25th.

22 Q. It's a continuation of your earlier evidence. I don't
23 intend to read the whole of your evidence.

24 MS THOMPSON: Your Honour, I think to be fair to the
09:36:43 25 witness, the question was, "Again." Again meaning after the
26 first time he said -- if you read the whole thing in context,
27 again, the word again changes the whole sense of it. Basically
28 that after the first time he saw his father, did he see him
29 again? That was -- then you have this whole narrative from line

1 7 downwards. I think it's a bit unfair for my learned friend to
2 try to insinuate what he was talking about was actually the same
3 date, because there is no date here. It is not date specific.
4 It is not day specific at all.

09:37:21 5 MR AGHA: In reply to that, if I was to read the whole
6 parts of pages 32 to 40, it becomes apparent, but I want to avoid
7 doing that. I will just leave it in the context and this learned
8 Court will be able to gather from the context itself whether it
9 is the 25th or 26th or whichever other day they choose.

09:37:43 10 Q. I just put it to you, Mr Brima, that you heard that there
11 was fighting going on on 25th May between the SLA and Nigerians
12 in Aberdeen; yes or no.

13 A. Well, I still tell you that the time that they took my dad
14 to Cockerill, I did not heard about fighting at Aberdeen. I told
09:38:07 15 you for the second time that they took my house from the house,
16 when Corporal Gborie went for my dad at home, it was Aberdeen
17 that they went so as to go and repair a faulty gun. At that time
18 there was fighting going on. This time, it was not the 25th. It
19 was not on 25th.

09:38:25 20 Q. So that's your answer?

21 A. Yes.

22 Q. Moving along, and we're still in the same time frame,
23 25th May, we're talking about the day of the coup, which you did
24 not take part in, you have told us already that your father was
09:38:48 25 retired from the SLA before 25th May 1997, haven't you?

26 A. Yes.

27 Q. You were also a serving member of the SLA in May 1997,
28 weren't you?

29 A. I don't get your question clearly.

1 Q. Were you a member of the SLA in May 1997?

2 A. Yes.

3 Q. There were serving members in the SLA in 1997 who could fix
4 weapons, weren't there?

09:39:30 5 A. Well, I did not know about that. What I know is what I'm
6 telling you. My dad, I knew that he was the military expert,
7 armoury expert to fix gun.

8 Q. Your father was retired at that time, so I'm saying to you,
9 according to what you're saying, you don't know whether there was
09:39:55 10 anybody else serving in the SLA who had the ability to repair
11 weapons; correct?

12 A. That, what you've said, whether nobody was in the army who
13 could repair weapons, I knew of one man who was working under my
14 father. He was at Daru. My dad was the only one who was in
09:40:18 15 Freetown.

16 Q. So there was a person serving in the SLA in May 1997 who
17 could repair weapons?

18 A. Yes, but he was at Daru. He was not in Freetown. He was
19 at the Eastern Province of Sierra Leone.

09:40:40 20 Q. Now, according to you, your father made a firing pin for
21 the weapon that was not working; didn't he?

22 A. Yes.

23 Q. You would agree with me that making a firing pin is a
24 specialised task, wouldn't you?

09:40:56 25 A. Yes.

26 Q. It can take many hours, if not days to make and repair a
27 firing pin, can't it?

28 A. Well, that I would not be able to tell you. All that I
29 will tell you is that my father was an armoury expert in the

1 army, and I was not with him to see him work or whether he will
2 take one hour or two hours.

3 Q. I put it to you that your father was not repairing any
4 weapons for the SLA on 25th May 1997, was he?

09:41:32 5 A. Ask that question again.

6 Q. Your father was not repairing any weapons for the SLA on
7 25th May 1997, was he?

8 A. Yes, he went and repaired the gun. He went and made a
9 firing pin, then he went and repaired weapon which had a
09:41:56 10 blockage, at Aberdeen.

11 Q. Now, according to your evidence on 26th May, the day after
12 the coup, you were travelling to Wilberforce Barracks when you
13 had a road accident.

14 A. Yes.

09:42:19 15 Q. Your father was already dead by then, wasn't he?

16 A. Ask me back.

17 Q. When you had your accident on 26th May 1997 on the way to
18 Wilberforce Barracks, your father, who had gone to repair the
19 firing pin on 25th May, the day before, was already dead, wasn't

09:42:48 20 he?

21 A. No. My father died on 31st May 1997.

22 MR AGHA: Can I kindly ask the Court attendant to take away
23 the transcript which the witness has in front of him.

24 PRESIDING JUDGE: Yes, please, Madam Court Attendant.

09:43:15 25 MR AGHA: I'm not sure if that should actually have been
26 passed to the witness, Your Honour.

27 Q. Now, according to you, after your accident on 26th May, you
28 were taken to hospital; that is correct, isn't it?

29 A. Yes.

1 Q. And on 31st May, Major Tarawallie and Captain Paul Thomas
2 visited you in hospital, didn't they?

3 A. Yes.

4 Q. After they visited you on 31st May, Corporal Tamba Gborie
09:44:08 5 and Abu Sankoh, aka Zagalo, also visited you at the hospital,
6 didn't they?

7 A. Yes, but that was not the same day.

8 Q. Which day did that they visit you?

9 A. I cannot recall the date, but it was within June. That was
09:44:27 10 the time that Corporal Gborie and Sergeant Sankoh visited me.

11 MR AGHA: With Your Honours' permission, I would again like
12 to refer to the rather long transcript again and read a portion
13 from it.

14 Q. On page 44, you had mentioned, as you correctly said, that
09:45:21 15 Major Paul Thomas visited you on 31st May 1997. Then if we pick
16 up on page 45, at line 12 - and I will read with the permission
17 of the Court this excerpt:

18 "Q. Mr Brima, apart from the visits you received from
19 Major Tarawallie and Captain Paul Thomas, did you receive
09:46:08 20 any other visits at this time?

21 "A. Yes, I also had a visitor who was Corporal Tamba
22 Gborie, Sergeant Abu Sankoh."

23 JUDGE SEBUTINDE: Sorry, Mr Agha, what page are you reading
24 and what line?

09:46:28 25 MR AGHA: I beg your pardon. It is page 45 and it started
26 at line 12. I will start again.

27 "Q. Mr Brima, apart from the visits you received from
28 Major Tarawallie and Captain Paul Thomas, did you receive
29 any other visits at this time?

1 "A. Yes, I also had a visit who was Corporal Tamba Gborie,
2 Sergeant Abu Sankoh."

3 Q. Do you still claim that you didn't meet Corporal Gborie and
4 Abu Sankoh on the same day you met Captain Paul Thomas and Major
09:47:12 5 Tarawallie?

6 A. Both of them did not visit me at the same day when Major
7 Tarawallie and Captain -- Your Honours, would the witness go over
8 the last bit?

9 PRESIDING JUDGE: Can you repeat your answer, Mr Brima, the
09:47:32 10 interpreter did not get all of your answer.

11 THE WITNESS: Corporal Gborie and Sergeant Sankoh, both of
12 them did not visit me on 31st May when Major Tarawallie and
13 Captain Paul Thomas visited me.

14 MR AGHA:

09:47:55 15 Q. Then why did you say in your evidence that they visited you
16 at this time. Does that not indicate to you the same day?

17 A. Well, maybe. It might be what the interpreter has
18 interpreted. But I did not say the same day. The day that they
19 visited me was the time that they took me to a meeting. I did
09:48:18 20 not tell you that it was the same day.

21 Q. I put it to you that you did say that it was the same day
22 and you meant it to be the same day.

23 MS THOMPSON: Your Honour, that's not strictly right. The
24 words at this time came from the questioner. There is no way in
09:48:33 25 this passage read by my learned friend about "at this time". If
26 my learned friend is going to put portions of the transcript to
27 the witness, it is only right that he interprets what is actually
28 in the portions that he read and not actually input his ideas or
29 what he thinks the witness meant into what he's putting to the

1 witness.

2 PRESIDING JUDGE: Well, my understanding was that he wasn't
3 quoting from the transcript. I understood Mr Agha to say that
4 despite what appears in the transcript, he was putting to the
09:49:08 5 witness that the visits were on the same day and that is probably
6 a precursor to Mr Agha having other evidence that they were on
7 the same day. If he does have that evidence, he is obliged to
8 put it to the witness. On that basis, I will allow the question.
9 If you are saying that the transcript says the same day, then I
09:49:29 10 won't allow the question, Mr Agha.

11 MR AGHA: The question I wish to put is not based on the
12 transcript, it is based on his answer flowing from the transcript
13 that he did not meet them on the same day. My understanding from
14 the transcript, and it can be read, is that he met them at that
09:49:47 15 time, which is by directly referenced back to the day when he met
16 Paul Thomas, which is the page or so before.

17 MS THOMPSON: Your Honour, he's answer it. If you go down
18 to line 17, there is a date also. At this time does not
19 necessarily -- I don't want to go into --

09:50:10 20 PRESIDING JUDGE: Line 17 on what page?

21 MS THOMPSON: Page 44, where my learned friend was reading
22 from.

23 PRESIDING JUDGE: He was reading from page 45.

24 MS THOMPSON: Sorry. I thought he was on page 17 [sic].
09:50:23 25 In any event, at this time is a phrase which is wide open in the
26 English language and I don't really want to have to go into
27 semantics here. But at the same time, my learned friend doesn't
28 appear to have any other evidence, because Your Honour has just
29 asked him to put it to the witness. He hasn't done so. What

1 he's saying, he's taking it from the transcript. I still
2 maintain if he's taking it from the transcript, he has to take
3 the sense from the transcript, as well as the words that he's
4 relying on. The witness has answered the question. It doesn't
09:50:54 5 matter how many times he puts it, the witness has answered the
6 question.

7 PRESIDING JUDGE: He has answered the question, Mr Agha.
8 The phrase "at this time" is capable of more than one
9 interpretation.

09:51:06 10 MR AGHA: I will be guided by Your Honours to interpret it
11 within the context of the evidence of Mr Brima. I'll move on.

12 Q. Now, you say that your father died on 31st May; correct?

13 A. Yes.

14 Q. And you say that Major Paul Thomas and captain -- Captain
09:51:34 15 Paul Thomas and Major Tarawallie visited you in hospital on
16 31st May; correct?

17 A. Yes.

18 Q. Did they visit you in the morning?

19 A. Well, I can't recall now whether it was in the morning.

09:51:51 20 Q. Was it in the afternoon?

21 A. Well, this is what I'm telling you. I cannot recall,
22 because the day I did not have my watch and there was no time. I
23 would not be able to tell you whether it was past 12 or not past
24 12, but they visited me in the hospital.

09:52:10 25 Q. Well, let me put it this way: Did they visit you before
26 breakfast?

27 PRESIDING JUDGE: I think he's answered. He doesn't know
28 whether it was the morning or the afternoon. So what's the point
29 of asking him was it before breakfast?

1 MR AGHA: I'm assuming he was fed. He may be able to break
2 down whether it was before lunch or after lunch. He may recall
3 that.

4 PRESIDING JUDGE: I think you better move on, Mr Agha. He
09:52:41 5 has categorically stated he does not remember whether it was the
6 morning or the afternoon.

7 MR AGHA:

8 Q. What about night-time?

9 A. During nights. Like what?

09:52:57 10 Q. Did he visit you after 7.00.

11 MS THOMPSON: The witness has answered: he does not know
12 what time. It doesn't matter what time frame my learned friend
13 puts to him or what he does to jog the witness's memory. He has
14 answered he does not know what time: asked and answered.

09:53:19 15 PRESIDING JUDGE: Yes, move on, Mr Agha. He's answered
16 that question.

17 MR AGHA:

18 Q. When he visited, was it daylight or not daylight.

19 A. Well, just like I told you, I cannot recall. But they
09:53:34 20 visited me in the hospital, the two officers whose names that he
21 called.

22 Q. What did they tell you in particular?

23 A. They gave me a gift. And they gave me paper to collect
24 rice.

09:53:57 25 Q. Why did they do that?

26 A. It's because of my dad. That was what made them do that.

27 MR AGHA: I'd like to show, with the permission of the
28 Court, a document. It's a copy of a death certificate which I
29 would also like to pass to the Court and Defence counsel.

1 PRESIDING JUDGE: Yes, go ahead, Mr Agha.

2 MR AGHA:

3 Q. Now, this document is a death certificate. You have this
4 before you, Mr Brima?

09:56:07 5 A. Yes.

6 Q. I'll just read: "This is to certify that Sergeant Brima T
7 64619, a male, died on 31st May 1997 at 6:25 p.m.." Do you see
8 that?

9 A. Yes.

09:56:32 10 Q. Place of hospital is Military Hospital Freetown.
11 Registered at Wilberforce?

12 A. Yes.

13 Q. Usual place of residence, "G-16 Wilberforce Barracks."

14 A. Yes.

09:56:49 15 Q. And it is witness my hand, fourteenth day of 2006.

16 THE INTERPRETER: Can the witness go over that last bit?"

17 MR AGHA: Witness my hand, this fourteenth day of June
18 2006."

19 THE WITNESS: Yes.

09:57:15 20 MR AGHA:

21 Q. Now, would you agree with me that that death certificate
22 relates to your father?

23 A. Yes.

24 Q. Now, you mentioned that Captain Thomas, and Major
09:57:30 25 Tarawallie brought you a gift on the death of your father.

26 A. Yes.

27 Q. Is it your evidence that immediately after your father's
28 death at 6.25 p.m., they came to visit you in hospital with chits
29 for rice and gifts?

1 A. Yes.

2 Q. I put it to you that no such visit by Captain Paul Thomas
3 and Major Tarawallie was made to you on 31st May 1997 after
4 6.25 p.m. to give you a chit for rice and gifts?

09:58:16 5 A. Well, I'm telling you, also, that this -- when my dad died,
6 the time that they put here, it was the people who made it that
7 put that time there. But they said that it was this time that he
8 died and those people went and met me in the evening after his
9 death, that's not true.

09:58:49 10 Q. So, according to you, the time of death on this certificate
11 is wrong; correct?

12 A. Yes, the time is wrong, because this certificate was made.

13 Q. According to you, what was the correct time of death?

14 A. Well, I cannot tell you the correct time. Because they did
09:59:16 15 not tell me the correct time, but it was during the day. That
16 was the time that my father died. My father was in the male
17 surgical hall and I was at the male medical ward.

18 Q. Thank you.

19 MR AGHA: Can I kindly ask for this document to be
09:59:36 20 exhibited, with the permission of the Court.

21 PRESIDING JUDGE: Yes. Do the Defence want to say anything
22 on that document?

23 MS THOMPSON: Your Honour, before it is, I think the Court
24 must have sight of the copy of the original obtained from the --

09:59:59 25 PRESIDING JUDGE: Why is that, Ms Thompson?

26 MS THOMPSON: Your Honour, what I know, if you get a death
27 certificate from the Registry of Births and Deaths, there is a
28 copy of the original, and we haven't seen it. I would like to
29 have sighted that copy and compared it with a copy. There is an

1 entry here that, "Witness my hand, this fourteenth day of June
2 2006," which is not -- I'm not very confident about that date,
3 which is the reason why I would like to see the copy of the
4 entry. If my learned friends were able to get a copy of this,
10:00:38 5 they should have been able to get a copy of the entry, as to when
6 it was entered, which is the normal procedure, as far as I'm
7 aware, when one tries to extract these documents.

8 PRESIDING JUDGE: What do you say to that, Mr Agha?

9 MR AGHA: Well, my understanding is we actually went to the
10:00:55 10 office where these records are kept. They're not going to hand
11 us over what they have. So, they handed over a copy of what they
12 had. I have an investor's declaration, if that would be of
13 assistance, which I can give to this Court to show where the
14 document came from. In any event, I would have thought relying
10:01:17 15 under Rule 89(C) and the Fofana Appeals decision, the Court can
16 give whatever weight to the document it chooses.

17 PRESIDING JUDGE: The witness has identified this as his
18 father's death certificate. It's only a photo stat copy. If the
19 Defence says that there is something improper or unusual about
10:01:37 20 the copy, then I'll remind the Defence they're still in evidence.
21 They can produce some contradictory evidence in their case, if
22 they wish to. At the moment, it is admissible. It is simply a
23 matter of weight that the Court will eventually put on the
24 document. This document will be admitted into evidence as
10:01:59 25 Exhibit 90.

26 MR FOFANAH: Is it P90?

27 PRESIDING JUDGE: Yes, of course. Thank you, Mr Fofonah.
28 Exhibit P90.

29 [Exhibit No. P90 was admitted]

1 MR AGHA:

2 Q. Coming back to your father, his death was caused by a bomb
3 launched by the Nigerians which fell around the area where your
4 father was working; is that correct?

10:03:01 5 A. Yes.

6 Q. I put it to you that your father died of hypertension and
7 diabetes, and not as the result of the effects of a Nigerian
8 bomb.

9 A. Well, I am telling you that it was the Nigerian bomb.
10:03:13 10 Because, my dad, I knew that he had hypertension. And what led
11 him to go to the hospital, it was because the officers went and
12 dropped that bomb. That was why he collapsed, and he was taken
13 to the hospital. But I'm aware that my father had hypertension.

14 MR AGHA: With the permission of the Court, I would like to
10:03:35 15 show the witness another document. This is a document from the
16 Office of Chief Registrar of Births and Deaths. I will be
17 providing copies to the Court and Defence, as well as Mr Brima,
18 with the permission of the Court.

19 Just before I address -- actually, I will address that
10:05:03 20 document, Your Honour.

21 Q. Mr Brima, you have this document in front of you?

22 A. Yes.

23 Q. It is a document from the Office of Chief Registrar of
24 Births and Deaths, Death Statistical/Notification Report. The
10:05:24 25 registration number is 1396; yes?

26 A. Yes.

27 Q. At one, it says, "Deceased: Sergeant Brima T 64619";
28 correct?

29 A. Yes.

1 Q. "Time and date of occurrence: 6:25 p.m., 31 May 1997". Is
2 that what it says?

3 A. If that's what I'm seeing in this paper, but I'm telling
4 you this was not the time my father died. When my father died,
10:06:02 5 it was then they made this --

6 THE INTERPRETER: The interpreter is sorry. Can the
7 witness come again? He's moving too fast for the interpreter.

8 THE WITNESS: [No interpretation].

9 JUDGE SEBUTINDE: Mr Brima, maybe you should just -- we've
10:06:27 10 lost the interpreter completely. You're going to have to repeat
11 that a little slowly.

12 THE WITNESS: Yes, My Lord.

13 PRESIDING JUDGE: We're also going to go over evidence that
14 he's just given. He's already disputed that time of death,
10:06:41 15 Mr Agha.

16 MR AGHA: I want him to say whether he's also suggesting
17 that the person who put this time of death in here, the reason as
18 to why it's also wrong.

19 PRESIDING JUDGE: Well, he probably took it from the death
10:06:57 20 certificate. Go ahead. Look, I would like to avoid repetition
21 of evidence as much as possible.

22 MR AGHA: I will move on, Your Honour. The Prosecution
23 regards this as an important point.

24 PRESIDING JUDGE: Go ahead. If you have got a new question
10:07:19 25 on the same point, you go ahead and ask it.

26 MR AGHA:

27 Q. If we now look at the cause of death, which is number two,
28 it says, "Immediate cause: Hypertension, diabetes"; is that
29 right?

1 A. Well, I've seen that in this paper, and I've told this
2 Court that my dad had hypertension. But what led him to be taken
3 to the hospital that day, it was because of the bomb that was
4 launched by the Nigerians, which dropped at the place where he
10:07:59 5 was working.

6 Q. Going on from cause of death, it says "not violent"; right?

7 THE INTERPRETER: Could learned counsel please repeat that
8 part.

9 THE WITNESS: I did not get you clearly.

10:08:18 10 MR AGHA:

11 Q. After cause of death, we have immediate cause and then
12 antecedent cause. Then at 12 if death due to, and we have the
13 box ticked, "Not violent"; that is correct?

14 A. Well, since you went to the birth and death, if I were the
10:08:45 15 person that went to the birth and death, and I explained to them
16 that I am the son of the late man, maybe they would have given me
17 the first-class information.

18 Q. But, according to you, then, that's wrong?

19 A. The information here, I got in to myself. I cannot
10:09:07 20 determine that, but I told you that my dad, what made him to be
21 taken to the hospital was because the bomb was dropped in the
22 area that he was working. That was why he was taken to the
23 hospital. Even myself, in the detention, a little problem
24 happened there, it would lead me to high blood pressure. I know
10:09:28 25 I have it, but will lead me to that, what led my dad to the
26 hospital, because that bomb was dropped.

27 MR AGHA: May I ask the Court that this kindly be
28 exhibited.

29 MR FOFANA: Excuse me, Mr Agha. Your Honour, may the

1 second accused be excused to use the convenience?

2 PRESIDING JUDGE: Yes, the second accused can leave the
3 courtroom. On the tender of this document, do the Defence have
4 anything to submit?

10:10:04 5 MS THOMPSON: No, Your Honour.

6 PRESIDING JUDGE: The photocopy of the Office of Chief
7 Registrar of Births and Deaths, Death Statistical/Notification
8 Report, number 1396, will be admitted into evidence as
9 Exhibit P91.

10:10:29 10 [Exhibit No. P91 was admitted]

11 MR AGHA: Now, also, with the permission of the Court, I
12 would like to put one final series of documents to the accused
13 regarding the death and manner of his father's death. It is an
14 in-patient case sheet, a copy of which will be provided to the
10:11:05 15 Bench and learned Defence counsel, as well as the accused.

16 THE WITNESS: Yes, My Lord, I've observed something which I
17 want to tell this Court.

18 PRESIDING JUDGE: What do you mean, Mr Brima?

19 THE WITNESS: I have observed that the information
10:11:29 20 contained in this document, I want to make a comment on an area
21 here.

22 PRESIDING JUDGE: Normally your counsel will look after you
23 in re-examination, as far as that goes. Is it something that you
24 should have mentioned in your answers to the Prosecution
10:11:52 25 counsel's question?

26 THE WITNESS: Well, when the Prosecution lawyer was asking
27 me question, he did not ask me on that area. It is an area that
28 I've observed that, in this document, what is contained there in
29 that area is not correct.

1 PRESIDING JUDGE: What area?

2 THE WITNESS: That is, my father's full address where it is
3 stated G-16. My father was not living at G-16 at the Wilberforce
4 Barracks. My father was living at G-15, G-16 and G-17. But to
10:12:39 5 tell this Court the truth, my father used to sleep in a room at
6 G-17. The room was G-17. What I've observed in this document,
7 it is stated here as G-16.

8 PRESIDING JUDGE: Yes, all right. Thank you, Mr Brima.
9 Yes, Mr Agha.

10:13:11 10 MR AGHA: I think the documents can be taken back now from
11 Mr Brima as we give him a new set. We don't want any more
12 confusion with documents.

13 PRESIDING JUDGE: Yes, Madam Court Attendant, can you take
14 back the document he has at present.

10:13:46 15 JUDGE SEBUTINDE: Mr Agha, do we have a new set of
16 documents, because we don't.

17 MR AGHA: Yes, I believe they have been provided.

18 JUDGE SEBUTINDE: Where are they?

19 PRESIDING JUDGE: Yes, go ahead, Mr Agha.

10:14:05 20 MR AGHA:

21 Q. Mr Brima, do you have a copy of the document before you?

22 A. No.

23 Q. By way of introduction, it's an in-patient care sheet. You
24 will see: Service number, 64619; rank, Sergeant; surname Brima;

10:14:32 25 Christian name T. Is that your father?

26 A. What do you mean when you say Christian name?

27 Q. Well, Tamba, for example.

28 A. Tamba is not a Christian name.

29 Q. What was your father referred to? I thought - I may be

1 wrong - in your evidence you called him Tamba Brima.

2 A. Yes, but when you said Tamba is a Christian name, it is not
3 a Christian name.

4 Q. I apologise if the form is written in that manner.

10:15:16 5 JUDGE SEBUTINDE: Mr Agha, the form says Christian or
6 forenames. There is no need to argue over things which are
7 written.

8 MR AGHA:

9 Q. If we move on, it says 12. Theatre in which admitted is
10:15:33 10 SMS Wilberforce. Would you agree with me that's the Military
11 Hospital in Wilberforce?

12 A. I know it is the Military Hospital, but the way you put it,
13 before this time, it was not called the FMS. It was called the
14 34 Military Hospital and this FMS name, it is a recent name that
10:16:09 15 has been given to 34. That is after the restructuring in 2000.

16 Q. Thank you, Mr Brima. Now you will see under "Direct
17 Admission," it says, "medical transfer." Time, in hours, 1026
18 hours. And underneath, "Arrived as a transfer in 1/5/97," so
19 that is 1st May 1997. So, according to this document, your
10:16:40 20 father was admitted into hospital on 1st May 1997.

21 A. No.

22 Q. Now, if we turn to the next page, there are various
23 doctors' handwritings.

24 PRESIDING JUDGE: We've only got one page.

10:17:12 25 MR AGHA: I beg your pardon, Your Honour. The system is
26 not working well this morning.

27 PRESIDING JUDGE: How many pages should we have in this
28 document?

29 MR AGHA: There should be just two others which should have

1 been attached to the first sheet, so three in total. The first
2 sheet we just looked at is the in-patient care sheet, the next
3 page has scribbles from a doctor, some writings, as such and the
4 third page has handwriting and also some typed.

10:19:31 5 PRESIDING JUDGE: I've got four pages here. I will give
6 you the numbers. The first one ends in 65, then the next one
7 ends in 67, then 69 and then 70.

8 MR AGHA: The ones we're interested in, in order,
9 Your Honour, is 69, which we've already looked at.

10:20:03 10 PRESIDING JUDGE: I'm sorry. 65 is already in evidence as
11 P91. My mistake, Mr Agha.

12 MR AGHA: No problem, Your Honour. 69 was the first sheet
13 we looked at; 70, which is the doctors' scribble; and 67, which
14 is the final sheet.

10:20:26 15 PRESIDING JUDGE: Go ahead, please.

16 MR AGHA: Does the Defence and the witness also have copies
17 of these documents?

18 Q. Mr Brima?

19 A. Yes, I've got them.

10:20:41 20 Q. Now, the sheet I want to look at, sheet 370 is essentially
21 the doctor's diagnosis. The piece of paper I'd like you to look
22 at is a final sheet which is marked 0019367.

23 A. Yes.

24 Q. Now, there is handwritten on the left-hand part of the page
10:21:06 25 and typed on the right-hand part. You can see that?

26 A. Yes.

27 Q. Now --

28 MS THOMPSON: Sorry, Your Honour, before my learned friend
29 goes on. I'm a bit confused about the sequence of these pages.

1 Did we have a 68? I've got 67, 69 and my final sheet is 70.
2 We're asking if 67 is the final sheet. I'm not sure if I'm
3 confused.

4 MR AGHA: There is no need to be confused. These are just
10:21:46 5 the sequence given in our evidence unit and these are the
6 documents which we are using. Obviously documents which are not
7 relevant, we don't intend to put before the Court.

8 PRESIDING JUDGE: It could be taken there is something on
9 68 you don't want us to see.

10:22:08 10 MR AGHA: Sorry, I have to clarify further. Apparently
11 it's the way they are marked in the evidence unit. When the
12 documents are gathered, they are handed in by our investigators
13 to the evidence unit in whatever manner they are given to them.
14 In the evidence unit, they are not sorted out to any kind of
10:22:25 15 order, they are just stamped in the order they're received, so
16 certain parts might not be relevant to it and certain parts may
17 be. We then when we receive the documents back, have to draw out
18 the numbers which are relevant.

19 PRESIDING JUDGE: You're telling us, Mr Agha that there is
10:22:44 20 nothing missing from this in-patient case sheet?

21 MR AGHA: I can go back and I can check the other numbers
22 and if there are other numbers which belong on the in-patient
23 case sheet, for example, I wasn't entirely clear whether all --
24 there was a need to include the doctor's handwriting, but I can
10:23:06 25 check that for Your Honours and hand over any other parts there
26 may be.

27 MR FOFANAH: May it please Your Honours.

28 PRESIDING JUDGE: Yes, Mr Fofanah.

29 MR FOFANAH: Just for purposes of further clarification, it

1 may be an issue for re-examination, but since I am confused, I
2 will argue it on behalf of my client. Apparently Exhibit P90,
3 which we have, has a very recent date, 14 June 2006. P91, which
4 is the page that immediately follows P90, has an earlier date
10:23:55 5 of 11 June 1997. That raises some confusion.

6 PRESIDING JUDGE: I think the numbers stamped up top are
7 stamped by the Prosecution. It's a way of numbering their
8 documentary evidence. Is that correct, Mr Agha?

9 MR AGHA: That's correct, Your Honour. The numbers at the
10:24:15 10 top are.

11 PRESIDING JUDGE: Does that explain it, Mr Fofanah?

12 MR FOFANAH: Yes, Your Honour.

13 MS THOMPSON: Your Honour, that raises questions for me,
14 then, because it seems to me that the numbering is sequential.
10:24:28 15 The way the exhibits have been coming in, the numbering is
16 sequential. If one then looks closely at the other documents,
17 the entries of 31st, 34, 67 and 70. The entries of 31st May.
18 There may be a 68 lurking somewhere which forms part of these
19 documents. It seems to me these were part of a booklet, which
10:25:00 20 were extracted and then given numbers. It seems there is a
21 sequential order. So there must be something somewhere which
22 would indicate entries earlier than 31st May. I'm don't know if
23 my learned friend is saying that the only entry is 31st May,
24 which is what we have. It does raise some questions for me. I'm
10:25:18 25 confused as to what is missing.

26 PRESIDING JUDGE: Yes, I think for the sake of
27 completeness, Mr Agha, and also to dispel the suggestion that
28 these documents -- you have been selective in these documents.
29 You ought to produce page 68 as well, relevant or not.

1 MR AGHA: I was trying to save the Court time by going
2 through the documents, Your Honour.

3 PRESIDING JUDGE: I appreciate why you've handed the
4 documents up in this form. You do see that you could be accused
10:25:59 5 of being selective in the evidence you have produced to the
6 Court.

7 MR AGHA: These are the documents with the numbers on.
8 Would it be easier if they were photocopied during the break and
9 then handed out, or would you care for the Court to pass them
10:26:16 10 around now?

11 PRESIDING JUDGE: What documents are they then?

12 MR AGHA: This is document 366, which shows Brima, T, and
13 it is a blank chart.

14 PRESIDING JUDGE: We're interested in the gap between 67
10:26:31 15 and 69.

16 MR AGHA: 68 is 31st May, simply listing some kind of
17 medical treatment he may have been given, medicines, which I
18 don't know of.

19 PRESIDING JUDGE: For the sake of completeness, that should
10:26:48 20 go with these other three pages.

21 MR AGHA: Certainly, Your Honour. There is also a chart
22 which is blank.

23 PRESIDING JUDGE: Whatever comprises the in-patient case
24 sheet should be included.

10:27:06 25 MR AGHA: Certainly, Your Honour.

26 PRESIDING JUDGE: Are you doing that now, or do you want to
27 go ahead with your question?

28 MR AGHA: If I may go ahead and in the meantime it can be
29 done, and that may save some time.

1 PRESIDING JUDGE: Thank you.

2 MR AGHA:

3 Q. Witness, do you have in front of you the document which is
4 in manuscript in the left and typed on the right-hand side?

10:27:42 5 A. Yes.

6 Q. Turning to the handwritten part of the document, can you
7 see, I think, the third name down, Sergeant Brima T?

8 A. Ask again, sir.

9 Q. If you look at the top of the document, we see Sergeant
10:28:23 10 Brima K. We see another name and then, I believe under that, we
11 see Sergeant Brima T.

12 A. Yes.

13 Q. We also see at the top number 573.

14 A. Yes.

10:28:43 15 Q. Now, if you go over to the typed part of the document, you
16 will see registration number 573.

17 A. No.

18 Q. What do you have under "registration number"?

19 A. What I'm seeing is 573, it is not 576.

10:29:12 20 Q. Thank you. Now if we go back to the manuscript part, we
21 have the words, in handwriting, "RIP at 6:25 p.m."?

22 A. Yes.

23 Q. What does RIP mean?

24 A. Except you tell me.

10:29:44 25 PRESIDING JUDGE: Yes, Mrs Thompson.

26 MS THOMPSON: The witness is not the maker of this
27 document. I'm not sure how he can explain to my learned friend
28 what RIP means.

29 PRESIDING JUDGE: He can be asked if he knows what it

1 means. I will allow the question in that form that I've
2 mentioned, Mr Agha.

3 MR AGHA:

4 Q. Do you know what the expression RIP stands for?

10:30:11 5 A. I don't know.

6 Q. You see the time 6.25 p.m. written in hand?

7 A. Yes.

8 MR AGHA: I kindly ask for this document also to be
9 exhibited, Your Honour. Also, I will ask one final question of
10:30:45 10 the accused, if I may.

11 Q. Coming back to the typed part on the right, do you see the
12 typed part?

13 A. Yes.

14 Q. Where you read the registration number 573.

10:30:59 15 A. Yes.

16 Q. Above that, we have date of admission. Do you find that?

17 A. Yes.

18 Q. That says 1/5/1997, doesn't it?

19 A. I've seen it. But that was not the time my dad as
10:31:28 20 admitted.

21 Q. Now, at the top of the manuscript, it says, "Forces Medical
22 Services, Wilberforce Barracks, Freetown, Form." Correct?

23 A. I've seen it there.

24 Q. At the bottom, we have the signature of the Registrar;
10:31:50 25 correct?

26 A. I've seen a signature there.

27 Q. So, according to the Forces Medical Services, Wilberforce
28 Barracks, your father was admitted for treatment on 1st May 1997,
29 as referred to in the earlier document, which was an in-patient

1 care sheet; correct?

2 A. That is the way I've seen it here, but it is not correct.

3 That was not the time my dad was admitted. Then, I want to ask,

4 I really want to know who made this document. Because this

10:32:37 5 document is a recent document.

6 PRESIDING JUDGE: Mr Agha, also, I think, in fairness to

7 the witness, if you're going to refer to that date on the

8 in-patient case sheet, if you look down the bottom, the very last

9 handwritten notation on the in-patient case sheet, that's the one

10:33:01 10 numbered 19369, down the bottom it has got "DOA", which I take to

11 be date of admission, 31st May 1997, which would seem to suggest

12 that there was more than one admission.

13 MR AGHA: That may well have been the case, Your Honour,

14 which is what the writings say, and JOK, I'm not sure what that

10:33:30 15 means, Sergeant Brima K, which, I assume, is next of kin as well

16 and son. If, indeed, DOA is --

17 PRESIDING JUDGE: It might be date of accident. It could

18 well be. But I understood you were putting to the witness that

19 his father was admitted on 1st May and stayed there to 31st May,

10:33:57 20 whereas these documents show the possibility that there was more

21 than one admission.

22 MR AGHA: Yes, indeed.

23 MR MANLY-SPAIN: May it please, Your Honour. Just an

24 observation. This document has not been tendered, 369.

10:34:18 25 PRESIDING JUDGE: No, it hasn't been tendered yet. That's

26 quite correct, Mr Manly-Spain.

27 MR MANLY-SPAIN: I don't know whether counsel wishes to

28 tender it.

29 PRESIDING JUDGE: I thought Mr Agha was going to tender it,

1 subject to the production of those two other pages.

2 MR AGHA: Yes, Your Honour, that is my intention. Perhaps
3 after the adjournment, I will ask them to be exhibited so we can
4 move along.

10:34:45 5 PRESIDING JUDGE: All right.

6 MR AGHA:

7 Q. Now, Mr Brima, when you gave evidence before this Court,
8 you didn't mention that your father died of hypertension, did
9 you?

10:35:04 10 A. My dad, it is only that I've seen it here that he died of
11 hypertension. But I knew that my father was hypertensive
12 patient. What led him to be taken to his death was the bomb that
13 was dropped, which led him to go into coma.

14 Q. In your evidence --

10:35:30 15 A. That led to his death.

16 Q. -- in your evidence, you didn't say he died of
17 hypertension, did you?

18 A. I didn't say so. I said my father fell into coma. I'm
19 still telling you that my father fell into a coma. That was why
10:35:51 20 he was taken to the hospital, but -- so since he was getting this
21 hypertension, we treated him, and the medicines we used to give
22 him was --

23 Q. So you didn't know about --

24 THE INTERPRETER: The interpreter is sorry. The
10:36:14 25 interpreter is sorry. The witness has moved so fast that some of
26 his testimony --

27 JUDGE SEBUTINDE: Mr Brima, none of that has been picked up
28 by the interpreter. If you can please repeat your whole answer,
29 the interpreter will take it for us.

1 THE WITNESS: I said, what led to my father's death, it was
2 when my father fell into a coma when the Nigerians launched a
3 bomb that dropped in the place where he was working. That was
4 why he was taken to the hospital, and that led to his death. I
10:36:52 5 said, I knew that my father had hypertension. And I used to buy
6 the medicines, whose names I've mentioned.

7 MR AGHA:

8 Q. Did you mention during your evidence that your father used
9 to suffer from hypertension; yes or no?

10:37:06 10 A. No, I did not talk anything about that, because that was
11 not what I thought that led to his death.

12 Q. I put it to you that your father was not injured or in any
13 way affected by a bomb on 25th May 1997, which may or may not
14 have led to his death.

10:37:33 15 MR MANLY-SPAIN: May it please Your Honour, I think that is
16 a double-barrelled question.

17 PRESIDING JUDGE: Yes, I agree with that, Mr Agha. I won't
18 allow that question in that form.

19 MR AGHA:

10:37:44 20 Q. I put it to you that your father was not hit by or had
21 anything to do with a bomb on 25th May 1997; did he?

22 A. I will correct that side. I did not say he was hit by a
23 bomb. I have never mentioned that in this Court. I said the
24 bomb dropped around the area, the circumference where my father
10:38:10 25 was working, which made my father fall into a coma, which led to
26 his death.

27 Q. I put it to you that no bomb fell in the area whilst your
28 father was working on 25th May 1997.

29 MS THOMPSON: He did not say 25th May.

1 THE WITNESS: It was not 25th of May.

2 MR AGHA:

3 Q. I put it to you that no bomb fell in the area where your
4 father was working which led or caused his death.

10:38:44 5 A. A bomb was dropped there, and that was what led to his
6 death. That is why this document that is before me, 67, the
7 medical doctor who made this document, I do not know what he
8 wrote. If you're able to read what he wrote, I would have been
9 happy. Perhaps I would have been able to respond to your
10:39:03 10 questions, because this document is a recent document.

11 Q. Actually, you haven't read it, but if you did, you could
12 make out the doctor's handwriting, that there is no mention of
13 bomb injuries.

14 A. Well, I'm also seeing some handwriting. I cannot comment
10:39:25 15 on that, because I was not the one that wrote that. But if you
16 are able to read this to me, then I will be able to tell you that
17 this, and that. But what I know that what led to the death of my
18 father, was that in the area where he was working, when the bomb
19 dropped in the circumference where my father was working, he fell
10:39:45 20 into a coma.

21 Q. I put it to you that it's a complete lie that your father
22 was working to repair weapons at the time when you say he was
23 affected by a bomb which fell.

24 A. I'm telling you that it's true. And, I'm telling you
10:40:05 25 again, that -- read this document. Because I see a signature,
26 but I do not know which doctor signed it. But that was what led
27 to the death of my father, when they dropped a bomb around the
28 area where he was working.

29 Q. You've made up this whole story about your father being

1 killed by a bomb while repairing weapons or his death being
2 caused by a bomb as a justification of you being a member of the
3 AFRC, haven't you?

4 MS THOMPSON: Your Honour, which bit is my learned friend
10:40:41 5 saying he's made up? He's put two different aspects of the
6 witness's account to the witness. The part which he says he was
7 preparing a weapon, or the part which he says he was killed by --
8 he died in hospital as a result of the bomb.

9 MR AGHA: I will clarify.

10:41:01 10 Q. I put it to you that you've made it up that your father,
11 for his good works in repairing weapons, was the result of you
12 becoming an AFRC member.

13 A. I myself, I'm telling you that is a lie. It's the truth
14 that I'm telling you, that, because of my dad, that's why I
10:41:30 15 became an AFRC member, and it's the truth that I'm telling you
16 because we were not in Sierra Leone. If I did not know what led
17 to my father's death, I wouldn't have said it. But I know what
18 led to my father's death, and I still ask you -- tell you that
19 this document that was made, I want to know who made this
10:41:59 20 document. This doctor. Because I see a signature and I see
21 something that is written, which I am not able to decipher.

22 Q. So, according to you, it was the good works of your father
23 which led to you being made a member of the AFRC council.

24 MS THOMPSON: Asked and answered, Your Honour.

10:42:16 25 PRESIDING JUDGE: Yes, we've had that evidence already,
26 Mr Agha. Looking at the time, this might be an appropriate place
27 to take our morning break. We'll come back at 11 a.m..

28 [Break taken at 10.45 a.m.]

29 [Upon resuming at 11.07 a.m.]

1 PRESIDING JUDGE: Yes, Mr Agha.

2 MR AGHA: Thank you, Your Honours. May I ask that those
3 documents be exhibited, please?

4 PRESIDING JUDGE: That's now the whole five pages; is that
11:05:12 5 right?

6 MR AGHA: Yes, please, Your Honour.

7 PRESIDING JUDGE: Do the Defence have anything to say on
8 that tender?

9 MS THOMPSON: No, Your Honour.

11:05:46 10 PRESIDING JUDGE: The in-patient case sheet of
11 Sergeant Brima, service number 64619, and comprising of five
12 pages, numbered from 00019369 to 0019370 will be admitted into
13 evidence as P92.

14 [Exhibit No. P92 was admitted]

11:06:41 15 PRESIDING JUDGE: Yes, Mr Agha.

16 MR AGHA:

17 Q. Mr Brima, before the break, we were discussing about the
18 death of your father and the fact that he was killed while
19 repairing weapons. Now, going back to your --

11:06:57 20 MS THOMPSON: No, Your Honour, he didn't say he was killed
21 while repairing weapons.

22 MR AGHA: I will clarify that.

23 Q. We will come back to the position where I'll ask you: you
24 were appointed a council member on account of the good works of
11:07:21 25 your father, weren't you?

26 A. Yes.

27 Q. What good works did Corporal Gborie's father do to justify
28 his appointment as a council member?

29 MR MANLY-SPAIN: Objection.

1 PRESIDING JUDGE: Yes. That's not a fair question,
2 Mr Agha. Just because this witness's father was appointed or was
3 credited with good works doesn't follow that Corporal Gborie's
4 father must have been credited with good works. It could well
11:07:56 5 have been some other reason.

6 MR AGHA:

7 Q. Do you know why Corporal Gborie was appointed as a council
8 member?

9 A. I don't know why.

11:08:12 10 Q. You didn't ask him?

11 A. Never did I ask him.

12 Q. Now, Zagalo was also appointed as a council member. Do you
13 know why he was appointed as a council member?

14 A. I don't know and I've never asked him.

11:08:32 15 Q. The second accused was appointed as a council member. Do
16 you know why he was appointed as a council member?

17 A. I don't know, and I'd never asked him.

18 Q. The third accused was also appointed as a council member,
19 wasn't he? Do you know why he was appointed?

11:08:56 20 A. I don't know. I did not ask him.

21 Q. You were not curious throughout the period of the AFRC
22 government why these people I've just named had also been
23 appointed?

24 A. Even up to now, I have not been too curious about people,
11:09:21 25 and I did not like a crowded place, because I'm suffering from
26 hypertension.

27 Q. Now, due to the good works of your father, you were
28 appointed a member of the council. How many of your brothers
29 were also appointed as members of the council?

1 A. It's only I, that I'm sitting before you.

2 Q. So your brothers didn't benefit by council membership from
3 the good work which your father had done?

4 A. Well, they did not appoint any of my brothers. It's only I
11:10:09 5 that was appointed.

6 Q. Now, at the first council meeting of the AFRC government,
7 which you attended, apart from the senior officers you named, of
8 the other ranks, Gborie, Abu Sankoh, Hassan Bangura and the
9 accused number two were present, weren't they?

11:10:37 10 A. Well, I cannot recall all those that were present. That is
11 why when they asked me, I called the names of those who were
12 present. Those that I knew. The others, I wasn't able to recall
13 again. All I knew was that I, sitting here, was there.

14 Q. Well, in your own evidence, you mentioned the names which
11:11:02 15 I've just named as though you could remember; so they were there?

16 A. The names that I called are those that I could recall were
17 there. Those that I was not -- I did not call, I could not
18 remember them.

19 Q. I put it to you that you, the second accused, Gborie and
11:11:22 20 Zagalo were there, because you were the ringleaders of the coup
21 which overthrew the Kabbah government on 25th May 1997.

22 A. I'm also putting it to you that it's a lie. Perhaps if I
23 was there, see, I would have heard a very good appointment than
24 the one that I have. I was not there. The second accused was
11:11:42 25 not there.

26 Q. We'll look at the appointment you did receive later on, in
27 your evidence. Roughly, how many ranks were there in the Sierra
28 Leone Army at the time of the coup in May 1997?

29 A. Other ranks are so many in the Sierra Leone Army. I cannot

1 tell you all. I, that am sitting here, I am among the other

2 ranks.

3 Q. Would you say there were more than 500? More than 1,000?

4 More than 5,000? Just a guess. More than 100,000?

11:12:24 5 A. No, way. I cannot guess, because I was not the army chief

6 of staff. What I know is that we, the other ranks, made up the

7 army. The services are [indiscernible] in the Sierra Leone Army.

8 It's the others ranks. For example, you would see a colonel who

9 would command a battalion. All the other ranks in that battalion

11:12:44 10 were under that colonel. So the other ranks are so many in the

11 Sierra Leone Army, I would not be able to give you the number.

12 Q. So you, as a soldier in the Sierra Leone Army, for nine

13 years, are not able to give us a rough estimate in tens of

14 thousands, as to how many soldiers in the Sierra Leone were

11:13:02 15 serving; correct?

16 A. You are telling me about other ranks. I'm telling you that

17 other ranks were many. See, I had never taken statistics of the

18 other ranks that are in the army. So, if it were the army chief

19 of staff who were sitting before you, he would be able to tell

11:13:22 20 you the number of the other ranks that are in the army.

21 Q. Well, my question to you is: was it more than 1,000 other

22 ranks?

23 MS THOMPSON: Your Honour, he says he doesn't know. He

24 can't tell the number. Putting numbers, like trying to get him

11:13:39 25 to guess or give words, he's categorical about it. He said, no,

26 they make up the bulk of the army, but he does not have an exact

27 figure.

28 PRESIDING JUDGE: He may be able to answer that, though.

29 Even though he may not know the exact amount, he may be able to

1 answer that question. I will allow it, Mr Agha.

2 MR AGHA:

3 Q. As a member of the Sierra Leone Army, roughly, can you say
4 there were more than 1,000 other ranks, or less than other ranks
11:14:14 5 at the time of the coup in May 1997?

6 A. Well, I'm telling you the number of officers was later.

7 Q. Other ranks.

8 A. This is what I'm saying. I'm going to answer you. The
9 other ranks, I do not know the exact number.

11:14:27 10 Q. Were there more than 1,000, roughly, in your estimate? Was
11 it more than 10?

12 A. In my own estimation --

13 PRESIDING JUDGE: What is the question? More than 1,000,
14 or more than 10?

11:14:43 15 MR AGHA:

16 Q. Was it more than 1,000?

17 A. I cannot tell you the number of thousands that are in the
18 army.

19 Q. So you can't even estimate that there was more than 1,000
11:14:59 20 SLAs, other ranks, serving in the army in May 1997; correct?

21 A. Since I was not able to see all of them. I only know about
22 my own battalion. I will not be able to tell you about the other
23 ranks in the Sierra Leone Army.

24 Q. But you would agree with me that the other ranks made up
11:15:21 25 the bulk of the Sierra Leone Army in 1997?

26 A. I told you that. That even up to now that I'm sitting
27 here, the other ranks, they are the bulk that made up the Sierra
28 Leone Army.

29 Q. So out of all of the bulk of the other ranks who made up

1 the Sierra Leone Army, only Abu Sankoh, accused number two, and
2 yourself were made PLOs; correct?

3 A. Well, that's what the Secretary-General told me, which I
4 knew of up to the time I was appointed. But I will not be able
11:16:14 5 to determine whether it was the only three of us that were chosen
6 and left the other ranks. Maybe if they were here, they would be
7 able to tell you that.

8 Q. Well, were there more than three PLOs in the regime of the
9 AFRC government?

11:16:19 10 A. I did not tell you that there were more than three PLOs.
11 I've never said so in this Court.

12 Q. Now, I put it to you that you were made a PLO as a reward
13 for you taking part in the coup on 25th May 1997?

14 A. And I'm telling you that it's a lie. Before 25th May, when
11:16:50 15 I was at college, I was not even entitled to have a rifle in the
16 army.

17 Q. I put it to you that you were made PLO 2 as a reward for
18 helping to release Johnny Paul Koroma from jail on May 1997.

19 A. You know all the evidence that's before you, I did not tell
11:17:14 20 you that I was the one who went and released Johnny Paul. And
21 I'm telling you I was not the one who released Johnny Paul. And
22 Johnny Paul was not appointed because I went and released him.

23 Q. I put it to you as an alleged, one of the coup makers, you
24 being made a PLO 2 was a reward for making Johnny Paul Koroma the
11:17:39 25 leader of the AFRC.

26 A. Well, you said it's alleged. That is to say that it's a
27 lie, that people have been lying.

28 Q. I'm using the word alleged, because this is in deference to
29 your learned counsel.

1 A. Well, I'm telling you that the only thing that I've told
2 this Court was that it was my father that led me to be appointed.
3 See, I did not partake in any coup.

4 Q. You state that you had a car accident on 26th May en route
11:18:19 5 to Wilberforce Barracks and this led to you being hospitalised
6 for long, don't you?

7 A. Yes.

8 Q. I put it to you that your injuries were minor as a result
9 of that accident.

11:18:32 10 A. I'm telling you that I had internal pains.

11 Q. So, according to you, did you have serious injuries as a
12 result of that car crash?

13 A. I had injuries, but I told you that I had internal pains
14 all over my body. And the accident that I'm telling you about,
11:18:57 15 the motor car, which the driver had been driving, it went into
16 the compound and it crashed against the wall.

17 Q. You only suffered minor injuries during that car crash,
18 didn't you?

19 A. No. It was not minor injuries, because I'm not a doctor.
11:19:13 20 I would not be able to determine. Because if they are minor
21 injuries, I wouldn't have been admitted.

22 Q. I put it to you that you did not even spend the night of
23 25th May 1997 in hospital.

24 A. I did not tell you that it was on the 25th of May. I have
11:19:36 25 never told this Court that. See, the way you are asking the
26 questions, see, you are trying to confuse me. I told you that it
27 was on the 26th that I had the accident and, mostly, what you are
28 talking about, 25, 25, 25.

29 Q. Well, I apologise if that was a mistake on my part,

1 Mr Brima. I put it to you that you did not spend the night of
2 25th and 26th in hospital.

3 MS THOMPSON: Your Honour, he's never said the 25th. My
4 learned friend is putting the 25th and the 26th. You have to
11:20:08 5 pick a date.

6 PRESIDING JUDGE: Do you mean the night of the 26th and
7 27th? He's never mentioned this accident happened on the 25th.

8 MR AGHA: I was thinking of the midnight hours. I will
9 just put it straightforward.

11:20:23 10 Q. Mr Brima.

11 A. Yes.

12 Q. I put it to you that you did not spend the night in
13 hospital on 26th May 1997.

14 A. Well, I'm telling you, also, that I spent the night. And I
11:20:46 15 was admitted at the hospital on 26th of May.

16 Q. On 26th, 27th and 28th May, you were busy arranging the
17 running of the AFRC government, weren't you?

18 A. Since that's what you said, well, to me, it's not like
19 that. I was not running the AFRC business during the time that
11:21:12 20 you mentioned.

21 Q. Now, according to you, you had a visit in hospital on
22 31st May by two officers who told you that your father had died;
23 correct?

24 A. Yes.

11:21:30 25 Q. According to you, later, after that, Corporal Gborie and
26 Zagalo came to you and invited you to an AFRC meeting; is that
27 correct?

28 A. I'm glad that you said after. To me, when I say after, it
29 doesn't mean that particular day that was the time that I left

1 there.

2 Q. Can you tell us how long after your meeting with Captain
3 Paul Thomas? One week? One day?

4 A. No, I cannot tell you the exact day. I cannot tell. But I
11:22:11 5 told you it was within June when Corporal Gborie and Sergeant
6 Sankoh went and met me at 34 Military Hospital, and it was
7 in June of 1997.

8 Q. And you can't remember if it was at the beginning of June,
9 the middle of June, or the end of June?

11:22:31 10 A. Well, I told you that it was in June. But I will not be
11 able to tell you whether it was in the middle -- the first, the
12 early or the late.

13 Q. Now, when did you attend your first Supreme Council
14 meeting?

11:22:54 15 A. I cannot recall the date. But it was in June.

16 MR MANLY-SPAIN: I think this witness mentioned that he
17 attended a council meeting. He denied attending Supreme Council
18 meetings. If counsel is putting the question to him, he should
19 put it correctly.

11:23:22 20 PRESIDING JUDGE: Yes, that's my recollection, too,
21 Mr Agha.

22 MR AGHA: I apologise, Your Honour. I also ask if there
23 are any exhibits in front of the witness that they be taken from
24 him.

11:23:34 25 PRESIDING JUDGE: Yes, could you attend to that, please,
26 Madam Court Attendant.

27 MR AGHA:

28 Q. Mr Brima --

29 PRESIDING JUDGE: Just a minute. Madam Court Attendant,

1 could you take possession of those documents that the witness
2 has, please. Go on, Mr Agha.

3 MR AGHA:

4 Q. Mr Brima, after Corporal Gborie and Sankoh came to you in
11:24:09 5 the hospital and asked you to go to a counsel meeting with them,
6 when was that?

7 A. I told you, that meeting to which I was invited, it was an
8 AFRC meeting. I wouldn't be able to tell you the exact date, but
9 it was in June of 1997.

11:24:34 10 Q. But it was after Zagalo and Gborie invited you to the
11 meeting?

12 A. Ask me again.

13 Q. You went to the council meeting after you had already met
14 Gborie and Zagalo?

11:25:00 15 A. I told you that, when they came, they did not leave me at
16 the hospital. They went with me.

17 Q. Now, in your evidence, you stated that you were introduced
18 to Supreme Council members on the day that you were appointed a
19 council member at the first meeting.

11:25:24 20 A. I did not tell you that they introduced me to a Supreme
21 Council member. I've said they introduced me in the meeting.

22 Q. Did they not introduce you to other Supreme Council -- not
23 other, but to Supreme Council members?

24 A. Well, I did not say that word, that I was introduced to
11:25:47 25 Supreme Council members.

26 Q. I'd like to show you a piece of your own evidence, with the
27 permission of the Court. It's on 6 June 2006. It's page 63.

28 MR AGHA: Is it necessary for the accused to be given a
29 copy of the transcript?

1 PRESIDING JUDGE: Well, you just told him you'd like to
2 show him a copy of --

3 MR AGHA: I'd like to read from it, rather than show him.
4 That was my mistake.

11:27:41 5 PRESIDING JUDGE: Madam Court Attendant, please pick up
6 that document from the witness. Yes, go ahead.

7 MR AGHA:

8 Q. Now, this is your evidence. I'm starting at the top on
9 line 1 and going through to line 20. It starts:

11:28:06 10 "discussed at the meeting, the first meeting, apart from
11 your appointment?

12 "A. Well, apart from appointment, they introduced some
13 members to us.

14 "Q. Can you tell this Court who did the introduction?

11:28:21 15 "A. It was Colonel AK Sesay.

16 "MR GRAHAM: Your Honours, Colonel AK Sesay, you've heard
17 that before.

18 "Q. Mr Brima, can you tell this Court members of the
19 meeting who were introduced?

11:28:37 20 "A. He introduced the Supreme Council members to us.

21 "Q. And do you recall who these Supreme Council members
22 were.

23 "A. Well, those Supreme Council members, some of them whom
24 they were -- whom they called were not at the meeting. So

11:28:54 25 they just called out their names to us that these were the
26 Supreme Council members.

27 "Q. Do you recall any of the individuals who were present
28 at this meeting at the time they were introduced?

29 "A. Major Johnny Paul Koroma was there, Captain SAJ Musa

1 was there."

2 Now, that's all I need to read to. So, at the first
3 meeting, were you or were you not introduced to Supreme Council
4 members?

11:29:37 5 A. I told you that I was introduced. I told you that they
6 introduced the Supreme Council members to us at the meeting, but
7 I didn't tell you that they introduced I to the Supreme Council
8 members.

9 Q. My understanding is that you said the Supreme Council
11:30:01 10 members were not introduced at the first meeting. So are you
11 changing your mind now?

12 A. Ask me the question again.

13 Q. Before I read the transcript to you, I asked you whether,
14 at the first meeting you were introduced to members of the
11:30:26 15 Supreme Council. You said no. I've read the transcript to you,
16 which is a transcript of your own evidence, which clearly
17 indicates that Supreme Council members were introduced at the
18 first meeting.

19 JUDGE SEBUTINDE: Mr Agha, really, you are now confusing
11:30:50 20 everybody. The question you've asked is not consistent with what
21 you've read. The answer the witness has given is also not
22 inconsistent with what the transcript says. Are you talking
23 about his introduction to the Supreme Council members or the
24 introduction of the Supreme Council members to him? What are we
11:31:14 25 talking about?

26 MR AGHA: We're talking about the introduction of the
27 Supreme Council members to those at the meeting he attended.

28 JUDGE SEBUTINDE: And you've just read -- what you've just
29 read in line 11 says, "The Supreme Council members were

1 introduced to us."

2 MR AGHA: My understanding was when he said, when I asked
3 him this earlier, that the Supreme Council members were not
4 introduced at the first meeting.

11:31:39 5 PRESIDING JUDGE: No, he said he was not introduced to the
6 Supreme Council members. There's a big difference.

7 MR AGHA: Well, as he was at the meeting, I would regard
8 him as being "us." That was why I put the question.

9 PRESIDING JUDGE: I agree with Justice Sebutinde. I think
11:32:00 10 that's very confusing. For instance, just imagine the situation
11 where you are going to a shareholders meeting, say, 500
12 shareholders attend and they introduce a new general manager. He
13 goes on the stage and they introduce him to the 500 shareholders.
14 That does not mean they introduced the 500 shareholders to the
11:32:20 15 general manager. The introduction concerns just the general
16 manager. In this situation, the introduction concerns the
17 Supreme Council members, not Mr Brima. The focus of the meeting,
18 according to Mr Brima, anyway, was to introduce the Supreme
19 Council members, not to introduce him.

11:32:40 20 MR AGHA: I take your point, Your Honour. Thank you.

21 MR FOFANAH: May it please Your Honours, further to that,
22 may I also indicate that the context within which the first
23 meeting is introduced on this page is incomplete. It comes in at
24 the very first line. It seems that something was said before
11:33:00 25 that. Probably the previous page might be helpful.

26 PRESIDING JUDGE: Does that first sentence or first
27 incomplete sentence at the top of the page have any relevance to
28 this line of questioning, Mr Agha?

29 MR AGHA: He referred to the first meeting which I asked

1 him about. I could bring the other sheet of paper if that is
2 what my learned friend would like. I was only asking about the
3 first meeting, so I restricted myself to the volume of paper I
4 used to read about the first meeting.

11:33:38 5 PRESIDING JUDGE: I would like to see the beginning of that
6 sentence.

7 MR AGHA: Sure.

8 THE WITNESS: Yes, My Lord. Yes, My Lord.

9 PRESIDING JUDGE: While that's being produced, we've just
11:33:54 10 disallowed that last question you put, suggesting that Mr Brima
11 was introduced to the council members.

12 THE WITNESS: Yes, My Lord.

13 PRESIDING JUDGE: Yes, Mr ahead, Mr Agha.

14 MR AGHA: I'm just printing the piece of paper you would
11:34:18 15 like to see.

16 MS THOMPSON: Your Honour, I think the witness seeks your
17 attention.

18 THE WITNESS: Yes, yes. I'm not feeling well.

19 PRESIDING JUDGE: Well, Mr Brima, we'll have a short break
11:34:36 20 and see if that will help you recover. Is that okay by you?

21 THE WITNESS: Well, let me go and see the doctor. My back
22 is aching me right now and my head is beating faster.

23 [Trial Chamber conferred]

24 PRESIDING JUDGE: Yes, I think it would be wise to give the
11:36:00 25 Defence a copy of that. That's page 62 that you should have
26 there.

27 MR AGHA: Yes, I'm working on it, Your Honour. I want to
28 give everyone a copy of the page.

29 PRESIDING JUDGE: Mr Brima is having some health problems,

1 obviously. What we're going to do now -- we'll take a very early
2 lunch, give Mr Brima an opportunity to see the doctor. I'm not
3 quite sure how long that would take. We'll come back at the
4 normal time, 2.15. I'll direct the Registrar and/or Court
11:36:43 5 Management if Mr Brima does not come back after lunch, I would
6 like to see a report on his condition from the medical officer in
7 the detention centre.

8 All right, Mr Brima. We'll give you a chance to see the
9 doctor. I remind you once more you are not permitted to discuss
11:37:10 10 this case or the evidence with anyone. We'll reconvene at 2.15.

11 [Luncheon recess taken at 11.40 a.m.]

12 [AFRC30JUN06B - CR]

13 [Upon resuming at 2.20 p.m.]

14 PRESIDING JUDGE: Well, we've all noticed the absence of
14:17:31 15 the accused this afternoon. He went off this morning complaining
16 of back pain and headaches. I've been informed that he has
17 received some medical treatment. He's been put on an anxiolytic
18 to help him relax, but he has told the doctor and also the
19 supervisor of the detention centre that he doesn't feel he can
14:18:15 20 continue this afternoon.

21 I'm afraid the Trial Chamber doesn't have any option, but
22 to adjourn the trial till 9.15 on Monday morning. We'll look at
23 the situation then, if Mr Brima is still not available. I will
24 adjourn the Court.

14:18:57 25 [Whereupon the hearing adjourned at 2.22 p.m.,
26 to be reconvened on Monday, 3rd day of July
27 2006, at 9.15 a.m.]

28

29

EXHIBITS:

| | |
|-----------------|----|
| Exhibit No. P90 | 20 |
| Exhibit No. P91 | 24 |
| Exhibit No. P92 | 38 |

WITNESSES FOR THE DEFENCE:

| | |
|-----------------------------------|---|
| WITNESS: ACCUSED ALEX TAMBA BRIMA | 2 |
| CROSS-EXAMINATION BY MR AGHA | 3 |