

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

MONDAY, 31 JULY 2006
9.20 a.m.
TRIAL

TRIAL CHAMBER II

Before the Judges:	Richard Lussick, Presiding Teresa Doherty Julia Sebutinde
For Chambers:	Mr Simon Meisenberg
For the Registry:	Mr Geoff Walker
For the Prosecution:	Mr Karim Agha Ms Maja Dimitrova (Case Manager)
For the accused Alex Tamba Brima:	Mr Kojoo Graham Ms Glenna Thompson Mr Ibrahim Foday Mansaray (Legal assistant)
For the accused Brima Bazy Kamara:	Mr Andrew William Kodwo Daniels
For the accused Santi gie Borbor Kanu:	Mr Ajibola E Manly-Spain

1 [AFRC31JUL06A-RK]

2 Monday, 31 July 2006

3 [The accused present]

4 [The witness entered court]

5 [Upon commencing at 9.20 a.m.]

6 PRESIDING JUDGE: Good morning. This gentleman in the
7 witness box is witness DAB-023; is that correct?

8 MR DANIELS: That is correct, Your Honour.

9 PRESIDING JUDGE: He is giving evidence in what language?

10 MR DANIELS: Your Honour, he will be giving evidence in
11 Krio.

12 WITNESS: DAB-023 [Sworn]

13 [Witness answered through interpreter]

14 PRESIDING JUDGE: Go ahead, Mr Daniels.

15 MR DANIELS: Good morning, Your Honours.

16 MR AGHA: Once again, the Prosecution has no objection to
17 leading on general background information.

18 PRESIDING JUDGE: Thank you, Mr Agha.

19 MR DANIELS: Thank you very much.

20 EXAMINED BY MR DANIELS:

21 Q. Good morning, Mr Witness.

22 A. Yes, good morning.

23 Q. Mr Witness, you are a Sierra Leonean by nationality?

24 A. Yes.

25 Q. You are from xxx Village?

26 A. Yes.

27 Q. xxx is xxx? And xxx Village is in the
28 xxx Chiefdom; is that correct?

29 A. Yes.

1 MR DANIELS: Your Honours, xxx is xxx.

2 PRESIDING JUDGE: Just so that we can identify this
3 witness, I notice that DAB-023 is number 37 in the witness list
4 but he does not seem to correspond to those introductory pieces
5 of evidence you have just given. According to the witness list
6 we have here, witness DAB-023 is from Yengema Town, and speaks
7 Kono.

8 MR DANIELS: Your Honours, I was going to get to those
9 matters.

10 PRESIDING JUDGE: It is the same witness?

11 MR DANIELS: Yes, it is the same.

12 PRESIDING JUDGE: I understand. All right. That's all I
13 wanted to know.

14 MR DANIELS: It is the same witness.

15 Q. The xxx Chiefdom can be found in the Kono District; is
16 that correct?

17 A. Yes.

18 Q. Which is in the Eastern Region?

19 A. Yes.

20 Q. You were born in January 1976?

21 A. Yes.

22 Q. And you are a Kono by tribe?

23 A. Yes.

24 Q. You speak Kono?

25 A. Yes.

26 Q. What other languages do you speak, apart from Kono and
27 Krio?

28 A. Well, I have no other language that I speak, except maybe
29 because I am a Kono man. The only language I can talk in --

1 again in Sierra Leone is Krio.

2 Q. And what is your religion?

3 A. I am a Christian.

4 Q. Are you married?

5 A. Yes.

6 Q. With how many children?

7 A. Well, I have three.

8 Q. And are you living with your wife?

9 A. Yes, yes.

10 Q. And where do you live presently?

11 A. Well, at the moment, before I came to this Court I came
12 from Kono.

13 Q. You grew up at Wilberforce in Freetown?

14 A. Yes.

15 Q. And you attended the xxx xxx xxx Primary
16 School?

17 A. Yes.

18 Q. And after your primary school, you did some secondary
19 school education?

20 A. Yes.

21 Q. At the xxx Secondary School?

22 A. Yes, xxx.

23 Q. You did not finish your secondary school education?

24 A. At all, at all.

25 Q. You left secondary school in 1992?

26 A. Yes.

27 Q. Your father is a soldier or was a soldier in the Sierra
28 Leone Army?

29 A. Yes, he was a soldier, but he has died.

1 Q. And he was a regimental sergeant-major; that was his rank?

2 A. Yes, yes.

3 Q. And you grew up with him in the barracks?

4 A. Yes.

5 Q. In 1992, after you finished your -- after you did not
6 complete your secondary school education, what did you do?

7 A. Well, I decided to join the army.

8 Q. Did you get to join the army?

9 A. Yes.

10 Q. And before you joined the army, did you do anything?

11 A. Yes.

12 Q. What did you do?

13 A. Well, before I joined the army, I was first employed as a
14 vigilante.

15 Q. Mr Witness, please speak slowly, because the judges are
16 writing what you say and what you say has to be interpreted, so
17 please take your time while you talk. Thank you. Please carry
18 on.

19 A. Okay. Okay. Before joining the army I was first employed
20 as a vigilante.

21 Q. Where were you employed as a vigilante?

22 A. Well, I was employed -- they took me to Gandorhun, in Kono.

23 Q. And Mr Witness, who took you to Gandorhun, in Kono?

24 A. Well, during those times the commander who was in charge of
25 the battalion who was in Kono, called Sinna.

26 Q. Your Honours, for the name Sinna, I have S-I-N-N-A. Please
27 carry on.

28 A. Who was Sinna, was in Freetown here. So he -- they decided
29 to hand us over to him and he took us to Kono.

1 Q. What was the -- if I didn't hear -- the ranking of Sinna;
2 did you say so? What was his rank, military rank?

3 A. Well, during those times he was a major, and later he
4 became a colonel, but he was a major.

5 Q. Was he in the SLA?

6 A. Yes, the time I'm talking about, he was in the army.

7 Q. And you said they took "us"; what do you mean by "us" to
8 Kono? Who is "us"?

9 A. Well, I was not the only person who had volunteered as a
10 vigilante; we were about 22.

11 Q. And why did you decide to join or become a vigilante?

12 A. Well, during those times I was unable to complete my
13 schooling. I couldn't continue my schooling because I had no
14 opportunity to complete my schooling and continue my schooling,
15 so I decided to join the army.

16 Q. So at the time you were sent to Kono, can you recall which
17 government was in power in Sierra Leone at that time?

18 A. Yes.

19 Q. Which government was that?

20 A. NPRC.

21 Q. And do you know what that stands for?

22 A. Yes.

23 Q. Please tell us.

24 A. National Provisional Ruling Council.

25 Q. And where were you living before you decided to join or to
26 become a vigilante?

27 A. Where I was living, before I decided to become a vigilante,
28 well, I was in Wilberforce.

29 Q. Alone?

1 A. No. I was with my mother during those times.

2 Q. So did you eventually get to become a vigilante?

3 A. Yes, yes.

4 Q. So please tell us what happened when you went to Kono?

5 A. Well, when I was taken from Freetown and sent to Kono with
6 Sinna, they later assigned me to Gandorhun.

7 MR DANIELS: Your Honour, I see you are perusing the
8 summary. I don't know whether you have also been supplied with
9 the additional statements.

10 PRESIDING JUDGE: No, we never get any of those additional
11 statements. That's all right. Continue with your evidence. I
12 often peruse the summary while I'm listening to evidence.

13 MR DANIELS: Very well. Most grateful, Your Honour.

14 Q. You were sent to -- you said you were sent to Gandorhun?

15 A. Yes.

16 Q. And where is that?

17 A. Well, it's in the Kono District in the Gbanneh Chiefdom.

18 MR DANIELS: Gbanneh Chiefdom, Your Honours, will spell
19 phonetically. G-B-A-N-E, Gbane Chiefdom.

20 JUDGE SEBUTINDE: Is that the earlier spelling you gave us?

21 MR DANIELS: G-B-A-N-E.

22 JUDGE SEBUTINDE: You gave us double N-E-H; is that the
23 same place?

24 MR DANIELS: Double G-E-H, I will have to verify, Your
25 Honours.

26 Q. Mr Witness, the village that you are from, is it within the
27 same chiefdom, next -- within Gandorhun?

28 A. Yes, yes.

29 MR DANIELS: That would be correct. I have, we will stick

1 with one; G-B-A-N-N-E-H. That's the wrong spelling, G-B-A-N-E,
2 thank you.

3 Q. And what happened?

4 A. Well, they assigned me there with Lieutenant Tee.

5 Q. Before you were assigned to Lieutenant Tee, what -- did you
6 undergo any training?

7 MR AGHA: That is a leading question, Your Honour, I object
8 to that.

9 PRESIDING JUDGE: Yes, that is leading.

10 JUDGE SEBUTINDE: Mr Daniels, is that T as in the letter T?

11 MR DANIELS: As in the letter T, T-E-E.

12 Q. Can you spell Lieutenant T?

13 A. Lieutenant T, well, the T is just T-E-E. Tee, but it was
14 like you call somebody T-boy or Tamba, you try to give him the
15 starting name T.

16 Q. Thank you. So how did you become a vigilante?

17 MR AGHA: Asked and answered, Your Honour.

18 PRESIDING JUDGE: What was the answer, Mr Agha?

19 MR AGHA: He met a major, I believe in Freetown, and it was
20 through him that he became a vigilante.

21 MR DANIELS: I believe he was handed over, he said they
22 handed over -- us over. This is what he said.

23 PRESIDING JUDGE: All right. You mean, there is another
24 explanation you want him to say?

25 MR DANIELS: Yes.

26 Q. Please tell the Court how you became a vigilante?

27 A. Well, when we arrived in Kono, they were teaching us weapon
28 class. For instance, like this rubber that is in front of me,
29 for instance, if that is the mouth of rubber, they will try to

1 show you that that's the mouth. If that's the handle of the
2 rubber, they will tell you that this is the handle. If this is
3 the bottom of the rubber, they would tell you that this is the
4 bottom of the rubber, but during these times we were trying to
5 teach us to know about the weapon, AK-47. So they were teaching
6 us that weapon class.

7 Q. Thank you. And did all 22 of you --

8 A. Yes, yes.

9 Q. Yes, what?

10 A. Yes, all 22 of us were taught that class. It is not just
11 I. They were teaching us, all 22 of us.

12 Q. Very well. Please wait for the question before you answer.
13 And you said after that you were assigned to, after your
14 training?

15 A. To Gandorhun.

16 Q. What happened after that?

17 A. Well, after the training, after the completion of the
18 training, we were taken to Gandorhun with Lieutenant Tee for
19 deployment in that area.

20 Q. Did anything happen after that?

21 A. Yes.

22 Q. What happened?

23 A. Well, because when we were in Gandorhun, we were not
24 trained as professional soldiers, so they sent to Lieutenant Tee
25 from the headquarters, they sent to Tee for him to withdraw the
26 vigilantes who had been sent to him for them to come to Koidu for
27 further training.

28 Q. Did you eventually get to Koidu for further training?

29 A. Yes.

1 Q. When was this?

2 A. Well, this time it was in 1995.

3 Q. And what happened? What was the further training you
4 received?

5 A. Well, they took us from there and brought us to RDF.

6 Q. Mr Witness, what is RDF?

7 A. It is Rapid Deployment Force.

8 Q. And where is that situated?

9 A. It is on the Masiaka Highway.

10 Q. Who took you to RDF?

11 A. Well, it was a sergeant to whom we were handed over who
12 brought us there for training.

13 Q. Do you remember the sergeant's name?

14 A. No.

15 Q. And do you know how many of you were sent to RDF?

16 A. Well, the 22 of us who were in the platoon were sent to
17 RDF.

18 Q. And when you got to RDF, did you receive any training?

19 A. Yes.

20 Q. And what training was that?

21 A. Well, the training was for us to become SLAs.

22 Q. For how long was the training?

23 A. Well, that training lasted for six months.

24 Q. Who trained you?

25 A. Well, I -- because when we arrived there, we were in a
26 platoon, so we were dispatched in platoons to various corporals.

27 Q. Did you eventually complete your training?

28 A. Yes.

29 Q. Were you given a number?

1 A. Yes.

2 Q. Do you remember your number?

3 A. Well, it was xxx.

4 Q. When you completed your military training, did anything
5 happen?

6 A. Yes.

7 Q. What happened?

8 A. We were posted to Makeni.

9 Q. Where exactly were you posted to?

10 A. To Teko Barracks, the xxx Battalion.

11 Q. Who was your commandant?

12 A. The commandant was Colonel Mansaray.

13 Q. Were you given a specific assignment when you were posted
14 to Teko Barracks?

15 A. Well, it was detailing, we were just guarding at Teko, but
16 they gave us quarters where some of us slept in the billets, we
17 slept there and we were detailed.

18 Q. What was your ranking or your rank?

19 A. Ordinary private.

20 Q. And after that, did anything happen after you were posted
21 to Makeni, to Teko Barracks; did you anything happen?

22 A. Yes.

23 Q. What happened?

24 A. I was dispatched to Kono and I was sent to the battalion
25 where I had left to come and train, and before I came to Teko
26 Barracks, so I was posted again to that same battalion.

27 Q. What was the name -- the battalion number that you were
28 posted to in Kono?

29 A. It is the 6th Battalion.

1 Q. And who was your commanding officer when you were at the
2 6th Battalion in Kono?

3 A. It was Sinna.

4 Q. Do you know his ranking at the time?

5 A. He was -- because at the time that he took us from
6 Freetown, here, when we went, when we were taken as vigilante, he
7 was a major.

8 Q. And was it all 22 of you who were sent to Kono?

9 A. Yes.

10 Q. And what were your particular duties while you were sent to
11 Kono?

12 A. Well, the work that I was doing when I was sent to Kono was
13 that in the morning we will decide to go to fatigue in the
14 morning, before the guard detail where you were. For instance,
15 if they say you should be guarding from 2.00 to 4.00, before that
16 time you will be doing fatigue up to that time. Then you would
17 go and you go look at the notice board and after you have done
18 that, and you see that your name is, or your number is there to
19 go on duty at 2.00, then you leave to go and do your duty.

20 Q. And for how long were you in Kono?

21 A. Well, I took a long time in Kono.

22 Q. So where were you in May 1997?

23 A. May?

24 Q. 1997, do you -- where were you?

25 A. 1997, because I was in Kono when the AFRC took over.

26 Q. What were you doing in Kono at the time the AFRC took over?

27 A. Well, I was there in deployment with Lieutenant Fiaka.

28 MR DANIELS: Your Honours, Fiaka, I have F-I-A-K-A.

29 Q. Who was Lieutenant Fiaka?

- 1 A. Well, he later took over the secretariat. He was the
2 secretariat officer.
- 3 Q. Secretariat of what?
- 4 A. Officer.
- 5 Q. Of which institution?
- 6 A. For NPRC, for NPRC. But then they start -- sorry, for
7 AFRC.
- 8 Q. And what were your duties in respect of Lieutenant Fiaka?
- 9 A. Well, I was with Fiaka as the xxx xxx.
- 10 Q. And who was Fiaka reporting to?
- 11 A. Well, he was working directly with the battalion, which was
12 in Kono at that time.
- 13 Q. And what were you doing at the time you heard that the AFRC
14 had taken over power? What were you -- you said you were in
15 Kono. I want to know what you were doing?
- 16 A. Well, just the military job that I continued. For
17 instance, like when an officer is at the secretariat, to keep
18 guard around there, to keep guard at the secretariat. That's the
19 only job I was doing in Kono.
- 20 Q. And how did you hear of the AFRC takeover?
- 21 A. On the radio.
- 22 Q. And do you know who the AFRC had taken over from?
- 23 A. Yes.
- 24 Q. Who was that?
- 25 A. It was SLPP, which was in power at that time.
- 26 Q. And did you do anything as soon as you heard that the AFRC
27 had overthrown the SLPP government?
- 28 A. Yes.
- 29 Q. What did you do?

1 A. I decided to depart Kono and come to Freetown at Cockerill
2 to see if I can work there.

3 Q. Did you leave Kono to go to Freetown?

4 A. Yes.

5 Q. And when you came to Freetown, did anything happen?

6 A. Yes.

7 Q. What happened?

8 A. Well, they sent me to Cockerill, where I was assigned with
9 one Colonel SO Williams, the former army chief of staff for the
10 AFRC.

11 Q. Mr Witness, now, who sent you to Cockerill?

12 A. I decided to depart Kono to come to Cockerill to see if I
13 can work there, because during those times the AFRC had taken
14 over power.

15 Q. And why did you go to Cockerill? What is Cockerill?

16 A. Cockerill, that is the army headquarters in Sierra Leone.

17 Q. Thank you.

18 JUDGE DOHERTY: Mr Daniels, you asked two questions. Did
19 you want them both answered?

20 MR DANIELS: I'm happy with the answer, Your Honour.

21 Q. Who assigned you to SO Williams?

22 A. Well, when we came to Cockerill, they used to go for muster
23 parades, because the muster parades used to take place at
24 Cockerill. So that was the sergeant whom we met there who
25 dispatched us to SO Williams. You know that deployment that they
26 used to form within the army, the army headquarters.

27 Q. You said "we" -- "when we came." Who did you come with?

28 A. I said when we came? I said when I came.

29 Q. And what was the ranking of SO Williams?

1 PRESIDING JUDGE: He was a colonel, was he?

2 MR DANIELS: I stand --

3 Q. Did you mention his rank? Very well, very well. And who
4 was SO Williams?

5 PRESIDING JUDGE: He's the former chief of staff of the
6 AFRC. He has already said that as well.

7 THE WITNESS: Well done.

8 MR DANIELS:

9 Q. Were you the only bodyguard to SO Williams?

10 A. No, no, no, no.

11 Q. How many were you?

12 A. We were many; more than a platoon.

13 Q. And where were you a bodyguard to SO Williams?

14 A. At Cockerill. At Cockerill.

15 Q. Did you have any specific duties as a bodyguard?

16 A. Yes.

17 Q. What were they?

18 A. It was guard detailing only. When you go to the notice
19 board, your number will be at the notice board. They will say
20 you are 10 to 12.00, 12 to 2.00 or 4.00 to 6.00, something like
21 that. So always, we would look at the notice board. It is just
22 detailing. That was just the job.

23 Q. Who assigned you those details?

24 A. Well, it's the sergeant who we were working with.

25 Q. And for how long were you a bodyguard to Colonel SO
26 Williams?

27 A. Well, I can't remember the month that I took there, but,
28 because I was changed from SO Williams to another officer.

29 Q. Who was this other officer you are referring to?

- 1 A. FAT.
- 2 Q. Who is FAT?
- 3 A. Well, FAT was an officer who was working with the AFRC.
- 4 Q. Is that his full name, FAT?
- 5 A. Well, that is the name I know. That is the name I know.
- 6 Q. What did you do for SAT -- I beg your pardon, FAT? What
7 did you do for FAT?
- 8 A. I was a bodyguard.
- 9 Q. And for how long were you his bodyguard?
- 10 A. I became a bodyguard to him until he left Freetown when
11 ECOMOG intervened in Freetown.
- 12 Q. Do you recall anything happening in Freetown at the time
13 that you were a bodyguard to FAT?
- 14 A. Well, it was only at the time that I was with FAT. I can
15 only remember when the jet bombarded at Cockerill.
- 16 Q. Do you know how long that incident was since the AFRC had
17 come to power?
- 18 A. No.
- 19 Q. And did anything happen as a result of the jets?
- 20 A. Yes.
- 21 Q. What happened?
- 22 A. Well, it damaged the building. When the bomb was dropped,
23 it damaged the building and some soldiers died.
- 24 Q. Were you there at the time?
- 25 A. Yes.
- 26 Q. And did anything --
- 27 JUDGE SEBUTINDE: That is at Cockerill?
- 28 MR DANIELS:
- 29 Q. Where exactly were you?

1 A. Inside Cockerill.

2 Q. Did anything else happen as a result of the jets?

3 A. In Cockerill where we're talking about now or outside
4 Cockerill?

5 Q. Cockerill?

6 A. Yes. When the jet bombarded that building, that building
7 was damaged, soldiers died; those who were caught by fragments.

8 Q. How many soldiers died?

9 A. Three, three.

10 Q. You saw them yourself?

11 A. Yes.

12 Q. Do you know why the Alpha Jets attacked Cockerill?

13 MR AGHA: Objection, Your Honour, I don't believe he used
14 the word "Alpha".

15 PRESIDING JUDGE: No, that's correct.

16 MR DANIELS: Much obliged.

17 Q. Do you know why the jets attacked?

18 A. Well, that all the time that it attacked Cockerill, that
19 one time that it attacked Cockerill, an officers' meeting was to
20 take place at Cockerill within the senior AFRC officers, so that
21 caused it to come and bombard.

22 Q. How do you know that a senior officers' meeting was to take
23 place?

24 A. Well, it was something that we, the soldiers, who was
25 guarding Cockerill, knew that a meeting was to take place at
26 Cockerill by senior officers.

27 Q. Do you know who the jets belonged to?

28 A. That particular jet that bombarded at Cockerill, it was the
29 Nigerian troops jet.

1 Q. Who do you know?

2 A. Well, when that jet was coming, the forces -- when that jet
3 was bombarding, the forces that were trying to intervene during
4 that ECOMOG intervention were Nigerian troops. So that convinced
5 me that it was an ECOMOG jet that was bombarding.

6 Q. Did anything happen after that, after the ECOMOG jets
7 bombarded?

8 A. Yes.

9 Q. What happened?

10 A. Well, Cockerill was not safe any longer. It was not safe.
11 People were leaving Cockerill, soldiers were leaving Cockerill to
12 go to different, different places. Cockerill was not safe.

13 Q. Did you do anything as a result of Cockerill not being
14 safe?

15 A. Yes.

16 Q. What did you do?

17 A. I myself left Cockerill together with the officer with whom
18 I was, FAT, and went alongside that Wilberforce.

19 Q. And did you go anywhere? Where did you go to?

20 A. Well, after ECOMOG had intervened, and we decided to leave
21 Freetown --

22 Q. You said "We decided to leave Freetown after ECOMOG
23 intervened." Did ECOMOG intervene?

24 A. In Freetown? Yes.

25 Q. What happened?

26 A. Well, when ECOMOG intervened, civilians were capturing
27 soldiers and killing them, so that really made the soldiers and
28 the civilians were not in the normal situation, so when ECOMOG
29 intervened, we decided to --

1 THE INTERPRETER: Your Honours, can he kindly repeat his
2 last answer.

3 MR DANIELS:

4 Q. Can you repeat your last answer, Mr Witness.

5 A. Which one?

6 Q. What you just said, can you repeat what you just said about
7 when ECOMOG intervened?

8 A. When ECOMOG intervened, the civilians, the civilians they
9 were capturing soldiers and killing them, burning them, so that
10 -- that caused us, who were seeing, it caused us to leave and go
11 to Tombo through the jungle.

12 Q. How do you know that the civilians were capturing you?

13 A. Well, I experienced one at Lumley CIVCOM. We --

14 Q. What happened?

15 A. -- when -- I was not in a military attire. I was trying to
16 pass through to go to that 7th Battalion area. I met some
17 civilians who had captured a soldier. They tied him up and they
18 placed a tyre and they burnt him. So that caused me, as part of
19 the SLA, to withdraw totally and go to 7th Battalion and at that
20 time we were withdrawing to Tombo.

21 Q. Did you know the civilian who had been tied up?

22 JUDGE DOHERTY: It was a soldier.

23 MR DANIELS:

24 Q. I beg your pardon, the soldier. Did you know the soldier
25 who had been tied up?

26 A. No, I didn't even go close to there. To say that I went
27 close to where that soldier was tied, no, or where they were
28 killing that soldier, no.

29 Q. You also said you left to Tombo?

- 1 A. Yes.
- 2 Q. Who did you leave with?
- 3 A. Well, we were many, who were SLAs when we arrived in Tombo.
- 4 Q. And what routes did you take, from Freetown to Tombo?
- 5 A. Well, when we left Freetown, we crossed before we headed
6 for Masiaka.
- 7 Q. Where did you cross?
- 8 A. A canoe.
- 9 Q. And where did you cross?
- 10 A. We crossed the village we which arrived -- there was a
11 village on the highway, but I can't recall its name, but we
12 crossed from Tombo and came to a village before; we used the
13 route to Masiaka.
- 14 Q. Did you eventually get to Masiaka?
- 15 A. Yes.
- 16 Q. And how many of you got to Masiaka?
- 17 A. We were many. I cannot recall the number of the manpower,
18 but we were many.
- 19 Q. And at Masiaka, did you see anything?
- 20 A. Yes.
- 21 Q. What did you see?
- 22 A. Well, I saw a man like SAJ Musa, Mosquito, Superman, Rambo,
23 Johnny Paul, all of them were there at Masiaka.
- 24 Q. Who was SAJ Musa?
- 25 A. Well, SAJ Musa was a commander for the AFRC.
- 26 Q. Was he in charge of everyone at Masiaka?
- 27 A. No.
- 28 Q. Who was in charge of -- at Masiaka?
- 29 A. Who was in charge of Masiaka? It was JPK, who is Johnny

1 Paul Koroma.

2 Q. And who is Johnny Paul Koroma?

3 A. He was the AFRC chairman.

4 Q. And who is or was Rambo?

5 A. Well, he was RUF.

6 Q. What is RUF?

7 A. RUF is Revolution United Front.

8 Q. And who is or was Superman?

9 A. He had a name that they used to call him, Denis Mingo. He
10 too is RUF.

11 Q. How do you know that both Rambo and Superman are RUF?

12 A. Well, at the time that we arrived in Masiaka, their men
13 whom they had and their boys, they were all RUF, and they were
14 taking command directly from Mosquito.

15 Q. And who is Mosquito?

16 A. Mosquito was the RUF leader whom we called Sam Bockarie.

17 Q. You have just told us that when you got to Masiaka, you saw
18 SAJ Musa, Rambo, Superman, Johnny Paul Koroma and Mosquito; did
19 Johnny Paul Koroma say anything while you were at Masiaka?

20 A. Yes.

21 Q. Did you hear what he said?

22 A. Yes.

23 Q. What did you say?

24 A. Well, he tried to muster the soldiers at the Bo Road. He
25 mustered them and told them that there is no longer the AFRC. I
26 have been resisted. So everybody should try to rescue his life.

27 Q. What do you mean by everybody should try and rescue his
28 life?

29 A. What I mean that everybody trying to rescue his life was

1 that because the AFRC were in Freetown. Now ECOMOG has dislodged
2 them from Freetown and they ran away up to Masiaka. The war has
3 reached a point where Johnny Paul Koroma himself has been afraid,
4 so he decided to go to his own village and he was trying to
5 address the people so that everybody would look for a place to
6 hide themselves, so that the enemies could not capture you.

7 Q. Mr Witness, did SAJ Musa say anything at Masiaka, while you
8 were there?

9 MR AGHA: I'd object to that question as leading, Your
10 Honour.

11 PRESIDING JUDGE: Yes, it is leading, Mr Daniels.

12 MR DANIELS: Very well.

13 Q. You have told us about Johnny Paul Koroma who spoke to the
14 troops at Masiaka; did anything else happen at Masiaka?

15 A. Yes.

16 Q. What happened?

17 A. When Johnny Paul addressed the troops and left the troops
18 and decided to go, SAJ Musa stayed and addressed the men again,
19 because when Johnny Paul Koroma had addressed the troops, he
20 moved and SAJ Musa stayed with the troops and tried to tell the
21 troops that, as far as SLAs are concerned, we have to try to
22 restore the army, because we were --

23 THE INTERPRETER: Your Honours, can he take that again.

24 PRESIDING JUDGE: Please --

25 MR DANIELS:

26 Q. Please, Mr Witness, I reminded you to go slowly while you
27 are talking. Can you just repeat what you said so that everybody
28 can hear you?

29 A. Okay.

1 Q. Please carry on. Go over what you said?

2 A. When we reached Masiaka, and Johnny Paul Koroma had
3 addressed the troops that there was no longer an AFRC resistance,
4 he decided to leave. The troops stayed in the care of SAJ Musa.

5 Q. Do you know where JPK left to?

6 A. That man went to his village.

7 Q. Do you know the name of his village? Yes or no? If you
8 remember later on, we can carry on.

9 A. Yes, I can't recall now, but I know the village, but I
10 can't recall as I'm sitting here, but I know the village.

11 Q. Do you know who he left with to go to his village?

12 A. No.

13 Q. Do you know whether he got to his village?

14 A. Yes.

15 Q. Did anything happen with the rest of the troops who were
16 with SAJ Musa?

17 A. Yes.

18 Q. What happened?

19 A. SAJ Musa used the word we are SLAs, we should try to
20 restore the army again. That caused Mosquito, who is Sam
21 Bockarie, and his men, to leave us in anger heading towards Kono.

22 Q. How do you know that Mosquito left in anger heading towards
23 Kono?

24 MR AGHA: Objection, Your Honour. That would be
25 speculation on the part of the witness.

26 PRESIDING JUDGE: Well, not necessarily. Yes, ask that
27 again.

28 MR DANIELS:

29 Q. I said, how do you know he left in anger?

1 A. Well done. When Johnny Paul left us, he told the troops
2 that he is leaving and heading for his village, but when Mosquito
3 was leaving, just because he was in the muster parade where SAJ
4 Musa had uttered these words, he was not happy with that, that
5 we, as SLA, should try to restore the army, so he took his troops
6 and moved, enter his vehicle and left, just like that.

7 PRESIDING JUDGE: Well, the objection was how would he know
8 that Mosquito was angry or not happy and your witness has not
9 explained that at all, Mr Daniels.

10 MR DANIELS:

11 Q. Mr Witness, you told us that Mosquito was angry. You
12 used --

13 A. Yes.

14 Q. How do you know he was angry?

15 A. Well, that man is a commander, and I think that if he is
16 ready to leave a troop to go to another location, he has to wait
17 for his -- his -- let me say, that man is an RUF officer,
18 commander, I mean. I feel that if he is leaving a troop he has
19 to discuss with him first before leaving, but he just decided and
20 left abruptly when SAJ Musa was giving this address. So that is
21 made me to know that this man actually -- because SAJ Musa was
22 addressing the troop that, as far as SLA is concerned, we have to
23 fight to restore the army. I saw that he was not so happy with
24 that. He was not happy about that.

25 Q. Thank you. After Mosquito left in the direction of Kono,
26 as you told this Court, did anything happen at Masiaka?

27 A. Yes.

28 Q. What happened?

29 A. When we were in Masiaka, about a day, and we were deciding

1 to prepare ourselves, but through radio ECOMOG was intervening to
2 come to Masiaka, to have a grip on Masiaka.

3 Q. Thank you. When you said you were preparing yourself,
4 preparing yourself for what?

5 A. Well, it is for us to try to defend Masiaka.

6 Q. And what happened?

7 A. So we had a radio. We were listening to the radio and we
8 heard that ECOMOG were on the way to come to Masiaka.

9 Q. Do you know whether ECOMOG ever came to Masiaka, as a
10 result of what you heard on the radio?

11 A. Yes.

12 Q. And, as a result of what you heard on the radio, did you do
13 anything?

14 A. Well, the entire troop, the entire troop together, right
15 down to SAJ Musa, and including myself, we decided to leave
16 Masiaka and head for Kabala, because ECOMOG were on their way to
17 Masiaka.

18 Q. Did you eventually get to Kabala?

19 A. Yes.

20 Q. What route did you take from Masiaka to get to Kabala?

21 A. It was the main road, the main highway from Makeni to
22 Kabala. We used the main highway.

23 Q. How did you go to Kabala from Masiaka?

24 A. We travelled by vehicles.

25 Q. And what time did you get to Kabala?

26 A. It was February.

27 Q. The question I'm asking is: What time of the day did you
28 get to Masiaka?

29 PRESIDING JUDGE: You mean Kabala?

1 THE WITNESS: Oh.

2 MR DANIELS:

3 Q. Kabala, I beg your pardon. Did you hear the question? I
4 said what time of the day did you arrive or did you get to
5 Kabala? What time of the day?

6 A. Well, it was -- it was broad day. It hadn't got to 8.00 in
7 the evening and it was not early in the morning, like 11.00 or
8 12.00. It was midday.

9 Q. And when you got to Kabala, how many SLAs were with you?

10 A. When we got to Kabala, there were many. I wouldn't know
11 the number.

12 Q. Who was in charge of the SLA at Kabala?

13 A. It was SAJ Musa.

14 Q. Did anything happen while you were in Kabala?

15 A. Yes.

16 Q. Please tell us what happened?

17 A. Well, when we got to Kabala, I, I was so confused about my
18 family who were in Kono, so I decided to leave the SLA in Kabala
19 and headed for Kono.

20 Q. How long did you spend in Kabala?

21 A. Well, I didn't take a week in Kabala.

22 Q. Did you eventually get to Kono?

23 A. Yes, but not the same day.

24 Q. Did you go alone to Kono?

25 A. Yes.

26 Q. How did you get from Kabala to Kono?

27 A. Well, when I left Kabala, I went to Koinadugu Town.

28 Q. How long did you stay in Koinadugu Town?

29 A. Well, I didn't take a long time. I just passed through

1 Koinadugu when I asked some civilians if there were people in
2 Mongor Bendugu.

3 MR DANIELS: Your Honours, I believe you have the spelling
4 of Mongor.

5 JUDGE SEBUTINDE: Mongor what? There was a second word.

6 THE WITNESS: Bendugu.

7 MR DANIELS: B-E-N-D-U-G-U.

8 Q. Did you get to Mongor Bendugu?

9 A. Yes.

10 Q. What happened?

11 A. Well, when I got to Mongor again, I met civilians there and
12 I asked them whether there were people in Kurubonla and they said
13 yes, so I decided to leave and go to Kurubonla.

14 Let the Court excuse me I want to drink.

15 Q. So from Mongor Bendugu you went to Kurubonla? Did you do
16 anything at Kurubonla?

17 A. Yes, when I got to Kurubonla, I saw my aunt who is
18 [redacted].

19 Q. Please don't mention the names of any of your relatives?

20 A. Okay. Okay.

21 MR DANIELS: Your Honour, if the name of the person
22 mentioned could be --

23 PRESIDING JUDGE: Yes, that could be redacted from the
24 transcript.

25 Q. After that did you do anything? After you met your aunt,
26 did you do anything?

27 A. Yes. I asked her if my people were in xxx and she told
28 me: "Your xxx, your xxx, your xxx, your xxx xxx
29 are in xxx but they are under Kamajor threat." So that caused

1 me to still remain in Kurubonla for three days.

2 Q. Mr Witness, after you stayed for three days, did you do
3 anything?

4 A. Well, when I was in that town for three days, I was just
5 trying to have my way to go to Kono. I didn't do anything else,
6 except when I heard that RUF had entered Kono then I decided to
7 leave there and go to Kono.

8 Q. You just told this Court that your auntie told you that
9 your family members were under Kamajor threat in xxx. Firstly,
10 who are the Kamajors? Who are Kamajors?

11 A. Well, the Kamajors, they were fighting against the SLA and
12 RUF in the country at that time.

13 Q. Did you get to find out whether it was true that your
14 family were under Kamajor threat in xxx?

15 A. Well, an aunt of mine told me -- when you told me that --
16 she told me that there were Kamajors in Kono and Kurubonla, I
17 didn't have any confidence to leave Kurubonla to go to Kono.

18 Q. The question I was asking was: Do you know whether it was
19 true that your family were under threat by Kamajors in xxx?

20 A. Yes.

21 Q. How do you know that it was true?

22 A. The woman who is my auntie, who left xxx, she told me that
23 presently, even as we are pulling out, it was the Kamajors who
24 are pulling out of xxx to come to -- how do you call it --
25 Kurubonla. So if you have any concerns about any soldier, or you
26 are a relative of a soldier, or you have any relationship with
27 the military, I think that if the Kamajor knows that about you,
28 you wouldn't leave, you see. So that convinced me that my people
29 were under threat and my auntie herself told me that the Kamajors

1 were threatening people in xxx and all my family who was in
2 xxx.

3 Q. Mr Witness, you also told this Court that after three days
4 you eventually went to Kono when you heard that the RUF had taken
5 over control of Kono; is that what you just told this Court?

6 PRESIDING JUDGE: No, no. He said when he heard that the
7 RUF had entered Kono.

8 MR DANIELS: Had entered Kono.

9 Q. How did you hear that the RUF had entered Kono?

10 A. The time I got to Kurubonla, the first thing I got
11 information from one of my aunts that Kamajors were in Kono.
12 When the people, when the civilians were pulling out from Kono to
13 find their various areas that they would rescue themselves --

14 THE INTERPRETER: Sorry.

15 THE WITNESS: RUF had entered to dislodge the Kamajors in
16 Kono. So the civilians who left there, coming towards Kurubonla,
17 they told me that finally the RUF had taken over Kono.

18 Q. So after three days you eventually got to Kono?

19 A. Yes.

20 Q. What happened?

21 A. When I decided to leave Kurubonla to Kono, I got to Kono
22 within a day and the patrol, in order for me to locate where my
23 people were in Kono, they arrested me at Hill Station.

24 Q. Who arrested you at Hill Station?

25 A. It was an RUF -- Major Scorpion.

26 Q. Do you know why the RUF Major Scorpion arrested you?

27 A. Yes.

28 Q. Why did he arrest you?

29 A. He was searching for manpower to go to Sewafe. He was

1 searching for manpower to go to Sewafe to block the ECOMOG, to
2 prevent the ECOMOG troop from coming to Kono so they were
3 searching in order to arrest people.

4 MR DANIELS: Sewafe, Your Honours, I have S-E-W-A-F-E.

5 Q. You just told this Court that you were arrested because
6 Major Scorpion was looking for manpower to be taken to Sewafe;
7 were you eventually taken to Sewafe?

8 A. Yes.

9 Q. Where is Sewafe?

10 A. Well, Sewafe, if you are coming from Freetown, when you get
11 to Makeni, when leaving Makeni to go to Kono, the border, which
12 is the bridge, the water between Kono and the Temne, so that
13 bridge is referred to as Sewafe Bridge.

14 Q. And how were you taken to Sewafe Bridge?

15 A. Well, they disarmed me, beat me up, because I was in full
16 military attire. I had my AK-47. I had my soldier boots on my
17 feet, even my combat. I had my beret that had a crown. So they
18 arrested me and disarmed me and I boarded the vehicle and they
19 took me to Sewafe.

20 Q. Were you the only one taken to Sewafe?

21 A. No.

22 Q. Who else was with you?

23 A. Well, if I can remember my SLA colleagues, like Jackie
24 Palo.

25 Q. Can you spell that?

26 A. No.

27 Q. I spell that J-A-C-K-I-E, Palo, P-A-L-O? And anybody else?

28 A. Yes, another one called Piki n.

29 Q. What -- Piki n, P-I-K-I-N, Your Honours. Did you know

1 Jackie Palo and Piki n before you met them on your way to Sewafe?

2 A. Yes.

3 Q. Were they SLA or RUF?

4 A. They were SLA.

5 Q. What was their ranking?

6 A. Ordinary private soldier like myself when I was private.

7 They were ordinary private soldiers.

8 Q. And when you got to Sewafe, did anything happen?

9 A. Yes.

10 Q. What happened?

11 A. The RUF Major Scorpion, he handed us to Superman that we
12 met in Sewafe.

13 Q. Is this the same Superman that you referred to who was in
14 Masiaka?

15 A. Yes.

16 Q. And do you know why he handed you to Superman?

17 A. Yes.

18 Q. Why did he hand you to Superman?

19 A. Well, Superman was the battle field commander in Sewafe, to
20 make sure that ECOMOG didn't come entirely into Kono.

21 Q. How do you know that Superman was the battle field
22 commander?

23 A. Well, when we reached Sewafe, they reported to him and
24 Superman addressed us that he, as Superman, called Denis Mingo,
25 and he said that if we had come to Kono, which is the place where
26 he was called Sewafe, we should fight with him as RUF. He is the
27 field -- battle field commander, so now he is going to supply us
28 arms and ammunition to block Sewafe as an ambush with Major
29 Scorpion.

1 Q. Were you eventually supplied with arms and ammunition?

2 A. Yes.

3 Q. What arms and ammunition was supplied to you?

4 A. The gun that Colonel Scorpion took away from me, which was
5 AK-47, it had rounds, but there were not enough rounds, so when
6 we got to Sewafe, they took out new rounds from a packet, which
7 were in a small box, there were about 20 rounds, so they gave me
8 up to two to three packets and they told me that I should secure
9 them to go to the ambush.

10 Q. You told us that you were taken in a vehicle to Sewafe.
11 When you got to Sewafe, apart from Superman, did you meet anybody
12 at Sewafe?

13 A. Apart from Superman? Yes.

14 Q. Who did you meet?

15 A. Well, Superman, his manpower, they were at Sewafe. His
16 boys, they were with him at Sewafe.

17 Q. Do you know how many of his boys were with him at Sewafe?

18 A. No.

19 Q. How were the boys dressed?

20 A. Well, the RUF, the boys who were with him, some had on
21 jeans, crepe T-shirts, some had combat T-shirts and blue jeans,
22 some had on black jeans, had combat T-shirts and then they would
23 tie their heads with red cloth. Some had jean coats. If it is a
24 blue jean coats, they will put it on and maybe they will have a
25 black jean trousers. That is the way they used to dress in mixed
26 dressing.

27 Q. Do you know the ages of the boys that you saw? Do you know
28 how old they were?

29 A. Well, the ages of these boys, I cannot say they are 20 or

1 30 years. I don't know some of their exact age. But you will
2 actually find out that they are not small, small boys. That I
3 will be older than. Yes, some of them I will be older than them,
4 but some of them will be older than I.

5 MR DANIELS: Your Honours, I have come to a new area.
6 Perhaps this is a convenient point to stop, with your permission.

7 PRESIDING JUDGE: Yes. Mr Witness, we're going to have a
8 short break now. I should tell you this now: That you are not
9 permitted to discuss the evidence or the case with anybody while
10 you, yourself, are in the course of giving evidence. We will
11 adjourn now until 11.00.

12 [Break taken at 10.45 a.m.]

13 [Upon resuming at 11.05 a.m.]

14 PRESIDING JUDGE: Go ahead, Mr Daniels.

15 MR DANIELS: Thank you very much, Your Honour.

16 Q. Mr Witness, you just told us that your AK-47 was given back
17 to you at Sewafe.

18 JUDGE DOHERTY: He didn't actually say that, Mr Daniels.
19 He said he was given some boxes of ammunition.

20 MR DANIELS: Very well.

21 Q. Mr Witness.

22 A. Yes.

23 Q. You told this Court you were supplied with arms and
24 ammunition while you were at Sewafe?

25 A. Yes.

26 Q. What arms were you supplied with?

27 A. When I talk about arms, it is not many. The arm was an
28 AK-47. It is the rounds that were many that I usually call
29 ammunition, but when I talk about arm, it is not many guns, it is

1 just one. An AK-47.

2 Q. And after you were supplied with your arm in Sewafe, did
3 anything happen?

4 A. Yes.

5 Q. What happened?

6 A. They sent me and the other troops to an ambush with Major
7 Scorpion.

8 Q. Mr Witness, what do you mean by ambush?

9 A. Well, ambush is a place, where you would lay to wait for
10 your enemy. It is a surprise something. You will hide yourself
11 somewhere and wait for somebody who is coming to look for you.
12 When you know that you are fighting against the person and the
13 person is fighting against you, you would hide yourself at some
14 place and you would find that if he sees you, you surprise him.
15 It is a surprise attack, as we call it. That's why we call it an
16 ambush. It is not something you would stand in the open, you
17 would hide yourself.

18 Q. Witness, where were you sent to ambush?

19 A. Well, it is at the Sewafe Bridge.

20 Q. Mr Witness, which part of the bridge were you situated?

21 A. Across on the Kono side, across on the other side to Kono.

22 Q. When you went on the ambush, did anything happen?

23 A. Yes.

24 Q. What happened?

25 A. After a few days, because I can't remember the number of
26 days that passed, after a few days an ECOMOG patrol team was
27 coming on foot to come and patrol so they fell into this ambush
28 and we sprung the ambush on them. I sitting here, I talking to
29 you now, I experienced a fragment on my forehead when the ECOMOG

1 I launched a bomb and the bomb blasted. I experienced a fragment
2 on my head.

3 MR DANIELS: Just hold on one minute. For the record, I
4 believe the witness is pointing to a scar on his right forehead.

5 PRESIDING JUDGE: Yes, that is accurate, Mr Daniels.

6 MR DANIELS: Thank you very much.

7 Q. As a result of this injury, did anything happen?

8 A. Yes.

9 Q. What happened?

10 A. After this injury that I had sustained, I was withdrawn to
11 Sewafe Town.

12 Q. How were you withdrawn to the Sewafe Town?

13 A. Well, they worked with me from the bridge to the town where
14 Superman was. That is Rubber-Rubber.

15 Q. What is Rubber-Rubber? Who is Rubber-Rubber?

16 A. The person, the RUF -- the 2 IC that was with Major
17 Scorpion who was the ambush 2 IC. I was handed over to him and
18 he brought me to Sewafe.

19 MR DANIELS: Rubber-Rubber, I believe is R-U-B-B-R
20 R-U-B-B-R [sic].

21 Q. From Sewafe, when you withdrew, where were you taken to?

22 A. To Koi du Town.

23 Q. Mr Witness, did Superman have a second in command during
24 the Sewafe attack?

25 MR AGHA: I object to that. It is leading, Your Honour.

26 PRESIDING JUDGE: That is leading, Mr Daniels.

27 MR DANIELS: Very well.

28 THE WITNESS: Yes, but --

29 MR DANIELS:

- 1 Q. That's okay. Mr Witness, do you know whether Superman was
2 reporting to anybody?
- 3 A. Yes.
- 4 Q. Who was Superman reporting to?
- 5 A. Well, Superman was the battlefield commander. He was
6 operating directly under Issa.
- 7 Q. Who is Issa?
- 8 A. Issa is the RUF commander who was in charge of Kono.
- 9 Q. Do you know him by any other name apart from Issa?
- 10 A. No.
- 11 Q. Have you ever seen Issa?
- 12 A. No.
- 13 Q. Do you know whether any persons were reporting to Superman?
- 14 A. Yes.
- 15 Q. Who was reporting to Superman?
- 16 A. Well, like Scorpion reported to Superman; Savage reported
17 to Superman.
- 18 Q. Do you know where Issa is today?
- 19 A. Yes.
- 20 Q. Where is he?
- 21 A. Well, I was in Kono when through radio I heard that he has
22 been arrested and he is at the Special Court. That is by radio.
- 23 Q. Do you know whether Issa reports to any person?
- 24 A. Well, I can't say anything about that, because I am not
25 with him.
- 26 Q. You also mentioned Savage. Who is Savage?
- 27 A. Savage is an SLA who was at the task force for the RUF in
28 Kono.
- 29 Q. Okay. How do you know?

1 A. Well, at the time that I sustained this injury on my head,
2 when the fragment hit me and Rubber-Rubber withdrew me to Sewafe,
3 Savage, his men with whom he was at the task force, they had the
4 green piece of cloth, muffler, they identified themselves as the
5 task force. They used it to identify themselves as the task
6 force. So he took me from Sewafe to Koidu Town for further
7 treatment.

8 Q. Mr Witness, you said you went from Sewafe to Koidu Town,
9 who did you say took you?

10 A. It was Savage who took me from Sewafe to Koidu Town.

11 Q. What did he take you to go and do in Koidu Town?

12 A. Well, at that time I myself sitting down here, I spoke to
13 him. I told him that I have sustained an injury on my head as a
14 result of a fragment. During that time his men that he had come
15 with from Koidu Town, those whom he had arrested to come and
16 reinforce the battle front. Those men with whom he came and
17 handed over to Superman. I spoke to him as a comrade I had known
18 before. I explained myself to him, so he saw my injury and he
19 told me that when he is coming to Koidu, we would come together.

20 Q. What was his ranking, that is talking about Savage?

21 A. He was an officer, a captain.

22 Q. After did Savage eventually take you to Koidu Town?

23 A. Yes, yes.

24 Q. What happened?

25 A. Well, he left me at his house at the back of Five-Five
26 spot.

27 Q. Where is Five-Five spot. When you enter Koidu Town at the
28 Masingbi Road, that is where the Five-Five spot is. It is
29 opposite the petrol station at the Masingbi Road. Then you would

1 use a drive -- it is just a lane and you will reach where Savage
2 was?

3 MR DANIELS: Your Honours, I have for Masingbi
4 M-A-S-S-I-N-G-B-I [sic].

5 Q. When you went to Savage's house, did you meet anyone there?

6 A. Yes.

7 Q. Who did you meet?

8 A. I met some men with him. Men like Sniper, that is his
9 nickname that I know.

10 Q. Anybody else?

11 A. Yes, like JU.

12 Q. Please go on.

13 A. SK.

14 Q. You mentioned the names of Sniper, JU, SK. What were they,
15 or were they anything to Savage?

16 A. They were just bodyguards with Savage. They were just
17 bodyguards.

18 Q. Do you know how many bodyguards Savage had?

19 A. Well, those who were with him at the house that I knew,
20 those men with whom he goes to fight, for instance, if he is
21 moving to go on patrols, apart from fighting, if he is going on
22 patrols, there were nine men.

23 Q. Now these nine men, do you know whether they were SLA or
24 RUF?

25 MR AGHA: Leading question, Your Honour.

26 PRESIDING JUDGE: You will have to rephrase that,
27 Mr Daniels.

28 MR DANIELS:

29 Q. Do you know which faction they belonged to, those persons

1 staying wi thi n Savage' s house? Do you know what -- I beg your
2 pardon. Do you know what facti on they belonged to?

3 A. Well, yes.

4 Q. Please tell us.

5 A. They were RUF.

6 Q. How do you know?

7 A. Well, at the time, that I went to Kono, that was when I
8 knew them. And because I knew Savage, I didn' t know them then
9 and I knew Savage when I was in the military. That was where I
10 knew Savage and I didn' t know those peopl e.

11 Q. Did anything happen while you were staying wi th Savage
12 in -- at Five-Five spot?

13 A. Yes.

14 Q. Please tell thi s Court.

15 A. Savage, I can remember that he had been used to being wi th
16 us in Koidu. When Rambo wants to go on operations, he would come
17 and meet him and ask him for three or five manpower and he would
18 give them to him to go to the battle front line where any attack
19 was happeni ng.

20 Q. Did anything else happen while you were at Koi du Town wi th
21 Savage?

22 A. Well, the only thing that I can remember was when Savage
23 used to leave us at the house sometime, and he would patrol to
24 Tombodu and when I got better, through God' s grace, together wi th
25 him we patrolled Tombodu.

26 Q. Do you remember what you went to do when you went to
27 Tombodu wi th Savage?

28 A. Yes.

29 Q. Please tell us.

1 A. It was just on patrol to Tombodu when Staff Alhaji was in
2 the town, just to get a situation report from him and to get one
3 or two food items that we could take back to Koidu Town.

4 Q. You said Staff Alhaji was in the town. Which town are you
5 referring to? You said you went to meet Staff Alhaji in the
6 Town, which town?

7 A. It is Tombodu Town.

8 Q. Who was Staff Alhaji or who is Staff Alhaji?

9 A. No. Now, as I'm talking to you now, I do not know what he
10 is but at that time he was in the SLA.

11 Q. And at that time, the time you are talking about, do you
12 know, if at all, who Staff Alhaji was reporting to?

13 A. Staff Alhaji was in Tombodu whilst Savage in Koidu Town.
14 Savage would go on patrol to Staff Alhaji to make inquiries about
15 how Tombodu was. You get me, sir? To ask him one or two things
16 that he would take back to Koidu. So I know that all Staff
17 Alhaji's reports he gave to Savage.

18 Q. How long did you stay in Koidu with Savage?

19 A. Let me say March -- March I was in Kono when I was arrested
20 when Major Scorpion arrested me. I was in Kono since March. I
21 was in Kono in that same March when I was hit by this fragment on
22 my head and I was taken to Koidu Town. So I think -- I'm
23 thinking between March, April, May, June when ECOMOG intervened
24 in Kono, I was with Savage.

25 Q. How do you know ECOMOG intervened in Kono?

26 A. The force that the RUF was blockading to prevent them from
27 entering into Kono were ECOMOG.

28 Q. How do you know?

29 A. Well, the first attack when ECOMOG attacked us at Sewafe, I

1 knew that it was the ECOMOG and through the ECOMOG jets that was
2 bombarding and the attack that we, too, used to go on, that is
3 the offensive attack, I knew that they were ECOMOG.

4 Q. Do you know what month this attack took place, the one
5 you're referring to?

6 A. When ECOMOG intervened in Kono, that was in June.

7 Q. Did anything happen as a result of ECOMOG intervening in
8 Kono in June?

9 A. Well, the only thing that happened was that when ECOMOG
10 intervened in Kono, we decided to withdraw to Tombodu with
11 Savage.

12 Q. Did you eventually get to Tombodu with Savage?

13 A. Yes.

14 Q. How far is Tombodu from Koidu Town?

15 A. Just 6 to 7 miles, within that 6 to 7.

16 Q. How many of you withdrew to Tombodu Town?

17 A. Well, we, the only troops that were with him.

18 Q. How many were you?

19 A. Well, we were not many, but -- we were not many. I cannot
20 remember the actual number, but we were not many.

21 Q. Who, at that time, at the time that you went to Tombodu,
22 who was in charge of Tombodu?

23 A. It was Staff Sergeant Alhaji.

24 Q. Do you remember anything happening in Tombodu while you
25 were there with Savage?

26 A. Well, the first thing when we entered Tombodu was that we
27 met the town burning. At that time ECOMOG had dislodged us from
28 Koidu Town. When ECOMOG had dislodged us from Koidu Town, when I
29 and Savage and others came to rescue ourselves from Tombodu, we

1 found the town burning whilst Staff Alhaji was in the town, but
2 he had withdrawn.

3 Q. Do you know who caused Tombodu Town to be burning as you
4 were entering Tombodu Town?

5 A. Yes.

6 Q. Who was that?

7 A. It was Staff Sergeant Alhaji Bayo.

8 Q. How do you know?

9 A. Well done. Well done. When we entered Tombodu and found
10 the town burning, when we entered Tombodu we found the town was
11 burning, so Savage told us that we should go ahead with the road
12 that was ahead of us. Not knowing that this road that I'm
13 talking about, it is the Guinea road, the road leading to Guinea.
14 Not knowing that Staff Alhaji had withdrawn from Tombodu, four
15 miles to that village in Tombodu, that is where he was.

16 Q. How do know that Staff Alhaji had withdrawn to a village
17 four miles from Tombodu?

18 A. That is where we met him in the village. We passed through
19 Tombodu at that time. Tombodu was on fire. Together with Savage
20 we went with him to this village 4 miles to Tombodu.

21 Q. When you went there, did anything happen?

22 A. Yes.

23 Q. What happened?

24 A. We met Staff Alhaji in the town. Then Savage said: "Men,
25 why did you leave the town like that?" Then he said: "Some
26 troops from Koidu had passed through to Kurubonla. Then that
27 made him not to be steady in Tombodu, so he set it on fire.
28 After the troops had passed, he set it on fire, then he withdrew
29 and stayed 4 miles out of Tombodu Town. So Savage ordered him to

1 prepare his men, together with us that had gone with Savage to
2 return to Tombodu.

3 Q. Do you know how many houses were burning in Tombodu?

4 A. The houses were many. I do not know the number.

5 Q. Did you get to return to Tombodu?

6 A. Yes.

7 Q. Who did you return with?

8 A. Savage, Staff Alhaji, and Staff Alhaji's troops that he had
9 we all combined and it was Savage who was the commander. Staff
10 Alhaji was there. Savage's 2 IC was there, so all of us came to
11 Tombodu.

12 Q. Who was Savage's 2 IC?

13 A. It was one late Lieutenant Mohammed.

14 Q. How know which faction he belonged to?

15 A. Well, at that time the only man that I knew as SLA was
16 Savage only, but that his 2 IC was an RUF man.

17 Q. Did Savage have any other name?

18 A. Yes.

19 Q. What?

20 A. It was Mr Die.

21 Q. Do you know his real name?

22 A. The name he told us was his real name was Sahr Bufar.

23 Q. S-H-A-R B-U-F-A_R [sic].

24 A. S-A-H-R, S-A-H-R, Sahr.

25 Q. Do you know why Savage was called Mr Die?

26 JUDGE DOHERTY: Mr Daniels, did you say why Savage was
27 called Mr Die?

28 MR DANIELS: Yes.

29 JUDGE SEBUTINDE: I thought this evidence related to one

1 Mohammed. Is it Savage now?

2 PRESIDING JUDGE: No, that is the note I have. He said
3 Savage's other name was Mr Die.

4 THE WITNESS: Yes, yes, yes, yes. Savage his name is
5 Mr Die.

6 Q. Do you know why Savage was called Mr Die?

7 A. Yes, yeah, yeah.

8 Q. This is not a place for laughing.

9 A. Yes, I can understand but if the man's name you asked me
10 about, if it is difficult for me how he got that name because I'm
11 thinking about the time how he got that name.

12 Q. Please, how do you know?

13 A. During those times Savage was the man who was not to see a
14 civilian population. The innocent killing that he used to do.
15 In fact, before he killed you, he would tell you: "When you see
16 me, you are supposed to die, so my name is Mr Die." The ordinary
17 see that you see him, he will say that you should die. When you
18 see him with your own eyes, he says you should die as a civilian.
19 So that gave him the name Mr Die.

20 Q. Do you know whether any civilians died as a result of
21 seeing him?

22 A. Well, yes.

23 Q. You are talking about Tombodu Town. Can you give us some
24 examples, please?

25 A. In Tombodu Town?

26 Q. Yes.

27 A. At the time that we were in Tombodu Town now, yes. Like if
28 they went on patrol and he sent out a food-finding patrol, and if
29 he dispatched a food-finding patrol to go and find food, when

1 RSMT captured civilians to carry the food for them to come to
2 Tombodu Town, when those civilians come to Tombodu Town, when
3 Savage sees them eye to eye that those are the civilians that
4 RSMT had brought that carried the food to Tombodu, you would
5 never return, you will die.

6 Q. I'm asking you to recount specific, any specific incident
7 that you are aware of?

8 A. In Tombodu Town?

9 Q. Yes.

10 A. Yes.

11 Q. Please go on.

12 A. Like one aged woman came to the town, like somebody had
13 been in the bush for a long time and had nothing to eat and had
14 come to the town to find food, when she saw Savage, when they saw
15 eye to eye Savage killed her.

16 [AFRC31JUL06B - CR]

17 Q. Were you there when she was killed?

18 A. Yes.

19 Q. How was she killed?

20 A. She was hacked with a cutlass that he had on his bandaria.
21 It had a black handle and it had a green bag in which it is
22 usually put. It was with that cutlass that he hacked the woman.

23 Q. You have told us about once incident in Tombodu regarding
24 an elderly woman. Do you recall any other incidents that took
25 place in Tombodu Town while you there?

26 A. Yes.

27 Q. Please tell this Court.

28 A. I can remember the 47 people whom Savage killed in Tombodu
29 Town.

1 Q. What do you remember about the 47 people killed by Savage
2 in Tombodu Town?

3 A. Well, those people were arrested from a certain village
4 where RSMT had gone on food-finding. He arrested them and
5 brought them to Tombodu Town, together with the food items that
6 they were carrying on their heads like dried meat, palm oil, husk
7 rice. They were carrying all of those things on their head and
8 they came to Tombodu Town. So when they arrived, Savage passed
9 an order they should be kept. They should not go anywhere. So
10 they were there -- they were somewhere --

11 Q. Were you there when Savage passed the order?

12 A. Yes, yes. Yes, yes.

13 Q. What exactly did he say?

14 A. Savage, he told the officer -- sorry, the RSMT who had gone
15 on this food-finding patrol, that he should make sure that these
16 people, as soon as they put down the food, the food that they
17 brought, as soon as they bring them, they should be assembled
18 under an orange tree, that they should be parked there.

19 Q. Did anything happen while they were assembled under the
20 orange tree?

21 A. Yes.

22 Q. What happened?

23 A. They went inside the house.

24 Q. Who?

25 A. Savage, he went inside the house, which was the
26 headquarters where he was -- the house where he was sleeping, the
27 headquarters. He took an AK-47 that had a magazine that
28 contained rounds. He ordered the people to go to a house that I
29 came to know later as a barri, but at that time that Savage

1 killed them, I did not know that house was a barri. It was at
2 this later stage I knew it was a barri, but at that time, it was
3 a house. It was at the back of that house that he killed those
4 people.

5 Q. How did he kill them?

6 A. Well, Savage, he would line them up in a single line like
7 school children would stand in a queue. For instance, he would
8 form a single queue. When you stand in a queue, he would take,
9 for instance, stand -- let me just estimate, for instance, take
10 10 and put them in one line. Then he would take the gun and he
11 would point it at the first person's chest if -- like it's two
12 shots or one shot, he would release it and that bullet would go
13 from the first one to the last one. That's how he killed them;
14 little by little, little by little until he finished the 47
15 people.

16 Q. How do you know there were 47 people?

17 A. When the people came with the food, they were checked.
18 After they put out all the food items, they were well checked.
19 He asked how many people they had brought. There were 47 in
20 number, exact. It was not more than that.

21 Q. These people, what kind of people were they?

22 A. Innocent civilians.

23 Q. Were they men, women, children; what were they?

24 A. They were mixed. They were the old-aged people, the young
25 ones, but they were mixed, men and women. It was not just all
26 men. They were mixed, men and women. Some were suckling
27 mothers, and they were carrying their children on their backs.
28 They were all killed.

29 Q. Were these people killed by persons other than Savage?

1 A. No. No.

2 Q. Explain, please.

3 A. The reason why Savage did not allow another person to kill
4 was that at the time that we were in Tombodu, when Savage
5 arrested people, when they brought them to Savage, when Savage
6 said, "Let the boys go and kill civilians," the boys would take
7 the civilians to a certain place when they tell them, "Don't
8 stand. You heard that that man had said he should come and kill
9 you. That man called Mr Die find your way, run away." So he
10 found out after he had passed this order to kill the civilians
11 and they found out the men had to kill the civilians, he, too,
12 decided to do the act himself. Because he had found out that
13 when he passed an order to so and so person to go and kill so and
14 so person, that person would not do it. He would take that
15 person somewhere where that person would escape. So he found out
16 men were not killing, so he himself started doing the act.

17 Q. So after the 47 people were killed, what happened to them?
18 What happened to their bodies?

19 A. Well, their bodies were still behind the house there. They
20 were still behind the house there. Vultures were coming down and
21 devouring the bodies. Dogs were coming there and devouring the
22 bodies. The bodies were at the back there.

23 Q. You have told us about an incident to do with an old lady.
24 You have also told us about an incident to do with 47 people, 47
25 civilians who were killed by Savage. Do you recall any other
26 specific incident that took place in Tombodu while you were there
27 with Savage?

28 A. Yes.

29 Q. Please tell this Court.

- 1 A. Like, I can remember the 44 people whom they had captured
2 again from food-finding.
- 3 Q. Who had captured?
- 4 A. It was the food-finding commander, who was RSMT.
- 5 Q. Do you know where they captured these persons?
- 6 A. Well, I don't know all the villages, because the man had
7 gone to patrol from -- at the Mansofinia end, at Buedu area. You
8 leave Yamandu, come to Wadu, before coming to Mansofinia. So all
9 those areas, the patrol team had gone to go and find food.
- 10 Q. And what happened?
- 11 A. So when RSMT came, after the patrol, when they brought
12 about 47 -- no, sorry, 44 people, they brought some 44 people
13 whom Savage passed an order to RSMT, and Alhaji with his 2 IC,
14 who was Lieutenant Mohamed.
- 15 Q. To do what?
- 16 A. To lock the people up in a big house.
- 17 Q. This Alhaji you are talking about, is it the Alhaji you
18 mentioned earlier on?
- 19 A. Yes.
- 20 Q. Did you see the persons locked in the house?
- 21 A. Yes.
- 22 Q. Please tell us what happened?
- 23 A. The house -- the house. It had a front door and a back
24 door. It had some small rooms, so they opened the rooms and
25 parked the people in those rooms, and they locked up all the
26 windows that the house had. Then they put some security at those
27 windows, the back door. They locked it up and placed one
28 security there. Then the front door, they themselves were at the
29 front door, like he himself, Alhaji -- Staff Alhaji and Savage,

1 they were there, and Savage went and struck a match in one of the
2 rooms where there was a bed. And it was there that he struck the
3 fire and the house started burning. They did not sleep until the
4 other day. So those people burned. The entire house burnt down
5 and the people, all of them died in the house.

6 Q. How do you know all of the people died?

7 A. After this incident this had occurred, because that was a
8 place that was close to Savage's headquarters. It is just a hill
9 going down toward the centre of the town. I used to pass through
10 that place every day when we were on patrol around the town. At
11 one time, I was travelling or moving from a guard post to where I
12 was to visit my other colleagues at the other guard post. I used
13 to pass through -- in front of those houses. I used to get the
14 stench that was coming from these -- from this house after it had
15 been burnt.

16 Q. And these people who were burnt, who were they?

17 A. They were civilians.

18 Q. Do you recall any other significant incident happening in
19 Tombodu Town when you were there with Savage?

20 A. Yes.

21 Q. Please tell this Court.

22 A. There is a place in Tombodu called Savage pit one and Pit
23 two. That's the place Savage used to take 17 people, put them
24 close to the pit and shoot at them and they would fall into the
25 pit. Sometimes if they were captured, about 15, he would put
26 them close to the edge of the pit, look at the pit and look at
27 the water. The pit is open. You would be on the road -- you
28 made a queue standing there. When he shoots at you, you fall
29 into the pit. He had been used to doing that and he had a place

1 at the junction where he used to kill people just to make the
2 town fearful.

3 Q. How long did you stay in Tombodu Town with Savage?

4 A. I was in Tombodu with Savage till went off, when he became
5 mad.

6 Q. How did Savage become mad, or how did it happen?

7 A. This aged women that I had spoke about, it was not that
8 when I spoke about her that she was the first person that Savage
9 killed. She was the last person that Savage killed that caused
10 Savage to go mad. She was the last person, last old man that
11 Savage killed that caused Savage to go mad. When he killed the
12 old man, and when he went mad, he dreamt that the woman, the old
13 woman appeared to him. When he woke up early in the morning he
14 explained the dream to people.

15 Q. Mr Witness, how do you know that Savage became mad?

16 MR AGHA: Your Honour, I object to this question. I don't
17 think this person is in any position to answer that, bearing into
18 mind he's an ordinary layman.

19 PRESIDING JUDGE: Yes, Mr Daniels, I think you can ask this
20 witness what he saw, but as far as giving an opinion of his
21 mental condition, I don't think this witness is qualified.

22 MR DANIELS: Surely I can ask him why he went mad.

23 PRESIDING JUDGE: Can you ask him what makes him say that
24 Savage went mad.

25 MR DANIELS: Very well.

26 Q. Mr Witness, what makes you say that Savage went mad?

27 A. Well done. Yeah, thank you. The way Savage was when he
28 was normal, the way he was acting. And when he explained this
29 dream when he killed this old woman and the woman appeared to him

1 in the dream, when he explained the dream, it was not after that
2 day that he took a gun and started shooting in the town. So we
3 had to -- people who were around him run and camouflaged
4 themselves somewhere. After he had shot and shot and shot, he
5 exhausted his rounds. You will see him. He would deploy
6 somewhere, and he would say, "Advance. Any man at the rear. Any
7 man at the front." You get me? He would pass an order, and he
8 was the only person -- he would just pass an order that people
9 should shoot while nobody was shooting, but the madness, you
10 know, he would move from -- if he were on the left flank of the
11 road, he would run and deploy on the right flank of the road
12 again. Then you would see he would move to the left flank to
13 deploy. But he had certain words that he used. You would really
14 know that this man had gone off.

15 Q. What words was he using for you to know that he had gone
16 off?

17 A. Like the words that he never did. The things that he never
18 did. Like, running, and deploying here and there. When he was
19 doing that, you would see him shouting, "500 men, Pa, advance."
20 You would see him doing the action to tell people to advance, but
21 he was standing -- you would listen what he was saying. You
22 really know this man is not by himself. Something is wrong with
23 his brain.

24 Q. Mr Witness, you have spoken of Savage pit one and Savage
25 pit two. Do you know why they are called Savage pit one and
26 Savage pit two?

27 A. Yes.

28 Q. Why?

29 A. Because it was the place where he killed people. So that

1 give the name Savage pit one and Savage pit two. That particular
2 name, it was the later stage I knew they were Savage pit one and
3 Savage pit two, but it was Savage pit. One and two, it was a bit
4 later stage I knew, but it was Savage pit.

5 Q. Which part of Tombodu can you find Savage pit one and
6 Savage pit two?

7 A. Well done. When you leave Tombodu itself, Tombodu Town
8 itself, when you leaving there, going to Koidu, no sooner you
9 cross the park -- the park -- the park -- the Tombodu park, the
10 car park, no sooner you cross that park you look on the left-hand
11 side going towards Koidu Town. You look at the left-hand side,
12 you would see Savage pit. You look at the right-hand side, you
13 would see Savage pit. The road is in the middle.

14 Q. Mr Witness, do you know the second accused, Ibrahim Bazy
15 Kamara in this suit? Do you know the second accused?

16 A. Well, I used to hear the name, but I've never known him. I
17 used to hear the name, but I never knew him.

18 Q. There's evidence in this Court that the second accused went
19 to drink palm wine with Savage in Tombodu. Are you aware of
20 this?

21 MR AGHA: Your Honour, I'd object to these questions.
22 They're leading questions, and the reason I would object is that
23 when such questions were put to the accused, as a witness, he was
24 answering the specific allegations leveled against him. This is
25 an ordinary witness and, in my submission, there should be a
26 distinction in that evidence can be led in chief without leading
27 from this witness in the proper way.

28 PRESIDING JUDGE: What do you say to that, Mr Daniels?

29 MR DANIELS: Your Honour, unless my learned friend wants me

1 to refer to the specific passages in the transcript, because
2 there is evidence in this Court that the second accused used to
3 drink palm wine with Savage in Tombodu. Unless I put it to him,
4 I just want his reaction.

5 PRESIDING JUDGE: You can't ask him to comment on the
6 veracity or otherwise of other witnesses' s testimony. You can
7 ask questions in such a way he tells the Court his own
8 experiences.

9 MR DANIELS: Very well.

10 Q. Mr Witness, do you recall Savage drinking palm wine in
11 Tombodu Town?

12 A. No. Savage was not drinking palm wine there.

13 Q. Very well. After the incidents that you described as the
14 madness of Savage, did anything happen?

15 A. Yes.

16 Q. What happened?

17 A. We took Savage to Mansofinia after he had gone mad. We
18 decided to get him out of Tombodu to Mansofinia for him to be
19 treated.

20 Q. Who took him to Mansofinia? When you say we, who are "we"?

21 A. Well, it was the men who were with him -- us.

22 Q. What month was this?

23 MR AGHA: A leading question again, Your Honour. I'd
24 object.

25 MR DANIELS:

26 Q. When was it that you took Savage to Mansofinia?

27 A. Well, I can't remember the month any more, but we got him
28 totally out of Tombodu to Mansofinia, but I can't remember the
29 month.

- 1 Q. Did you eventually arrive at Mansofinia with Savage?
- 2 A. Yes.
- 3 Q. Did anything happen after that?
- 4 A. Yes.
- 5 Q. What happened?
- 6 A. The herbalist called --
- 7 THE INTERPRETER: Your Honours, can he take the name again.
- 8 MR DANIELS:
- 9 Q. Can you kindly repeat the name again, more slowly this
- 10 time?
- 11 A. The herbalist that treated Savage was called Dimba Marah.
- 12 Q. How did he treat him?
- 13 A. Well, he used to provide traditional medicines for him. He
- 14 provided him with traditional medicines.
- 15 Q. Did anything happen after that?
- 16 A. Yes.
- 17 Q. What happened?
- 18 A. I, I, I, because I was with Savage at that time when this
- 19 Pa was treating him. I decided to leave Savage and come to
- 20 Kurubonla.
- 21 Q. What did you go to do at Kurubonla?
- 22 A. Well, there was an advance for Mongor Bendugu.
- 23 Q. Please explain. What do you mean? Advance of what?
- 24 A. A certain troop was in Mongor Bendugu, that is the Guineans
- 25 whom SAJ Musa had decided to attack, to send some troops to
- 26 attack them. I used to receive information about that attack, so
- 27 I decided to leave Savage to join that attack.
- 28 Q. Mr Witness, you told us that you were with Savage. You've
- 29 also told us that you heard of an attack. How did you hear about

1 this?

2 A. From 6 mile to Kurubonla, it's not a far distance. Then I
3 got the information through the soldiers who leave Mansofinia --
4 sorry, from Kurubonla to Mansofinia. The soldiers who leave
5 Mansofinia to Kurubonla, so I got the information through them.

6 Q. Do you know who these soldiers were reporting to?

7 A. At Kurubonla?

8 Q. Yes.

9 A. It was to SAJ Musa.

10 Q. How do you know?

11 A. Because -- like, when I left Savage and came to Kurubonla,
12 when I was staying at Kurubonla, when the 2 IC for SAJ Musa,
13 which was 0-Five.

14 Q. Carry on.

15 A. The 2 IC for SAJ Musa, who is 0-five, when SAJ would have
16 told him that he wants to address the troops, 0-Five would go
17 around and tell the people to go for muster parade. He would be
18 at the muster parade together with them until SAJ Musa comes and
19 he would hand over the parade to SAJ Musa and SAJ Musa would
20 address the troops. That's how I knew that he was the commander
21 and everything that was done was reported to him.

22 Q. How do you know that 0-Five was the second in command to
23 SAJ Musa?

24 A. Well, according to how the military operates, before the
25 commander comes, the 2 IC would have come and spoken to you.
26 When the commander comes, the 2 IC would put the parade to
27 attention and hand over the parade to the commander and he, too,
28 would fall in. The 2 IC would fall in in the presence of the
29 commander and the commander would address you. When the

1 commander is returning, that same 2 IC would have handed the
2 parade to him would come and hand over the parade to -- SAJ Musa
3 would hand over the parade to the 2 IC to take care of the men,
4 and they would move.

5 Q. Mr Witness, did 0-Five hand over to SAJ Musa? Did he hand
6 over the parade to SAJ Musa?

7 A. Yes.

8 Q. Did SAJ Musa say anything?

9 A. Yes.

10 Q. What did he say?

11 A. He was trying to beef -- that is to explain, to the troops
12 what the aim was, to attack Mongor Bendugu. How we would take
13 the plan to attack Mongor Bendugu. In short, that is what he was
14 trying to tell us, and he gave 0-Five the operation.

15 Q. About how many persons were present at the parade?

16 A. Where SAJ Musa addressed the troops, there were many. The
17 men were many. I can't recall the number.

18 Q. Do you know whether Mongor Bendugu was eventually attacked?

19 A. Yes.

20 Q. How do you know?

21 A. Me. I -- I. I was with the troop when we all went to
22 Mongor Bendugu, so I was present when the attack occurred from
23 Mongor Bendugu, when some large cache of ammunition were captured
24 and we moved to Kurubonla.

25 Q. What ammunition was captured?

26 A. Well, like war tank. War tank was captured. 40 barrel.
27 40 barrel of gun that was made with 40 nozzles. If you want to
28 shoot all 40 bombs, you will shoot and all 40 bombs would be
29 released. That was captured.

1 Q. And it was captured from who?

2 A. It was from the Guinean forces.

3 Q. Do you know when the attack took place, the attack of
4 Mongor Bendugu. Do you know the date it took place, or when it
5 took place?

6 A. Well, I can't remember the dates when the attack took
7 place, but it was during the day that we attacked, and it was
8 during the time for focus, when they were giving focus.

9 Q. I don't understand what you mean, when they were given?

10 A. For instance, when BBC is giving us an announcement, when
11 BBC announces -- when BBC announces on the radio, that broadcast,
12 when they announce. During those times.

13 Q. After the attack on Bongor Bendugu, did anything happen?

14 MR DANIELS: Your Honours, before I ask that question
15 again, the second accused would like to use the restroom.

16 PRESIDING JUDGE: Yes, Mr Kamara can leave the Court.

17 MR DANIELS: Mr Witness, after the attack at Mongor
18 Bendugu, did anything happen?

19 A. After the attack on Mongor Bendugu, we withdrew, and we
20 came back to Kurubonla.

21 Q. How long did you spend at Kurubonla when you withdrew?

22 A. We took long in Kurubonla. We took long in Kurubonla, but
23 I can't remember that we took four months or five months, but we
24 took long after that attack. When we returned, we took long, but
25 to say we took so and so months, no.

26 Q. After that, after you stayed in Kurubonla, did anything
27 happen?

28 A. Yes.

29 Q. Please tell the Court.

1 A. When the attack of Kurubonla, SAJ Musa dispatched 0-Five.

2 Q. You have just mentioned the attack on Kurubonla?

3 A. Sorry, of Mongor. Of Mongor. After the attack of Mongor
4 Bendugu. When we withdrew to Kurubonla, SAJ Musa dispatched
5 0-Five. From Kurubonla to Colonel Eddie Town.

6 Q. How do you know that SAJ Musa dispatched 0-Five to Colonel
7 Eddie Town?

8 A. I was in the town which is Kurubonla when SAJ Musa
9 dispatched 0-Five.

10 Q. When SAJ Musa dispatched 0-Five to go and meet the troops
11 at Colonel Eddie Town.

12 MR DANIELS: Did 0-Five get to Colonel Eddie Town?

13 A. Yes.

14 Q. How do you know?

15 A. Well, before 0-Five left Kurubonla to Colonel Eddie Town,
16 SAJ Musa had communicated with him and when he reached, he called
17 through communication, the radio set, some had long antenna, or
18 you carry it on your back. It has a big battery. So he gave to
19 him, so when he got to Colonel Eddie Town, he sent back that he
20 had reached, and so SAJ Musa addressed us and said the man that
21 he had sent to Kurubonla -- sorry, Colonel Eddie Town, had got
22 there, so we were with him at Kurubonla.

23 Q. After 0-Five got to Colonel Eddie Town, did anything happen
24 while you were together with SAJ Musa?

25 A. Yes.

26 Q. What happened?

27 A. Well, he recommended certain men as officers.

28 Q. To do what?

29 A. He promoted them. He promoted them.

1 Q. Who was promoted?

2 A. I can remember, like, Lieutenant Rhino. I can remember
3 Gold Tooth, Lieutenant Gold Tooth. I can remember Colonel Pekin.
4 They were all promoted.

5 Q. After these persons were promoted, did anything happen in
6 Kurubonla?

7 A. Yes.

8 Q. What happened?

9 A. SAJ Musa decided to take the troop from Kurubonla to leave
10 Kurubonla to join the men who were at Eddie Town.

11 JUDGE SEBUTINDE: Mr Daniels, what is that piece of paper
12 that the witness is holding?

13 THE WITNESS: Oh, it's just a tissue to wipe my mouth.

14 JUDGE SEBUTINDE: It's okay. Carry on, please.

15 MR DANIELS: Yes, thank you.

16 Q. Mr Witness, do you know why SAJ Musa left Kurubonla to go
17 to Colonel Eddie Town?

18 A. Yes.

19 Q. Why did he leave Kurubonla to go to Colonel Eddie Town?

20 A. Well -- part of O-Five's dispatch, he had dispatched some
21 other men, and these men were commanded by Junior Lion.

22 Q. Do you know why -- the question is do you know why SAJ Musa
23 was moving to Colonel Eddie Town. Do you know why, why was he
24 leaving Mongor Bendugu -- why he was leaving Kurubonla?

25 MR AGHA: Object, again, Your Honour on the basis --

26 THE WITNESS: Okay, okay.

27 PRESIDING JUDGE: What's the objection, Mr Agha.

28 MR AGHA: He's asking why he knows SAJ Musa left and I
29 would say the answer would be speculation, only SAJ Musa would

1 know that, as to why he left.

2 PRESIDING JUDGE: Well, it might be a question he will be
3 able to answer. He can always say, "I don't know." Go ahead,
4 Mr Daniels.

5 MR DANIELS: Mr Witness, do you know why SAJ Musa left
6 Kurubonla to Colonel Eddie Town?

7 A. Yes.

8 Q. Why.

9 A. Because it was determined to come to attack Freetown.

10 Q. Do you know he was determined to come and attack Freetown?

11 A. Yes.

12 Q. Why?

13 A. He, SAJ Musa, said he was coming to restore the army from
14 the start, that was SAJ Musa's aim up to the end, even when he
15 died, that was his aim to come to Freetown, to restore the army.

16 Q. While SAJ Musa was in Kurubonla, was he reporting to
17 anybody?

18 A. No.

19 Q. How do you know?

20 A. Well, I have never seen any other commander that is above
21 SAJ Musa coming to Kurubonla, or I have never seen any other
22 commander who came to Kurubonla that he had a discussion with
23 SAJ Musa to give a situation report about what and what had been
24 captured in terms of ammunition. I've never experienced that.

25 Q. Do you know whether there was any other faction at
26 Kurubonla, together with SAJ Musa.

27 A. Yes.

28 Q. Which faction?

29 A. It was one of the RUF men. He was not there. He would

1 come and go. He was called Superman.

2 Q. Do you know how SAJ Musa got to Colonel Eddie Town?

3 MR AGHA: Leading question, Your Honour.

4 MR DANIELS: I withdraw.

5 THE WITNESS: No.

6 MR DANIELS:

7 Q. Did SAJ Musa and his troops get to Colonel Eddie Town after
8 O-Five had been sent to Eddie Town?

9 A. Yes, SAJ Musa decided to leave to go to Colonel Eddie Town.

10 Q. Did you go together with SAJ Musa to Colonel Eddie Town?

11 A. Yes, yes.

12 Q. Which route did you take, leaving from Kurubonla?

13 A. Well, from Kurubonla, we went to Mongor Bendugu, crossed to
14 the Mange -- we decided -- no -- yes, we crossed a lot of
15 villages. I can remember, like, Kamakwie to Colonel Eddie Town,
16 yes.

17 Q. Can you recall who arrived in Colonel Eddie Town with
18 SAJ Musa?

19 A. Yes.

20 Q. Do you know when you arrived at Colonel Eddie Town with
21 SAJ Musa?

22 A. Well, I know the hour, but not the month or the dates, but
23 the hour was daytime.

24 Q. Apart from yourself and SAJ Musa, did anyone else go with
25 you to Colonel Eddie Town?

26 A. Yes.

27 Q. Who are they?

28 A. We had a lot of civilians, who were with us, and some
29 prisoners who had been arrested during the Mongor attack.

1 Q. In light of arriving at Colonel Eddie Town, what did you
2 see?

3 A. When we got to Colonel Eddie Town, it was in the evening.
4 We were there until the following day, which was in the morning.
5 Junior Lion fall-in the men, muster parade --

6 Q. Hang on, Mr Witness. Before Junior Lion fell in the men
7 for the muster parade, who is Junior Lion?

8 A. He was the commander for Colonel Eddie Town.

9 Q. How do you know that Junior Lion was the commander at
10 Colonel Eddie Town?

11 A. Because when we got to Colonel Eddie Town, he gave all the
12 situation reports to SAJ Musa. That was how I knew he was the
13 commander.

14 Q. How do you know he gave a situation report? How do you
15 know Junior Lion gave a situation report to SAJ Musa?

16 A. I was present at the muster parade where he gave SAJ Musa
17 the report. I was at the muster parade.

18 Q. Did SAJ Musa say anything at this parade?

19 A. Yes.

20 Q. If you remember, what did he say?

21 A. Before SAJ Musa spoke, after Junior Lion had handed over
22 the parade to him, Junior Lion handed over some people who were
23 members of AFRC. And Junior Lion said they didn't partake in any
24 movement in the jungle, then they were witches. So he had
25 arrested them, Junior Lion. When SAJ Musa came, he handed them
26 over to him. SAJ Musa said these people that Junior Lion had
27 handed over --

28 Q. How do you know that Junior Lion handed the people over to
29 SAJ Musa?

1 JUDGE DOHERTY: Which people are we talking about.

2 MR DANIELS: These people he's referring to.

3 JUDGE DOHERTY: There are two sets.

4 MR DANIELS: Very well.

5 MR AGHA: Could we also have some foundation as to how he
6 knows they're members of the AFRC.

7 MR DANIELS:

8 Q. Mr Witness, you just told this Court that some members of
9 the AFRC -- Mr Witness, you told this Court that Junior Lion said
10 that the persons he was handing over to SAJ Musa were members of
11 the AFRC. Do you remember you said so?

12 A. Yes.

13 Q. Did you see these persons?

14 A. Yes.

15 Q. How many were they?

16 A. It was three of them who were the members he was talking
17 about, members of the AFRC, then there were the others.

18 Q. Mr Witness, for the moment we are talking about what you
19 have referred to as the members of the AFRC. Did you see them
20 yourself?

21 A. Yes.

22 Q. Did you know them?

23 A. Yes.

24 Q. How did you know them?

25 A. It was when we had got to Colonel Eddie Town, when they
26 removed them from a church where they had been kept in a house
27 where they had kept them, Junior Lion pulled them out and came
28 with them to the muster parade. That is where I came to see
29 them. That is when they were handing over to SAJ.

1 MR DANIELS: Your Honours, we heard dungeon and we heard
2 the translator refer to the word church. I don't think the
3 witness referred to church. I think dungeon was the word.

4 PRESIDING JUDGE: Mr Interpreter, was that word dungeon
5 instead of church?

6 THE INTERPRETER: Your Honour, I think it was dungeon. My
7 colleagues have corrected me.

8 PRESIDING JUDGE: The record will show dungeon.

9 MR DANIELS: Very well.

10 Q. Mr Witness, did you see Junior Lion hand over these three
11 persons to SAJ Musa?

12 A. Yes.

13 Q. How did it happen?

14 A. When Junior Lion -- before he handed over the parade, he
15 had removed these three men from the cell which was the dungeon.
16 When we say dungeon, when we were suffering in the jungle, if
17 somebody says cell, that is where people are kept. After you
18 have tortured somebody, you have beaten the person, have kept the
19 person somewhere, that is what the jungle referred to as dungeon.
20 So they were in the house which was a dungeon. They removed them
21 and brought them to the muster parade. When he came with them to
22 the muster parade, he told SAJ Musa that these are the AFRC
23 members who are not taking part in the war. They are witches,
24 and these are not the only ones. They were with the sniper that
25 I'm talking about, the arrested sniper, Adama, which man -- and
26 another woman whom they said her stomach would just swell up and
27 she would not give birth. She will never give birth, so they
28 arrested her and said she was a witch.

29 Q. Remember, Mr Witness, I asked you to take your time as you

1 go along. How do you know that these other persons were under
2 detention?

3 A. The muster parade where Junior Lion handed these members
4 you're talking about, the AFRC members. It was there they handed
5 the other members.

6 Q. What was the condition of the three persons you referred to
7 earlier on? What was their condition?

8 A. Well --

9 THE INTERPRETER: Your Honour, please, can the witness go
10 over that again.

11 MR DANIELS:

12 Q. Go over that. Repeat what you said.

13 A. I can remember one of them who had on no clothes. His body
14 was white. It is just like when you are beaten and they will rub
15 mud all over you, they would beat them and kick them, saying that
16 they were prisoners. Just like the one called Honourable Bazy
17 who, they say, was a witch. I don't know whether to say he was
18 the commander of the witch that will fire jet. According to what
19 Junior Lion was saying, he would tell the troops that SAJ Musa
20 said that they were witches, that they were bewitching the
21 movement so that it wouldn't progress. He explained a lot about
22 them.

23 Q. Mr Witness, you just told us that Junior Lion made certain
24 allegations against the three persons, saying that they were
25 witches. Did anything happen to them after the muster parade?

26 A. Yes.

27 Q. What happened?

28 A. SAJ Musa passed an order. After he had addressed the
29 troop, he passed an order that they should take them back to the

1 dungeon.

2 Q. Were they taken back to the dungeon?

3 A. Yes.

4 Q. After they were taken back to the dungeon, did anything
5 happen at Colonel Eddie Town?

6 A. Yes.

7 Q. What happened?

8 A. SAJ Musa tried to set the troop according to battalion to
9 leave for Freetown.

10 Q. Do you know how many battalions were set, to use your own
11 words?

12 A. He organised three battalions.

13 Q. Were they battalions known by any name?

14 A. Yes.

15 Q. What names?

16 A. Like Cobra Battalion.

17 Q. You have mentioned one, Cobra Battalion. Is there any
18 other name?

19 A. Yes.

20 Q. Which was what?

21 A. Like, RDF Battalion.

22 Q. Was there any other name given to any other battalions?

23 A. And then Red Lion Battalion.

24 Q. How do you know that SAJ Musa formed three battalions: RDF
25 Battalion, Cobra Battalion and Red Lion Battalion?

26 A. Well, for me, I was in one of these battalions which was
27 Cobra Battalion.

28 Q. Who were you reporting to in Cobra Battalion?

29 A. Well, it was O-Five who was in care of that battalion.

1 Q. Do you know who Red Lion Battalion members were reporting
2 to?

3 A. Red Lion Battalion, they were reporting to SAJ Musa.

4 Q. Do you know who RDF Battalion were reporting to?

5 A. They all were reporting to SAJ Musa.

6 Q. After the formation of the battalions in Colonel Eddie
7 Town, did anything happen?

8 A. Yes.

9 Q. What happened?

10 A. We crossed the -- I think Little Scarcies River. We
11 decided to cross the Scarcies River in order to take our
12 operation to Freetown.

13 Q. When you crossed the Little Scarcies River, did you cross
14 with those persons who Junior Lion referred to as AFRC
15 honourables?

16 MR AGHA: Leading question, Your Honour, I'd object to
17 that.

18 PRESIDING JUDGE: It is leading, Mr Daniels.

19 MR DANIELS:

20 Q. Who did you cross with, to -- you crossed the scarcest
21 river. Who did you cross the scarcest river with?

22 A. Well, it is this battalions I'm talking about that SAJ Musa
23 had organised. It was the battalions that first crossed before
24 SAJ Musa himself was the headquarter and these people that Junior
25 Lion had handed over who were war prisoners. They were at the
26 headquarters. It was later on that they and SAJ Musa crossed,
27 because they were at the headquarters.

28 Q. After you crossed, where did you go to?

29 A. After we had crossed, we headed for Mange.

1 Q. How long did it take you from crossing the scarcest river
2 to get to Mange?

3 A. Well, it took us nearly a week. A week, because we will
4 not come at once. We will come -- maybe in three and four days,
5 we will be in a certain region and within two or three days,
6 we're in another area. So we used to come in bits until we got
7 to Freetown.

8 Q. The RDF, Cobra and Red Lion, did they all arrive at Mange?

9 A. Yes.

10 Q. And from Mange -- at Mange, did anything happen?

11 A. Yes. At Mange, they captured a large amount of arms and
12 ammunition before we crossed the bridge.

13 Q. What arms and ammunition were captured at Mange?

14 A. Well, I would not be able to say the kind of weapons that
15 were captured, but they captured a lot of weapons, but I wouldn't
16 be able to tell you whether they were RPG, SPG or AK, but they
17 did capture.

18 Q. Did you know who the arms and ammunition were captured
19 from?

20 A. Yes.

21 Q. Who were they captured from?

22 A. From the Nigerians?

23 Q. How were the arms and ammunition captured?

24 A. It was certain guard post where the ECOMOGs were deployed.
25 It was at this guard post when the attack took place -- at this
26 guard post when they would run away, they would leave these
27 weapons. So, when we come, we will gather all these weapons.

28 Q. Were you part of this attack, the attack at Mange?

29 A. Yes. I was at Mange.

1 Q. How do you know that the persons at Mange were Nigerians?

2 A. We identified them through their uniforms, their badges
3 that they had and their country flag that they had. We
4 identified them through that.

5 Q. Do you know who led the attack on the -- that is, the Mange
6 attack? Who led the attack?

7 A. Well, it was RDF Battalion.

8 MR DANIELS: Your Honour, I wondering whether this is a
9 convenient point to stop.

10 PRESIDING JUDGE: Mr Witness, if you will just sit there,
11 you will be escorted from the Court in due course. We're going
12 to have a lunch break now. I remind you, you are not permitted
13 to discuss this case or the evidence.

14 [Luncheon recess taken at 12.45 p.m.]

15 [AFRC31JUL06C - CR]

16 [On resuming at 2.16 p.m.]

17 PRESIDING JUDGE: I will remind the witness, you're still
18 on your oath that you took this morning. Go ahead, Mr Daniels.

19 MR DANIELS: Thank you, Your Honour.

20 Q. Mr Witness, good afternoon.

21 A. Yes, good afternoon.

22 Q. Mr Witness, you were telling us about an attack that took
23 place at Mange, just before the lunch break; do you remember?

24 A. Yes.

25 Q. Mr Witness, do you know what arms and ammunition were
26 captured from the ECOMOG at Mange?

27 A. Yes.

28 Q. Please tell us.

29 A. Well, I was trying to explain about that. I wouldn't be

1 able to tell you it was an RPG or two-barrel, but they captured
2 ammunitions.

3 Q. What happened to the ammunition that was captured?

4 A. Well, they tied them together and gave them to certain
5 civilians that they captured. Those civilians were with us and
6 we were coming together while coming towards Freetown.

7 Q. From Mange, did you go anywhere?

8 A. Yes.

9 Q. Where did you go to?

10 A. Well, I wasn't alone. When Mange was attacked, we decided
11 to -- after we crossed the bridge, we used a footpath road. We
12 did not use the main road. We used a footpath road in one of the
13 villages. That was the way we used and advanced in order for us
14 to advance towards Lunsar.

15 Q. Did you get to Lunsar?

16 A. Yes.

17 Q. Who do you arrive at Lunsar with?

18 A. It was ourselves, including O-Five and Late Foday Marah and
19 others. All of us went together.

20 Q. Did anything happen at Lunsar?

21 A. Yes.

22 Q. What happened?

23 A. Well, like the attack in Lunsar, we entered Lunsar at
24 night. They opened fire at us, that is the ECOMOG. The firing
25 came from the high clinic area, so we responded equally. We
26 entered the town. We drove them out, and we captured some
27 combat, that is American combat and we also had from them a
28 communication set.

29 Q. How long did you stay?

1 JUDGE SEBUTINDE: Mr Daniels, what is American combat. I'm
2 not sure.

3 MR DANIELS:

4 Q. Mr Witness, you just mentioned that you captured American
5 combat. What is American combat? Can you please explain to the
6 Court?

7 A. Okay. Thank you. The combat fatigue that they referred to
8 us American combat. You will observe that it is different with
9 the Sierra Leone national army uniform. If the Sierra Leone Army
10 officer wore that uniform, you know it is different, and if a
11 Chinese army officer wore those uniforms, you would have also
12 distinguished the difference between them and the American
13 combat, but the ones who captured there were the American
14 fatigue.

15 Q. Did you do anything as a result of capturing the combat
16 uniforms?

17 A. Yes.

18 Q. What did you do?

19 A. I wore one of the combat, that is the American fatigue
20 combat. I wore one of them. And I wore the boot, too.

21 Q. If you know, please tell us who led the attack on Lunsar.

22 A. I said all of us, including O-Five and Late Foday Marah.
23 All of us came together and made that attack. We made the Lunsar
24 attack.

25 Q. From Lunsar, did you go anywhere?

26 A. Yes.

27 Q. Where did you go?

28 A. Well, we came directly to SAJ Musa. At one village and
29 from there, he was trying to show us the way to cross Rogberi

1 Bridge.

2 Q. Did you get to cross Rogberi Bridge?

3 A. Yes.

4 Q. When you crossed Rogberi Bridge, where does it lead to?

5 A. The bridge, after we crossed Rogberi Bridge, we decided to
6 come towards the Freetown direction, and we entered a branch.

7 The reason why we came to Rogberi Bridge, there was no other way
8 we could have passed, except we had to cross the bridge. So
9 after we've crossed the bridge, we move a little bit and we
10 entered a branch at one village. Not the main road again, at one
11 village.

12 Q. Do you know the name of that village?

13 A. No.

14 Q. Did you cross the Rogberi Bridge alone?

15 A. Not I alone.

16 Q. Who else crossed with you?

17 A. The entire troop that I'm talking about, the RUF battalion,
18 SAJ Musa's headquarters was also present.

19 Q. From there, where did you go after you crossed the bridge?

20 A. I said we used a road that led to one village, and we were
21 in that village waiting.

22 Q. What were you waiting for?

23 A. Well, we were waiting for orders from SAJ Musa. So as to
24 direct us as to where we were to go, so that was why we were
25 waiting there, in order for us to get his orders. If we are to
26 move either to Goba Water or RDF.

27 Q. So from that village you are referring, which name you do
28 not recall, did you eventually get any instructions from
29 SAJ Musa?

1 A. The instruction that we received from SAJ Musa, after we
2 had crossed the bridge and were in the village, he told us that
3 we should move ahead and come to Masiaka. That was what he told
4 us.

5 Q. Did you obey his instructions?

6 A. Yes.

7 Q. Where did you go to? Did you get to Masiaka?

8 A. Yes.

9 Q. Did anything happen at Masiaka?

10 A. Yes.

11 Q. What happened?

12 A. When SAJ Musa told us to move, and attack Masiaka, the
13 Cobra Battalion, which was headed by 0-Five as the commander,
14 that very night we came, and that same day, we attacked Masiaka
15 at night, because we walked from the village to Masiaka, but we
16 were able to reach Masiaka at night, and it was that very night
17 that we attacked Masiaka and went back.

18 Q. Who was at Masiaka?

19 A. There were two forces in Masiaka.

20 Q. Which two forces were at Masiaka?

21 A. The Nigerians and the Guinean troops were there.

22 Q. Were you part of this attack?

23 A. Yes.

24 Q. What role did you play?

25 A. Well, I can recall, like, the Bo Road side, when we reached
26 the Bo Road, where the Nigerian troops were based, 0-Five, he had
27 to -- he gave me an order to carry some ammunition to the area
28 where SAJ Musa was. He tied the ammunition together. I was not
29 the only person that carried them. There were a lot of other

1 people that carried them, and I can tell you that I carried
2 ammunition from Masiaka to the area where SAJ Musa was.

3 Q. Do you know the area where SAJ Musa was?

4 A. No.

5 Q. Were you the only one who carried ammunition?

6 A. No.

7 PRESIDING JUDGE: He's already said that. He said a lot of
8 others carried. We don't need to hear the evidence twice.

9 MR DANIELS: Most grateful.

10 Q. After you carried the ammunition to where SAJ Musa was, did
11 anything happen?

12 A. Yes.

13 Q. What happened?

14 A. SAJ Musa had to address the troop, and thank them for their
15 capture of Masiaka and he told us to continue up to Mile 38.

16 Q. Did you continue to Mile 38?

17 A. Well, the Mile 38 attack, myself, the very person speaking
18 now, I did not go to Mile 38, but another troop from RDF
19 Battalion, those were the people that went to Mile 38, but I did
20 not go there again.

21 Q. I want to know where you went to after you delivered
22 ammunition to where SAJ Musa was. Where did you go to after
23 that?

24 A. I decided to stay at the headquarters where SAJ Musa was.

25 Q. From there, where did you go?

26 A. When the troops that went to Mile 38 returned, SAJ Musa had
27 to tell -- to thank them again and told them to forge ahead to go
28 to Waterloo.

29 Q. Did the troops, or did you eventually move to Waterloo?

- 1 A. Yes. Yes. We went to Waterloo.
- 2 Q. Do you know when it was that you went to Waterloo?
- 3 A. Yes.
- 4 Q. When was it?
- 5 A. It was in December 21, 1998. That was the time we entered
6 Waterloo. That was at night.
- 7 Q. When you got to Waterloo, did anything happen?
- 8 A. Yes.
- 9 Q. What happened?
- 10 A. When we reach at Waterloo, in order for us to capture
11 Waterloo and Benguema, it wasn't an easy battle for us. So
12 SAJ Musa used a vehicle, a Hilux vehicle and mounted a barrel
13 there from the headquarter where he was and advanced in order to
14 join the troop that was ahead to attack Benguema, so he had to
15 reinforce them so that they could attack and capture Benguema.
16 So they continued the attack from the 21st until the 22nd
17 of December.
- 18 Q. Were you personally part of the attack on Benguema?
- 19 A. Yes.
- 20 Q. At Benguema, who led the attack?
- 21 A. It was one commander, Junior Lion.
- 22 Q. Can you describe the attack? What happened?
- 23 A. Well, the attack, I had explained elsewhere that the attack
24 wasn't easy, because it was difficult for us to capture Benguema.
25 So we had to divide ourself into two groups. We -- others used
26 the new road to come to Benguema and others used the new road to
27 come to Benguema.
- 28 Q. Who was being attacked at Benguema?
- 29 A. It was the ECOMOG that were in Benguema, and they were

1 there with few surrendered soldiers, and those were the SLAs.
2 Those were the soldiers that surrendered to them and they were
3 there together at Benguema.

4 Q. How do you know that the ECOMOG was at Benguema?

5 A. When -- it was when we attacked Benguema at night. At dawn
6 we drove to Masiaka. Sorry, they withdrew to Tombo, because,
7 after Benguema, there is one road you can use to go to Tombo.
8 That was the area they blocked and they were also responding by
9 firing at us. So we went and fought them at that side, at the
10 Tumbu Road, to ensure that they would not come again and get us
11 out of Benguema. So, the troop that went and attacked them again
12 at the Tumbu Road, it was through that troop that we were able to
13 realise that they were the Ogas, that is, the Nigerians.

14 Q. Did anything else happen at Benguema?

15 A. Yes.

16 Q. What happened?

17 A. Well, Benguema itself that I'm explaining about,
18 in December 22, that is what I am explaining now. It was
19 in December 22, night, coming the following -- coming to the
20 23rd. That was the period when, in between the period when
21 SAJ Musa had died.

22 Q. How do you know that SAJ Musa died?

23 A. After we had entered Benguema Barracks, I and other men
24 were up the officer's quarters. It was Junior Lion who came and
25 called us, saying that, "Gentlemen, go down and collect
26 ammunition, that we met in one ammunition dump." He said, "Go
27 there and carry the ammunition, and bring them to Benguema." On
28 our way from that area, we met SAJ Musa, his body laid where
29 O-Five was. In one of the big house, at the main way, that after

1 the garden where the soldiers are normally locked up, that was
2 where SAJ Musa's body was lying when the house exploded with a
3 bomb, a bomb, and something struck him, and he collapsed. So,
4 there was no medics to take care of him, so he had to die.

5 Q. After SAJ Musa died, did anything happen?

6 MR AGHA: Your Honours, can we first have some foundation
7 as to how he knows that SAJ Musa died by a bomb, or whatever it
8 was.

9 MR DANIELS:

10 Q. Mr witness, you told this Court that SAJ Musa died. Do you
11 know how it was that he came to die, the particular
12 circumstances? Do you know how he died?

13 A. It was at Benguema, this thing that I'm explaining, that
14 was at the ammunition dump. There were bombs in the ammunition
15 dump. There were no small bombs, they were very big bombs.
16 Those were the ones that exploded and broke the bricks that we
17 used to build the ammunition dump, and those bricks were the ones
18 that fell on him. When we went there, we observe at one part of
19 his neck, something like a hole, as if something struck you
20 there. You will observe that something like a bomb was there.
21 So we met his body, and it was laid on the door, and we removed
22 him from there and we went with him at an area, which was within
23 the range.

24 Q. Mr Witness, did you hear the explosion yourself?

25 A. The explosion of the building? The explosion of that
26 building?

27 Q. Yes.

28 A. I, myself did not see the time the bomb exploded, I was not
29 present, but after the bomb had exploded, it was thereafter we

1 came to the place.

2 Q. When you came to the place you are referring to, and you
3 said you saw SAJ Musa on the ground, were there any persons with
4 him?

5 A. It was when, after we had arrived we met O-Five preparing
6 to collect his body with Alabama. He and Alabama prepared to
7 collect his body. They had prepared to take his -- move his body
8 from that place.

9 Q. Mr Witness, who is Alabama?

10 A. Alabama, he was one of the soldiers that was in SAJ Musa's
11 group.

12 Q. After this incident you've referred to, what happened?

13 A. We left Benguema entirely and went with SAJ Musa's body at
14 one place called Goba Water. That was the area he was buried.

15 Q. Did you go personally together for the burial of SAJ Musa?

16 A. Yes. Yes.

17 Q. Did you see that SAJ Musa was actually buried?

18 A. Exactly in my presence, he was buried. SAJ Musa was buried
19 in my very presence.

20 Q. After that, did anything happen after the burial of
21 SAJ Musa?

22 A. Yes.

23 Q. What happened?

24 A. O-Five. O-Five. That is, Commander O-Five. When SAJ Musa
25 died, then O-Five took control of the entire troop. He told them
26 that SAJ Musa had died. Our aim -- our main aim is for us to go
27 to Freetown, so we had to leave the Goba Water area and came to
28 York.

29 Q. Did you also leave Goba Water to go to York?

1 A. Yes.

2 Q. Do you know when it was that you went to York?

3 A. It was in the same December month that SAJ Musa died.

4 Q. Who did you go to York with?

5 A. Well, it was the Cobra Battalion that was headed by O-Five.
6 They were the ones that went to York, but they were unable to
7 cross. Because the troop that was the government troop that was
8 based at York, they were unable to remove them from there. So,
9 the fighting went on until the next morning that they retreated.

10 Q. Who retreated?

11 A. O-Five and his battalion, which was the Cobra Battalion.
12 They retreated.

13 Q. Retreated to where?

14 A. It was the -- it was the area where there were men in
15 troops like the RUF Battalion and the Red Lion Battalion where we
16 left them. That was the area where we withdrew to come back to.

17 Q. Mr Witness, you've mentioned R -- was it RUF you mentioned?
18 Did you mention RUF Battalion?

19 A. RDF. RDF.

20 MR DANIELS: Your Honour, I think the interpreter has been
21 referring to RDF Battalion as RUF. Could the record reflect?

22 JUDGE SEBUTINDE: We heard RDF. I heard RDF.

23 PRESIDING JUDGE: That was only in the last reference.

24 MR DANIELS: Very well.

25 Q. Did you do anything after that?

26 A. No.

27 Q. So for how long did you stay?

28 A. After we had left York and returned, we were now at the
29 place where the RDF and the Red Lion Battalion were, and it was

1 at that place that O-Five told us if we have no route to go by
2 York, then we should use the Hastings route, therefore, we
3 returned and went to Hastings.

4 Q. Did you also go to Hastings, you personally?

5 A. Yes.

6 Q. For how long were you at Hastings?

7 A. Well, at Hastings, that was now around January 1999.

8 Q. Who did you go to Hastings with?

9 A. Well, we were plenty that went to Hastings.

10 Q. From Hastings, did you go anywhere else?

11 A. Yes.

12 Q. Where did you go to?

13 A. From Hastings, we decided to advance and cross the Orugu
14 Bridge after Jui.

15 Q. Did you actually cross the Orugu Bridge?

16 A. Yes, we crossed the bridge.

17 Q. Did anything happen while you were crossing?

18 A. Yes.

19 Q. What happened?

20 A. For example, I who is seated here now speaking to you, I
21 had come to that Orugu Bridge. Whilst we were trying to cross,
22 the troops that were the government troops, they shot me on my
23 leg, and it was on my right leg. And this I can even demonstrate
24 in your presence here now for you to see where I was shot. That
25 was on January 4th.

26 Q. Witness, we would like to see but do not stand up.

27 MR DANIELS: I cannot see from here, Your Honours. I don't
28 know whether the Court --

29 PRESIDING JUDGE: Yes, there is a scar along his right shin

1 about six inches below the knee.

2 MR DANIELS: Very well. We'll take note.

3 Q. I think you can put your foot down. How exactly did you
4 sustain that wound?

5 A. Well, it was whilst we were trying to approach the bridge.
6 There was an ambush around the bridge, around the Orugu Bridge.
7 So, around that area, when they saw us coming, they had to open
8 fire, and there was an exchange of fire between the ECOMOG, the
9 government troops and ourselves. So, it was during that exchange
10 of fire when I was, like, trying to move. For instance, I was
11 trying to march a step forward. I just saw something that
12 entered through my body like an electric shock, so, by the time I
13 tried to take my next foot, I couldn't make it, I had to fall
14 down.

15 Q. After you fell down, did anything happen to you?

16 A. Yes.

17 Q. What happened?

18 A. They had to take me and they withdrew with me to Hastings
19 where I was given treatment.

20 Q. Who took you for treatment?

21 A. Well, it was those with whom I was fighting alongside with
22 to cross the bridge. They were the ones who took me.

23 Q. After you received treatment, did anything happen?

24 A. Yes. I decided right from Hastings that the ambush through
25 which we were passing when I was shot at in my leg, after I had
26 had treatment, they had cleared them out of the area, so from
27 Hastings now, we went through Orugu Bridge and crossed through a
28 mountain where there were some fowls and they were producing
29 fowls there and some eggs. I don't know whether they were

1 white-coloured people. I don't know whether they were Arabs. I
2 cannot tell whether they were such nationality or another, but
3 they were actually white. They crossed over with me and they
4 went with me and I laid me up there.

5 Q. Do you know what dates you are talking about?

6 A. Yes.

7 Q. What dates? What is the date?

8 A. It was on January 4th, 1999 that I had the injury on my
9 leg.

10 Q. I'm talking about after your injury, you said you went to a
11 place where you met some Arab-looking people?

12 A. Yes.

13 Q. I'm saying, what date was it? Was it the same, January
14 4th?

15 A. No, it was not that same January 4th. It was January 5th
16 that I had to see those Arab people, because on January 4th,
17 it -- January 4th was the day on which I had the shot in my leg,
18 and it was at night.

19 Q. Did anything happen after January 5th? What happened
20 on January 5th?

21 A. Well, after 5th January, that night, on that particular
22 night on January 5, for us to come to the next day, 6.00 in the
23 morning, O-Five, who was now the commander for the whole troop
24 that entered Freetown, O-Five who was the commander for all the
25 troops that entered Freetown, he gave an order. That same fate
26 that everybody must make sure that we enter at night around 12.00
27 midnight to move towards PWD, because it was now at Kola Tree
28 where we were at that time.

29 Q. So you were around Kola Tree around midnight?

1 A. Yes.

2 Q. After you were around Kola Tree around midnight, did
3 anything happen?

4 A. Yes.

5 Q. What happened?

6 A. O-Five, he had to take all the troops after 12.00 midnight
7 and then they all entered into the city and whilst they were
8 coming, everybody was firing at random to clear the way and get
9 their route into the city.

10 Q. Did you also come into the city?

11 A. Yes.

12 Q. And by the city, what do you mean?

13 A. Inside Freetown, -- I mean, within Freetown city now.

14 Q. How did you come to within Freetown city?

15 A. Well, the men with whom I was fighting along that we all
16 came into Freetown, they went and looked out for some civilians
17 who had been captured around Hastings, Waterloo, and they were
18 preparing them and they arrested me in a hammock that were made
19 out of lappas, and I was rested in there. They looked out for a
20 very long stick. There was a man in front, and another at the
21 back. They lifted me and placed it on their shoulder, and I was
22 in between the two people and they swinging. When the two people
23 are tired, then they would be changed over. Some other people
24 would come and take me along and that is how we went until we
25 reached PWD Junction, around Old Road.

26 Q. What time did you arrive at PWD Junction around Old Road?

27 A. It was on January 6, 1999 that I reached there.

28 Q. After you reached there, did you go anywhere else?

29 A. Yes.

1 Q. Where did you go?

2 A. Well, because they had reached with me around PWD and I was
3 in the hammock, and it was now very early in the morning, on the
4 6th. There wasn't any medical facilities at that time for me to
5 be continuously treated. Therefore, I decided to walk and come
6 to the State House where I heard that there was already O-Five.
7 That was at the State House. I decided to come there. But, on
8 my way coming, I met with O-Five and one MTL Sesay and I spoke
9 with them and then O-Five had to pass orders to MTL Sesay for me
10 to be taken to Connaught Hospital.

11 Q. Did you get taken to Connaught?

12 A. Yes.

13 Q. Did anything happen while you were at Connaught Hospital?

14 A. I was at Connaught and they continued to treat me. I think
15 I was at Connaught for roughly four to five days when Kamajors
16 came and attacked Connaught. I saw them coming, because I was
17 not within the Connaught Hospital. I was outside, opposite a
18 place where it is written on the sign board the high sea baths.
19 Just opposite there, there is a pharmacy on the other side, and
20 there is a quarter adjacent. So I was there seated in front of
21 the pharmacy when I spotted them, the Kamajors, whilst they were
22 coming. I decided to move from there. I managed with my damaged
23 leg and run away to go towards State House.

24 Q. Did you eventually get to State House when you run away?

25 A. Yes, yes, I reached State House.

26 Q. When you reached State House, what did you see?

27 A. By the grace of God, the man who had passed the other to
28 MTL Sesay for him to take me to State House, and that person was
29 O-Five. By the grace of God, I was able to meet him at

1 Connaught. I was able to meet him at State House. When I had
2 run away from Connaught, I met him at State House.

3 Q. After you met him, did anything happen?

4 A. Yes.

5 Q. What happened?

6 A. I myself went and met him and said to him, "Commander
7 O-Five, you have said that they should take me to Connaught for
8 treatment. But Kamajors have attacked there. They have attacked
9 Connaught. Therefore, I have decided to move off from there."

10 Q. After you got to State House, did anything happen?

11 A. Yes.

12 Q. What happened?

13 A. I was at State House when a jet flew over, over the State
14 House to snap and see who were the people at State House. But
15 because it was not able to get the kind of troops that were at
16 State House, it drove back.

17 Q. Now, you remember you told us about persons who were
18 described as AFRC honourables by Junior Lion at Colonel Eddie
19 Town. Do you remember telling us about those persons?

20 A. Yes. Yes. When Junior Lion was handing over parade to
21 SAJ Musa where he spoke about the AFRC members saying that they
22 were not taking part in the war. He said they were witches and
23 he spoke plenty about them.

24 Q. Yes.

25 A. Just --

26 Q. Thank you?

27 A. -- for SAJ Musa to kill them.

28 Q. Thank you.

29 A. Yeah, yeah.

1 Q. Did you see them at the State House.

2 A. Which ones are you talking about?

3 Q. The persons we were just speaking about, those Junior Li on
4 referred to as honourables. The AFRC honourables.

5 JUDGE SEBUTINDE: He did not. We don't have that evidence
6 of AFRC honourables. We have AFRC members. Thus far the word
7 "honourables" has not crossed this witness's mouth.

8 MR DANIELS: Well, I --

9 JUDGE SEBUTINDE: In fact, Junior Li on referred to them as
10 witches, witches.

11 JUDGE DOHERTY: Where it's mentioned, he said, "Just like
12 one called Honourable Bazzy" but there is no Honourable AFRC.

13 MR DANIELS: Very well.

14 Q. Those persons, did you get to meet them, did you see them
15 at the State House?

16 A. Those people that I'm speaking about now, since we crossed
17 Masiaka that I stopped seeing them with my naked eyes up to this
18 moment where I am seated, I have not been able to see them.
19 Those people I never saw them, in fact, when we were at Benguema.

20 Q. Mr Witness, after State House, did you go anywhere after
21 the -- you mentioned some jets. Did you go anywhere?

22 A. Yes.

23 Q. Where did you go?

24 A. When the jets came around, because of the kind of way the
25 jet flew over State House, I had to manage my damaged foot to
26 come around somewhere around Victoria Park. I did not just stop
27 there.

28 Q. Where did you continue to?

29 A. I was at that Victoria Park when my colleagues with whom I

1 have been fighting, they were coming from the PZ direction. They
2 were coming up towards where I was, and they said that people
3 were demonstrating at PZ. They said people are demonstrating at
4 PZ. So they told me that people were demonstrating at PZ. When
5 they were explaining this to me, they left me and came towards
6 State House. It did not take up to 10 to 15 minutes when I heard
7 the bombardment of the jets around that area where they had just
8 told me that civilians were demonstrating. So I had to move
9 after some minutes, I walked myself and went down to that area
10 for me to see the kind of performance that the jets has done
11 there, the kind of bombardment that the jets has done there. So
12 I had to go to PZ myself to see it with my naked eyes.

13 Q. From PZ, did you go anywhere?

14 A. Well, from PZ when the government troops had to push us out
15 of Freetown totally, I decided there to go to Waterloo.

16 Q. When you went to PZ, did you see anything?

17 A. Yes.

18 Q. What did you see?

19 A. I saw plenty of people that the jets had bombarded against
20 and some had lost their limbs, their hands, their arms, their
21 feet. You can see some people dead, some lying on this other
22 side and others lying on that other side. There was a man whose
23 chin was not even there. It was cut off. You can see that most
24 of them were stranded. They were now fighting fit to die.

25 Q. Mr Witness, which kind of people are you talking about that
26 you saw at PZ; who are they?

27 A. They were civilians.

28 Q. After Waterloo, did you go anywhere?

29 A. Yes.

1 Q. Where did you go?

2 A. Well, I decided to go to Makeni because that was the only
3 place that had peaceful life. At that time, there was no
4 fighting there, and therefore, I decided to go there and continue
5 my treatment.

6 Q. Mr Witness -- Your Honours, I have no further questions for
7 the witness.

8 MR DANIELS:

9 Q. I have no further questions. Thank you very much,
10 Mr Witness.

11 A. Okay. Thank you, too.

12 PRESIDING JUDGE: Anything else in chief?

13 MR GRAHAM: Yes, Your Honour. Respectfully, Your Honour,
14 the third accused would want to use the restroom.

15 EXAMINED BY MR GRAHAM:

16 PRESIDING JUDGE: Yes, he's free to leave.

17 MR GRAHAM:

18 Q. Good afternoon, Mr Witness.

19 A. Yeah, good afternoon, sir.

20 Q. Mr Witness, earlier on in your testimony you were -- you
21 told this Court about an incident you witnessed at Lumley. You
22 told this Court that you were on your way to the 7th Battalion.
23 You were heading towards the 7th Battalion, you said. I want to
24 ask you a couple of questions. Mr Witness, what is the 7th
25 Battalion?

26 A. After you've left Lumley, going towards Funkia, they have a
27 military barracks there which is located at York Road. You will
28 see the barracks -- as you're going, you will see the barracks on
29 your left-hand side. That is the area called the 7th Battalion.

1 That is the military name given to that battalion as you have the
2 Murray Town Barracks, Juba Barracks, that is how it too is
3 called, 7th Battalion.

4 Q. Mr Witness, at the time, did you know who the commander of
5 the 7th Battalion was?

6 A. No.

7 Q. Mr Witness, do you know whether anything happened to the
8 7th Battalion during the ECOMOG -- during the intervention
9 in February 1998? I am expecting a yes or no from you to this
10 answer [sic].

11 A. You can keep repeat your question.

12 Q. I'm asking you, Mr Witness, whether you know if anything
13 happened to the 7th Battalion during the ECOMOG intervention
14 in February of 1998.

15 A. No.

16 Q. Thank you.

17 A. I did not know anything concerning that.

18 Q. Thank you, Mr Witness. Mr Witness, I'm going to also ask
19 you a few questions relating to Savage and Staff Al haji.

20 Mr Witness, during the period that you were -- according to
21 you -- you were with Savage and Staff Al haji in Tombodu, I'm
22 going to ask you in respect of Savage, did you see him during
23 that period use any communication system?

24 MR AGHA: A leading question, Your Honour. I object to
25 that.

26 PRESIDING JUDGE: Yes, that is leading, Mr Graham.

27 MR GRAHAM: Thank you, Your Honours.

28 Q. Mr Witness, during the period, you've earlier on in your
29 testimony, you've told this Court about SAJ Musa sending -- I

1 stand to be corrected, I think 0-Five to Colonel Eddie Town,
2 according to you, with a communication system and I'm asking you,
3 during the time that you were with Savage at Tombodu, did you see
4 him using any equipment like that?

5 A. Like communication?

6 Q. Yes.

7 A. No. No. No. No. Savage did not have any communication.

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

9 A. Well, I was with the man. If the man had had any
10 communication set in Tombodu, I would have been able to know that
11 he had a communication set. If he was communicating to any other
12 commander from Tombodu to any other area, I would have known that
13 he had a communication set, but there was no communication from
14 him to any other commander, and he, too, did not receive any
15 communication while he was in Tombodu.

16 Q. Thank you, Mr Witness. Mr Witness, regarding Staff Al haji,
17 during the period that you said you saw him in Tombodu, did you
18 observe -- did you see him using any communication equipment?

19 MR AGHA: Again, it is leading. I would object to that.

20 PRESIDING JUDGE: I will allow it. I want to hear this
21 evidence.

22 MR GRAHAM:

23 Q. Did you see him, Staff Al haji, use any communication
24 equipment?

25 A. No.

26 Q. Did anyone tell you that they had seen him using any
27 communication equipment?

28 A. No.

29 Q. Mr witness, I'm going to come back to the gentleman you

1 mentioned and referred to as RSMT, who, according to you, was in
2 charge of the patrols in Tombodu. Mr Witness, did you see RSMT
3 use any communication equipment to communicate with anyone during
4 the period that you were in Tombodu?

5 A. No.

6 Q. When you say no, what do you mean by no, Mr Witness?

7 A. Because you are asking me if I saw RSMT, or if I knew
8 RSM -- if RSMT had any communication set or he communicated
9 anywhere. If it were yes, I would have said yes. If I did not
10 see him, then I would have said no.

11 Q. Thank you, Mr Witness.

12 A. Yes.

13 Q. Mr Witness, you have also told us how you were arrested at
14 Hill Station when you arrived in Kono. I want to ask you, when
15 you were arrested at Hill Station in Kono, were you taken
16 anywhere before you were taken to Sewafe Bridge?

17 A. Yes.

18 Q. Please tell this Court, where were you taken, Mr Witness?

19 A. Well, the -- the day they arrested me at Hill Station in
20 Koidu, when Major Scorpion arrested me, it wasn't at Hill Station
21 that he patrolled to arrest people, like Jackie Palo and Pikin,
22 those -- the people I met already arrested, they were not
23 arrested at Hill Station, they were arrested at different areas.
24 After they had arrested me, we walked past one area called Opera.

25 Q. Mr Witness, will you take your time when you are giving
26 your testimony and take it, have the patience of speaking slowly?

27 A. Okay.

28 Q. You just told this Court you met, you say, Pikin. Where
29 did you meet them?

1 A. I met Piki n and others in the vehicle, in the vehicle. The
2 vehicle that was owned by Scorpi on, that was the one used to
3 arrest different individuals to send them to the battle front.
4 That was the time I met Jackie Palo.

5 Q. You just told this Court -- what type -- do you know what
6 type of vehicle this was that you were arrested and put on?

7 A. It was a Hilux vehicle. The back is not covered, and, in
8 the front, you will see where the driver sits and drive and the
9 seat close to the driver, that is the area that is covered, but
10 the back of the vehicle is open, so that was where the vehicle
11 was.

12 Q. Thank you. You told this Court that after you were
13 arrested at Hill Station, you walked past an area called Opera.
14 Is that what you said?

15 A. Yes. Opera. Then there is a road going down the post
16 office. We used that road and we used another road. We passed
17 through Colonel Mani Park and from there, we left Colonel Mani
18 Park and passed through number nine area. That is Jabba Street,
19 before we came direct to Tankoro Junction. When we reached the
20 Tankoro Junction, you will be there, then you will use the
21 Masingbi Road and you come towards Yengema, Mamudu, going towards
22 Sewafe.

23 Q. Okay. Mr Witness, when you were arrested and put in the
24 vehicle, you said there were other people in the vehicle. Did
25 they tell you anything. You mentioned one Piki n, if I'm right,
26 that when you were arrested and put on the vehicle, there were
27 other people in there and you mentioned one named Piki n. I'm
28 asking you, did they tell you anything when you joined them on
29 the vehicle?

1 A. Well, they only told me that he was beaten up and he was
2 disarmed.

3 Q. This Piki n, do you know which faction he belonged to, if
4 any?

5 A. Yes, Piki n, he was an SLA. He was in the military.

6 Q. Mr Witness, the treatment -- you've told this Court you
7 were beaten. I'm going to ask you when you got to -- before you
8 got to Sewafe Bridge, Mr Witness, do you know how many of you
9 were in the vehicle?

10 A. Well, in the vehicle could not take more than 30 people.
11 Let me say it was between 15 and 20. Yes. Because you know the
12 open truck Hilux, they are not big vehicles that will take a lot
13 of people like hundred or more. It was just a small vehicle. So
14 I cannot call the exact number of people, because I don't know,
15 but there were between 15 and 20. It will be within that range.

16 Q. Apart from Piki n, did any of these individuals in the
17 vehicle tell you where they were -- why they were in the vehicle?

18 A. The reason why they were in the vehicle, if they told me,
19 myself, when I was arrested, as I entered the vehicle, the first
20 question I put to them was, "Guys, where are they taking us?"
21 They told me that they were going to take us to Sewafe after they
22 had been beaten up, tortured before they went with us to Sewafe.

23 Q. Did they tell you who beat and tortured them?

24 A. It was Major Scorpion.

25 Q. Mr Witness, when you got to Kono, did you know whether
26 there were also other SLAs in Kono?

27 A. Well, I did not know about any other SLA that was in Kono,
28 except the ones that I knew, that they were SLAs.

29 Q. Mr Witness, I'm going to ask you, you've told us about

1 Superman and Colonel Scorpion. The time you were taken to Sewafe
2 bridge, and accordingly to you, you saw Superman, did you see
3 Superman having any communication equipment with him -- sorry,
4 Your Honours, I'll rephrase the question. Mr Witness, you told
5 us earlier on about the communication equipment that SAJ Musa
6 sent O-Five to take to Colonel Eddie Town. When you were taken
7 to Sewafe Bridge by Colonel Scorpion, did you see any
8 communication equipment of that kind with Superman?

9 A. Yes. Superman, who was the battlefield commander, he had
10 that thing.

11 Q. Can you describe that thing that you just referred to that
12 you said Superman had?

13 A. The communication, the communication, it was something
14 which is round like a small box. It is not a big one. Always he
15 used to put it outside, in Sewafe. He placed it on a table. He
16 had the aerial where he could speak through. That aerial had a
17 rope. It is round like they had -- some time back, there was one
18 key holder that he used to put on your trousers and where the key
19 is, you will see the rope -- you will see round rope that is
20 connected to the communication set and it has batteries, too.

21 Q. Mr Witness, during the period that you saw Superman,
22 according to you, with this equipment, did you see him use that
23 equipment to communicate with anyone?

24 A. Well, I did not see him speaking through that communication
25 to anybody.

26 Q. But did anyone tell you that they had seen him communicate
27 with anyone using that communication equipment, Mr Witness?

28 A. Well, nobody told me that Superman used that communication.

29 Q. Thank you, Mr Witness. Mr Witness, coming back to Colonel

1 Scorpion, did you see him --

2 JUDGE SEBUTINDE: Major. I thought it was Major Scorpion.

3 MR GRAHAM: Thank you.

4 Q. Major Scorpion, Mr Witness, did you, at the time you were
5 arrested by Major Scorpion, did you see any equipment like the
6 type you described that Superman had? Did you see any type of
7 equipment like that with Major Scorpion?

8 A. Communication, no. That man did not have communication,
9 that is Scorpion. He did not have any communication set at all.

10 Q. So you are saying you did not see but did any of the people
11 that you were with, did any one of them tell you whether they had
12 seen Colonel Scorpion -- sorry, Major Scorpion using a
13 communication system to communicate with anyone?

14 A. No. Nobody told me about that.

15 Q. Thank you, Mr Witness. Mr Witness, I'm going to come back
16 to that -- go forward to that area of your previous testimony
17 relating to Savage. You told this Court that Savage - and I
18 stand to be corrected - was the head of a task force who had
19 distinct green mufflers, if I'm right, tied around their head,
20 and I want to ask you, this task force, do you know what they
21 did? Do you know what the task force did?

22 JUDGE SEBUTINDE: Mr Graham, it was the task force.

23 MR GRAHAM: Yes, task force.

24 JUDGE SEBUTINDE: Not the tax force.

25 MR GRAHAM: Thank you.

26 Q. Task force, Mr Witness, you referred to the task force
27 headed by Savage. I'm asking you, do you know what they did
28 during the period that you referred -- that you said you saw
29 them?

1 A. Savage. Savage. Yes. His task force, that the work he
2 was doing, he was to go round and get -- had a grip over any idle
3 RUF or anybody that was not willing to go and fight at the battle
4 front. So if Savage were to see you, he was going to arrest you,
5 put you in a vehicle and take you to any area that was where
6 battle was going on. Like, Sewafe, or Gandorhun Highway, so
7 always to identify his own troop and his men that were using the
8 green muffler. That is, to identify the task force.

9 Q. Thank you, Mr Witness. Mr Witness, can you tell this Court
10 how you got to know that this was what the task force was doing?
11 How did you get that information as to the task force, and what
12 they were doing?

13 A. I am trying to say that the task force was going around to
14 ensure that if anybody was idling and escaped from the battle
15 front and came to town --

16 Q. Yes, I have got that part of your testimony. I was simply
17 asking you, how did you know that that was what the task force
18 was doing. How did you get that information to know that they
19 were moving around trying to take idle people to the battle
20 front. How did you know that?

21 A. Well, when I had leave with Savage at Koidu Town, after the
22 injury I had on my head had mended, I sitting here, we went
23 around with Savage, went to Tombodu. During that time it was
24 Staff Alhaji that was there. We went there and returned. We
25 patrolled the town. Anybody that was idle and was captured by
26 Savage, he was going to send him at the battle front line, where
27 the fighting was going on.

28 Q. Thank you, Mr Witness. Mr Witness, in your earlier
29 testimony, you also told this Court, and I stand to be corrected,

1 that as at the time you saw you met Savage, he came with some men
2 to reinforce the ambush. Do you recall giving that testimony
3 before this Court, Mr Witness?

4 A. Yes.

5 Q. The men that you refer to, what men are these that you said
6 Savage brought to reinforce the ambush, Mr Witness?

7 A. Well, I was feeling that they were just men, that is, they
8 were RUF that had deserted the battle front and those were the
9 ones that he gathered together and brought them, and he brought
10 them to the different areas that he knew that they were supposed
11 to be. That was the battlefield areas.

12 Q. Thank you. Now, Mr Witness, I'm going to move on. In your
13 earlier testimony, you gave the rank of Savage as Captain Savage.
14 Mr Witness, how do you know that Savage was a captain?

15 A. That man Savage, his rank, he used to fix it clearly as a
16 captain, with three buttons. One button, two, three buttons here.
17 He used to fix up his rank. That was the time I came to know
18 that he was a captain.

19 Q. Mr Witness, can you describe Captain Savage to this Court?

20 A. If I can describe Captain Savage to this Court. Savage,
21 he's a medium-height man. He's not tall, he's not short. He's
22 black in complexion. He's a man -- the time I'm referring to, he
23 was wasn't a fat man. He was slim. If I can give an example,
24 it's just like this man sitting before me here that I'm seeing
25 now.

26 Q. I believe he's referring to -- are you referring to this
27 gentleman here?

28 A. Yes.

29 MR GRAHAM: Your Honours, I believe he is referring to the

1 security person. Please, if you could just stand up for a second
2 for Your Honours to see you, sir, please.

3 THE WITNESS: Okay. That is the way his body was.

4 MR GRAHAM:

5 Q. Thank you, Mr Witness. Mr Witness, you also told this
6 Court about patrols that were undertaken by Savage during the
7 time that you were at his house. Do you recall roughly how many
8 patrols that Savage went to during this period that you were not
9 part of?

10 A. Yes.

11 Q. About how many approximately, Mr Witness, can you tell this
12 Court?

13 A. Roughly, let us take it up to four times when he went to
14 Tombodu and returned and when he used to leave me and went
15 elsewhere on patrols, yes.

16 Q. Do you know whether when we went on these patrols he came
17 back with anything? What Savage went on these patrols, do you
18 know whether when he was coming back home he came with anything?
19 Do you know?

20 A. Yes.

21 Q. Please tell this Court what you know.

22 A. Especially in Tombodu, when Savage used to go to Tombodu
23 where Staff Alhaji was based during that time. By that time we
24 were still in Buedu, but Staff Alhaji was in Tombodu but we were
25 in Koi du but Savage use to leave us at Koi du and went to Tombodu.
26 When he came back, he came with husk rice, goats, palm oil. He
27 came with those things, then --

28 Q. Did, did -- the speaker is breaking, Your Honours. Did you
29 see him come home yourself at any time with some of the things

1 you've just mentioned to this Court?

2 A. Yes. Yes. Yes. He himself was the very person that used
3 to come with those things at home, in one vehicle which he owned
4 during that time.

5 Q. When he came back from these patrols, did he ever tell you
6 anything when he got back?

7 A. Well, like - for instance, the Tombodu patrol, when it
8 returned, he came, he met me. I was at home. He called me, and
9 told me to off-load the things from the vehicle. I was sitting
10 at the veranda, so I was the very first person he saw and told me
11 to remove the thing from the vehicle. Before I climbed up to the
12 vehicle, I had to ask him, "Papa, where are you coming from?"
13 Then he said, "I'm coming from Tombodu, from Staff Alhaji." So
14 that question, which I put to him, I did not continue, because he
15 had explained to me that he came from Tombodu, from Staff Alhaji,
16 so I continued to off-load the husk rice, the palm oil and the
17 goats that were in there, I took them out of the vehicle.

18 Q. Thank you, Mr Witness. Mr Witness, you also told us about
19 the June attack on Koi du by ECOMOG, which, according to you, led
20 to your withdrawal with Savage to Tombodu. Mr Witness, I'm
21 asking you when you retreated, you withdrew to Tombodu, did you
22 see any civilians when you got to Tombodu?

23 A. No. When we withdrew from Koi du Town, when we came to
24 Tombodu, I told the Court that when we came to Tombodu, after the
25 withdrawal from Koi du Town, when we came to Tombodu, we met Staff
26 Alhaji. He had put fire in the town and had withdrawn from the
27 town.

28 Q. Mr Witness, my question was simply: Did you see any
29 civilians, yes or no, when you got to Tombodu?

1 A. No.

2 Q. Thank you, Mr Witness. Mr Witness, you also told this
3 Court that you met Staff Alhaji - I stand to be corrected - in
4 the place about 4 miles away from Tombodu. Mr Witness, do you
5 know how much manpower Staff Alhaji had at the time you met him
6 at this village, which you said was located 4 miles away from
7 Tombodu?

8 A. No.

9 MR GRAHAM: Your Honour, the first accused would like to
10 use the restroom with your kind permission.

11 PRESIDING JUDGE: Yes, he can go.

12 MR GRAHAM: Thank you, Your Honours.

13 Q. Mr Witness, can you describe Staff Alhaji Bayo to this
14 Court? Can you describe him?

15 A. Yes.

16 Q. Please, Mr Witness, do describe Staff Alhaji Bayo to this
17 Court.

18 A. Staff Alhaji Bio [as interpreted] is a black in complexion
19 and tough man who has a moustache. He normally grows a moustache
20 on top of his lip. He does not normally scrape it or shape it,
21 but the hair that he have on top of your lip, your upper lip,
22 that is something he used to grow, and he was a fat man. And
23 black in complexion.

24 Q. Thank you, Mr Witness. Mr Witness, Savage -- do you know
25 where was Staff Alhaji living in Tombodu?

26 A. Yes.

27 Q. And the manpower that was with Staff Alhaji were they also
28 - sorry, Your Honours, let me just -- Mr Witness, when you met
29 Staff Alhaji, you, together with Savage and your group met Staff

1 Alhaji and his group. Where did you all go? Did you go anywhere
2 after you all met Staff Alhaji?

3 A. We met Staff Alhaji 4 miles out of Tombodu, the time that
4 we and Savage and others all came. After we had met him at a
5 place 4 miles away from Tombodu, we decided to move and come back
6 to Tombodu and decided to settle at Tombodu.

7 Q. Thank you, Mr Witness, thank you very much. Mr Witness, so
8 Savage -- thank you, do you know where Staff Alhaji was living in
9 Tombodu?

10 A. Yes.

11 Q. Which part of Tombodu was Staff Alhaji living, Mr Witness?

12 A. When you enter in the Tombodu township, there is a road
13 that I had told this Court about, a road that goes towards
14 Guinea. When you are leaving Tombodu, a road that goes towards
15 Guinea, the last house at the tip edge of the town, the last
16 house, that was where Staff Alhaji was living, on the right-hand
17 side. There is a road that goes towards Guinea when leaving
18 Tombodu to go towards Guinea. There is a house by the right-hand
19 side in Tombodu at the edge of the town. That was where Staff
20 Alhaji and his boys were living.

21 Q. Thank you, Mr Witness. You've just told this Court that is
22 where Staff Alhaji and his boys were living. Where were the boys
23 who were with Savage? Where were you living, do you know?

24 MR AGHA: Your Honour, I think that has been answered
25 already this morning.

26 MR GRAHAM: Thank you very much. I will move on,
27 Your Honours.

28 Q. Mr Witness, you told this Court about the burning of 44
29 people in a house in Tombodu by Savage and Staff Alhaji.

1 Mr Witness, I'm going to ask you if you recall how long did the
2 fire that was set to this house, how long did it burn before it
3 went off, do you know, how long the fire --

4 PRESIDING JUDGE: What possible relevance has that got,
5 Mr Graham?

6 MR GRAHAM: Your Honours, I think it is relevant. The
7 witness has given an account and I'm leaving him to ask one or
8 two additional questions which will firmly -- kind of confirm the
9 witness's account of what he's just told this Court. I'm not
10 going to draw too many questions on this line. I'm just asking
11 this question just to --

12 PRESIDING JUDGE: You're asking him how long it takes to
13 burn 44 people. Why do we need to know that?

14 MR GRAHAM: Your Honours, the witness has given an account
15 of something that happened, and is -- there are portions of his
16 testimony that --

17 JUDGE SEBUTINDE: Mr Graham, I remember the witness saying
18 that Savage and Staff Alhaji and the other soldiers stood by this
19 house until the next day to make sure nobody was out. Would that
20 be the answer to your question?

21 MR GRAHAM: Thank you for your assistance, Your Honours.
22 I'm grateful.

23 Q. Mr Witness, during the period that you were with Savage,
24 did you see him use any drugs?

25 MR AGHA: Leading question, Your Honour.

26 THE WITNESS: Yes.

27 PRESIDING JUDGE: It is leading. I see you've got your
28 answer anyway, Mr Graham.

29 THE WITNESS: Yes, yes.

1 MR GRAHAM:

2 Q. Mr Witness, hold on. Mr Witness, can you tell this Court
3 what kind of drugs you saw Savage use, Mr Witness?

4 A. Yes.

5 Q. Please tell this Court.

6 A. There is a particular drug that is called cocaine which is
7 not the type of cocaine that they normally inject somebody with
8 with syringe and needles. That is not the type. It is the type
9 of cocaine that you normally put on something that is like --
10 that shiny particle within a cigarette packet and when you put it
11 there, you will take a match and then you will place it under
12 that particular -- like that shiny something for it to burn, and
13 then you inhale. That was what Savage used to take and he used
14 to take some other one.

15 Q. Mr Witness, hold on before we go on to the other ones. Did
16 you, Mr Witness, see Savage use yourself -- did you yourself ever
17 see him use the drugs you refer to as cocaine?

18 A. Yes. Yes.

19 Q. Where did you see Savage use the drugs you refer to as --

20 MR AGHA: Your Honours, I would object on the grounds of
21 relevance. I don't see where it is relevant.

22 PRESIDING JUDGE: Where are you going with this, Mr Graham.
23 Why does it matter where he used them.

24 MR GRAHAM: Very well, Your Honours, very well.

25 Q. Mr Witness, you were, you've told this Court about your
26 presence, together with Savage and Staff Alhaji in Tombodu.
27 During the period that you were there, did you see anyone come to
28 Tombodu by the name Tamba Brima?

29 MR AGHA: Again, Your Honour, I object to that question.

1 These kind of questions can be brought out in other ways, rather
2 than direct questions.

3 MR GRAHAM: In what ways, Your Honours, if my learned
4 friend would be specific.

5 PRESIDING JUDGE: Go ahead, Mr Graham, ask your question.

6 MR GRAHAM:

7 Q. Mr Witness, I'm asking you, during the period that you were
8 with Savage and Staff Alhaji in Tombodu, did you see anyone come
9 there by name, Tamba Brima?

10 A. No.

11 Q. And did you see or hear anyone come there by name Gullit?

12 A. No.

13 Q. Did you see or hear anyone come to Tombodu during the time
14 by name Ibrahim Kamara?

15 A. No.

16 Q. Did you see or hear anyone come to Tombodu during the
17 period by name Bazy?

18 A. No.

19 Q. Did you see or hear anyone come to Tombodu during the time
20 by the name Santigie Borbor Kanu?

21 A. No.

22 Q. Mr Witness, did you see or hear anyone come to Tombodu at
23 the time by name Five-Five?

24 A. No.

25 Q. And Mr Witness, these names that I mention, did anyone tell
26 you that they had seen or heard that any one of them had come to
27 Tombodu during the period under reference?

28 A. No.

29 Q. And Mr Witness, during the period that you were there with

1 Staff Al haji and Savage's boys, do you know whether any SLAs came
2 to Tombodu during the period under reference?

3 MR AGHA: That's leading, Your Honour.

4 PRESIDING JUDGE: Look, there has been objections before,
5 Mr Graham about your leading. Now, I'm not allowing any more
6 leading questions.

7 MR GRAHAM: Very well, Your Honours.

8 Q. Mr Witness, during the time that you were there, do you
9 know whether any fighting forces came to Tombodu apart from the
10 manpower of Staff Al haji and Savage?

11 A. Yes.

12 Q. Please tell this Court.

13 A. It was one particular RUF commander who was called Superman
14 who had another name which was Denis Mingo. He was the only man
15 I can recall that came to visit Savage two times, or, rather,
16 three times, that he will come and discuss Savage and later, he
17 will go back.

18 Q. Thank you, Mr Witness. Mr Witness, have you -- do you know
19 who the Gbethis are?

20 A. Gbethi? Yes, they are the CDF.

21 Q. During the period that you were in Tombodu, did you see any
22 Gbethis?

23 A. Yes.

24 Q. Please tell this Court what you saw, Mr Witness?

25 A. Well, the time that I experienced something about the
26 Gbethis or saw them at Tombodu, it was the time they came to
27 attack Tombodu from the direction where Staff Sergeant Al haji was
28 living, and Staff Sergeant Al haji had to attack the Gbethis again
29 and, later, he repelled the Gbethis and called for reinforcement

1 from Savage. Then Savage and some of his men, who were his 2ICs
2 and others, they reinforce the Staff Sergeant Alhaji for them to
3 clear the Gbethis who were the CDF who had come to attack
4 Tombodu.

5 Q. Thank you, Mr Witness. Mr Witness, you also told us about
6 you being with SAJ Musa in Kurubonla. The time that you saw SAJ
7 Musa in Kurubonla, Mr Witness, do you know whether he had any
8 bodyguards?

9 A. Yes.

10 Q. Mr Witness, did you happen to know any of them?

11 A. Yes.

12 Q. Did you know any of them by name?

13 A. Yes.

14 Q. Can you mention any of the names that you know of the
15 bodyguards of SAJ Musa in Kurubonla, Mr Witness?

16 A. Yes.

17 Q. Please do, Mr Witness.

18 A. For instance, a man like Alabama who was called The
19 Bangles, Alabama, The Bangles.

20 Q. Mr Witness --

21 A. He was at Kurubonla.

22 Q. Just hold on a second. You said Alabama and then you
23 followed up with a name. Did you say Bamos? Can you say clearly
24 what you just said?

25 A. Yes. It is like when you call somebody Alabama, but you
26 don't want to complete the full name Alabama. So sometimes they
27 just cut it short and say The Bamos, but the full name was
28 Alabama.

29 Q. Thank you, Mr Witness. Mr Witness, apart from Alabama,

1 Bamos, did you know the name of any of the bodyguards that were
2 with SAJ Musa in Kurubonla?

3 A. Yes.

4 Q. Please tell this Court, Mr Witness.

5 A. Like Bombokioki.

6 MR GRAHAM: Your Honours, I will spell that for the
7 convenience of the Court. It is B-0-M-B-0-K-I-0-K-I.

8 Bombokioki.

9 THE WITNESS: Yeah.

10 MR GRAHAM:

11 Q. And any additional names apart from Alabama and Bombokioki,
12 Mr Witness? Can you tell this Court?

13 A. Well, yes.

14 Q. Please tell this Court.

15 A. Like, there was one Barie who was with SAJ Musa, who was
16 called Captain Barie. I knew him also.

17 Q. Thank you. The names you have mentioned, particularly
18 Alabama and Bombokioki, do you know which faction, if any, that
19 they belonged to?

20 A. Yes.

21 Q. Please tell this Court, Mr Witness.

22 A. Like, for Alabama -- like, for Alabama, he was an SLA
23 soldier who was in the military.

24 Q. Thank you, Mr Witness. What about Bombokioki?

25 A. He was also a man who was with the army, which was the SLA.

26 Q. Thank you, Mr Witness. And Mr Witness, what about Barry?

27 A. He, too, Captain Barie was with the army. I know him also.

28 Q. Thank you, Mr Witness.

29 MR GRAHAM: Your Honours, I'm looking at the time. I was

1 going to move into a new area.

2 PRESIDING JUDGE: Keep going.

3 MR GRAHAM:

4 Q. Mr Witness, I'm going to take you to what you told this
5 Court about the promotions in Kurubonla by SAJ Musa. Just a
6 second, Your Honours. Mr Witness, you told this Court about the
7 attack on Mongor Bendugu. Mr Witness, before I go on to Mongor
8 Bendugu, you told this Court about some promotions in Kurubonla
9 by SAJ Musa. I'm going to ask you, did you see or hear one Tamba
10 Brima being promoted by SAJ Musa during that period?

11 A. I never experienced that particular name at Kurubonla.
12 That particular name, I did not experience it at Kurubonla.

13 Q. Thank you, Mr Witness. Mr Witness, did you see or hear one
14 Gullit being promoted by SAJ Musa at Kurubonla?

15 A. I never heard about such a name.

16 Q. Thank you, Mr Witness. Mr Witness, I will take you back to
17 your account on the attack on Mongor Bendugu. Mr Witness, do you
18 know whether any civilians were killed during the attack on
19 Mongor Bendugu?

20 A. No.

21 JUDGE SEBUTINDE: Is that no he doesn't know?

22 MR GRAHAM: I was about to ask.

23 Q. Mr Witness, when you say no, what do you mean by no?

24 A. You are trying to ask me whether, during the Mongor attack,
25 whether any civilian was killed. That is the question you are
26 trying to ask me. In that case, I was on the scene when Mongor
27 was attacked. If it was the case that any civilian was killed,
28 if I know that any civilian was killed, I will say yes, but if it
29 never happened and I don't know, then I will say no. So, those

1 are my words. When he asked what I meant by no, they did not do
2 it. That is what I meant by no.

3 Q. Thank you, Mr Witness. Mr Witness, did you see or hear
4 that any houses were burnt in Mongor Bendugu by the attacking
5 forces?

6 A. No.

7 Q. Did you see or hear whether any abductions of civilians
8 took place in Mongor Bendugu during the attack?

9 A. This word that you have used, when you said "adopt" I want
10 you to break it down in the Krio language for me to understand.

11 MR AGHA: Your Honour, these are leading questions, at any
12 rate. I would object to them in this form.

13 PRESIDING JUDGE: All right. The leading is objected to,
14 Mr Graham.

15 MR GRAHAM:

16 Q. Mr Witness, during the attack on Mongor Bendugu, did you
17 see or hear of any looting of civilian -- did you see or hear of
18 any looting?

19 MR AGHA: Same objection, Your Honour, leading.

20 MR GRAHAM:

21 Q. Mr Witness, can you tell this Court if you know whether
22 anything happened to the civilians in Mongor Bendugu during the
23 attack?

24 A. No.

25 Q. Mr Witness, I'm going to take you -- when you say no, is it
26 no that it did not happen, or no, that you did not see or hear?
27 Can you [overlapping speakers] --

28 A. No. That is it did not happen. When I say no, it's like
29 the spelling N-0. It is something that never happened. I said

1 no, it never happened and, indeed, it never happened.

2 Q. Thank you, Mr Witness. Mr Witness, I'm going to take you
3 to Colonel Eddie Town. At Colonel Eddie Town, you told this
4 Court that SAJ formed three battalions. I stand to be corrected.
5 Mr Witness, do you know how many men there were in the battalion
6 that was formed by SAJ Musa?

7 A. Yes.

8 Q. Please tell this Court.

9 A. Some battalions, like the Cobra Battalion, their manpower
10 was not too plenty. It was like about 160. That is just a rough
11 estimate I have given, 160. And, like, for the RDF, that is the
12 Rapid Deployment Force, RDF, they also were not up to 200. That
13 is just a rough estimate. They were not really up to 200. It is
14 like 170 and 180. And for the Red Lion Battalion, they were also
15 not up to 200. It is -- it ranges between 160 and 170, just like
16 that.

17 Q. Thank you, Mr Witness. Mr Witness, you also told this
18 Court about the attack on Lunsar. Do you know whether anything
19 happened to the civilians in Lunsar when it was attacked?

20 A. No.

21 Q. Mr Witness, if you say no, is it no that nothing happened,
22 or no, that you did not see or hear?

23 A. When I say no, that is to say I did not see where any bad
24 things were done to civilians, or that somebody even told me that
25 so, so, so -- so and so things were done to civilians.
26 Therefore, if I did not see and I never heard, I will tell you
27 no.

28 Q. Thank you, Mr Witness. Mr Witness, you also told us about
29 the attack on Masiaka. Do you know whether anything happened to

1 civilians in Masiaka during the attack?

2 A. The civilians at Masiaka, if anything happened to them.
3 What do you mean? Anything like -- like, what do you mean? I
4 want you to break down that area. Let me understand.

5 MR AGHA: Your Honour, I'm not sure if civilian attacks on
6 Lunsar and Masiaka are actually covered in the indictment on the
7 way back into Freetown during this time period. If that's the
8 case, I'm not quite sure of the relevance of the question.

9 PRESIDING JUDGE: What do you say to that, Mr Graham?

10 MR GRAHAM: As a matter of caution, I will refer to the
11 indictment.

12 THE WITNESS: Please, the Court, I just want to use the
13 restroom, please, if you can allow me?

14 PRESIDING JUDGE: I think it's been a long afternoon for
15 this witness. You can refer to that indictment over the break,
16 Mr Graham.

17 MR GRAHAM: Thank you, Your Honour.

18 PRESIDING JUDGE: We're going to adjourn until tomorrow
19 morning, Mr Witness. I remind you you are not permitted to talk
20 about the evidence or the case with anybody else. Just sit there
21 for a moment. We'll adjourn now.

22 Just before we adjourn, one announcement: There won't be
23 any half day on Wednesday. The Court will take its half day on
24 the Friday, this week only.

25 MR AGHA: Your Honours, if I may. I'm not sure how much
26 longer my learned friend Mr Graham has with his questions, but
27 I'd like to put the Court on notice that tomorrow I will be
28 asking for an adjournment before I cross-examine this witness.
29 Whether or not that is allowed, it may be prudent for the next

1 witness to be brought in, so they can go straight into his chief,
2 in that event.

3 PRESIDING JUDGE: All right. Thank you, for that, Mr Agha.
4 You have heard that, Defence. There might be an application for
5 the adjournment of the cross-examination of this witness, so at
6 least have other witnesses ready to call tomorrow. All right.
7 We will adjourn until 9.15 tomorrow morning.

8 [Whereupon the hearing adjourned at 4.12 p.m.,
9 to be reconvened on Tuesday, the 1st day of
10 August 2006, at 9.15 a.m.]

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WITNESSES FOR THE DEFENCE:

WITNESS: DAB-023 2

EXAMINED BY MR DANIELS 2

EXAMINED BY MR GRAHAM: 89