

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

MONDAY, 26 SEPTEMBER, 2005
9.30 A.M.
TRIAL

TRIAL CHAMBER II

Before the Judges:

Teresa Doherty, Presiding
Julia Sebutinde
Richard Lussick

For Chambers:

Mr Simon Meisenberg

For the Registry:

Ms Maureen Edmonds

For the Prosecution:

Ms Lesley Taylor
Mr Jim Hodes
Ms Melissa Pack
Ms Wambui Ngunya
Mr Mark Wallbridge
Ms Maja Dimitrova (Case Manager)

For the Principal Defender:

Mr Ibrahim Foday Mansaray

For the accused Alex Tamba
Brima:

Ms Glenna Thompson

For the accused Brima Bazy
Kamara:

Mr Andrew William Kodwo Daniels
Mr Mohamed Pa-Momo Fofanah

For the accused Santigie Borbor
Kanau:

Mr Amadu Koroma
Ms Karlijn van der Voort (legal
assistant)

1 Monday, 26 September 2005
2 [AFRC_26SEP05A-AD]
3 [Open session]
4 [Accused Brima, Kamara and Kanu present]
09:27:20 5 [Upon commencing at 9.30 a.m.]
6 PRESIDING JUDGE: Good morning, Ms Taylor, I think we are
7 all here.
8 MS TAYLOR: Good morning, Your Honours. The next witness
9 to be called is TF1-157. Your Honours will recall that this is
09:27:38 10 the witness who had been called on 22 July and then continued on
11 the 25th of July and during the cross-examination of Mr Knoop,
12 an issue arose as to the interpretation of the Mandingo language.
13 I understand that Your Honours have had a report from the
14 head of the Translation Unit concerning that translation and that
09:27:58 15 she is satisfied that the translation was accurate and that there
16 was no -- other than a particular word that the witness had
17 difficulty with, that there was no need for that witness to be
18 called de novo. That was the one issue that the learned
19 Presiding Judge raised at page 73 of the transcript of the 25th
09:28:18 20 July as to whether that would have to happen or not. The
21 Prosecution is content simply for the continuation of the
22 evidence of this witness, unless there is something that my
23 learned friends wish to say about that matter or there is
24 something that Your Honours wish to deal with.
09:28:35 25 PRESIDING JUDGE: Yes, I recalled that all very well,
26 Ms Taylor and I do recall that particular ruling as well. In
27 fact Mr Knoop, as I understood, had not finished his
28 cross-examination.
29 MS TAYLOR: That is so.

1 PRESIDING JUDGE: Mr Koroma, you have heard counsel for the
2 Prosecution of you are aware of this situation?

3 MR KOROMA: Your Honour, I was told this morning by
4 Ms van der Voort. I am aware.

09:29:09 5 PRESIDING JUDGE: Are you ready to proceed on now and
6 finish that cross-examination?

7 JUDGE LUSSICK: Or did you have any more question? Are you
8 happy with the way the cross-examination stands now, or do you
9 have any more questions?

09:29:26 10 MR KOROMA: Your Honour, I have no further questions for
11 the witness.

12 PRESIDING JUDGE: May I recall, Mr Koroma, that you are
13 closing your cross-examination of TF1-157?

14 MR KOROMA: Yes, Your Honour.

09:29:31 15 PRESIDING JUDGE: Thank you. I'm grateful for that
16 indication. Mr Daniels, you had -- oh, sorry, Ms Taylor.

17 MS TAYLOR: Your Honour, I do apologise. There was one
18 other matter that I wish to raise for the record concerning this
19 witness. This witness was led in-chief by Mr Werner for the
09:29:50 20 Prosecution. He is currently on leave at the moment and in his
21 absence, the responsibility for this witness was allocated to
22 another member of the Prosecution team. There was an incident
23 that I want to raise with Your Honours. That member of the
24 Prosecution team, at the request of the witness, went to see the
09:30:05 25 witness. Now, the witness is actually under cross-examination
26 and therefore, no one from the Prosecution team should have
27 spoken to the witness. The Prosecution apologises for that
28 error. It arose because it wasn't Mr Werner and that member
29 wasn't quite clear as to the status of this witness before the

1 Court. I can say for the record that nothing was discussed
2 concerning his evidence, what happened in court the last time or
3 any of the subject matter of his testimony. The thing that was
4 discussed that the witness wished to talk about was his desire to
09:30:41 5 be finished here and go home. The conversation lasted for about
6 ten minutes and was done through an interpreter. The Prosecution
7 does apologise for that error. As I said, it arose because of
8 the length of time and the fact that Mr Werner was not present.
9 But it was something that I did wish to raise for my learned
09:30:58 10 friends and for Your Honours and to place on the record.

11 PRESIDING JUDGE: I do recall giving quite a lecture to
12 that witness about not speaking and about being under oath and
13 about not speaking even in the village. Just let us consult,
14 please, Ms Taylor.

09:31:56 15 [Trial Chamber confers]

16 PRESIDING JUDGE: We have noted that and we will proceed on
17 now with cross-examination. My colleague has just reminded me
18 that counsel for Brima has not cross-examined the witness; it is
19 only counsel for Kanu who has cross-examined.

09:32:16 20 MS TAYLOR: That is so, Your Honour. If I may just finish
21 the issue. In light of the conversation, which, as I said, was
22 not at all about the subject matter, Ms Pack has agreed to stay
23 here and be responsible for this witness for the Prosecution.
24 She is not the person who had the conversation with the witness.

09:32:36 25 PRESIDING JUDGE: I had worked that out.

26 MS TAYLOR: Thank you, Your Honour. In those
27 circumstances, if I might be excused.

28 PRESIDING JUDGE: Certainly, Ms Taylor. We are grateful
29 for Ms Pack's presence. The witness is sworn, but it is some

1 months, in fact, it is some weeks since he was sworn. I intend
2 to remind him only of his oath, unless there is some application
3 to have him re-sworn. If there is no application, I will then
4 ask that the videolink to come on and I will then remind the
09:33:20 5 witness of his oath and we will proceed on with
6 cross-examination. Mr Daniels and Ms Thompson, you both have to
7 cross-examine this witness; isn't that correct?
8 MS THOMPSON: Yes, Your Honour.
9 PRESIDING JUDGE: Can we get the videolink on for this
09:33:40 10 particular witness please?
11 WITNESS TF1-157: [Continued].
12 [Witness appeared via videolink]
13 CROSS-EXAMINED BY MS THOMPSON:
14 PRESIDING JUDGE: Good morning, Mr Witness.
09:34:11 15 THE WITNESS: How's the morning?
16 JUDGE PRESIDING : We are well and we hope you are well
17 also. I would like to remind you about the last time you were at
18 the Court. You remember at the beginning of your evidence you
19 swore to tell the truth. Do you remember this?
09:34:29 20 THE WITNESS: Yes.
21 PRESIDING JUDGE: And you remember also before you left the
22 Court I told you that that promise or that oath was still binding
23 on you. Do you remember that also?
24 THE WITNESS: Yes.
09:34:45 25 PRESIDING JUDGE: That oath still applies to you today; it
26 is still binding on you today. And you must answer all the
27 questions truthfully. Do you understand this?
28 THE WITNESS: Yes.
29 PRESIDING JUDGE: One of the other lawyers has some

1 questions for you. Please wait. Which counsel is proceeding
2 first, Mr Daniels or Ms Thompson?
3 MS THOMPSON: Your Honour, I will start.
4 PRESIDING JUDGE: Thank you, Ms Thompson. Please proceed.
09:35:20 5 MS THOMPSON:
6 Q. Mr Witness --
7 A. Yes.
8 Q. Good morning.
9 A. [Indiscernible]
09:35:27 10 Q. Sometime ago, in fact in July, you gave evidence in this
11 Court. Do you remember?
12 A. Yes.
13 Q. I am going to ask you a few questions about the evidence
14 that you gave in this Court and about the statements you have
09:35:48 15 made to investigators who came from this Court. Last time you
16 told us that a Mohamed captured you. Do you remember that
17 Mohamed captured you?
18 A. Yes.
19 Q. And that you were the only one who was captured on that
09:36:18 20 day. Do you know who Mohamed was fighting for?
21 A. Yes.
22 Q. Can you tell us?
23 A. He was fighting for RUF; he was fighting for Sankoh.
24 Q. You also told us that you went to Karina. Do you remember
09:37:07 25 that?
26 THE INTERPRETER: Your Honours, can the witness speak into
27 the mic; I am not getting him clearly.
28 PRESIDING JUDGE: Mr Witness, I would like you to get
29 closer to the microphone. And if there is anyone from the

1 witness Support Unit in the vicinity of the witness, would they
2 please assist in getting him closer to the microphone so the
3 interpreters can hear?
4 THE INTERPRETER: Can the lawyer ask the question again,
09:37:43 5 please?
6 MS THOMPSON: Yes, I will start again.
7 Q. You told you that you went to Karina.
8 PRESIDING JUDGE: Ms Thompson, that is a statement.
9 MS THOMPSON: Your Honour, I am pausing. I can't actually
09:37:54 10 get the interpretation, so I don't know whether the interpreter
11 is actually hearing me. It was a pause.
12 PRESIDING JUDGE: Very well, Ms Thompson. I withdraw that.
13 MS THOMPSON: I will start again.
14 Q. You went to Karina and that lots of things happened in
09:38:09 15 karina. People's properties were looted. Do you remember
16 telling us that?
17 A. Yes.
18 Q. You told us that the people told you that -- the people you
19 met in Karina told you that. When these people were talking to
09:38:30 20 you, did they know that you were with the rebels?
21 A. Yes.
22 Q. But they trusted you enough to talk to you?
23 A. Yes.
24 Q. You also told us that some people were captured.
09:39:01 25 A. Yes.
26 Q. You gave us some names for Canco Fanta, Canco Binti. Do
27 you remember that?
28 A. Yes.
29 Q. You said you saw them ahead. Did you speak to them?

1 A. Yes.
2 Q. when did you speak to them?
3 A. I spoke to them the day we met.
4 Q. what day was that? when did you meet them?
09:39:48 5 A. I don't know the day, but we were meeting each other all
6 over the place in Rosos.
7 Q. The first time you saw them, was it at Rosos?
8 A. Yes, that is where we met.
9 Q. Did they tell you what village they had come from?
09:40:17 10 A. Yes.
11 Q. where did they say they had come from?
12 A. Bo-Ngieha?
13 Q. Did you know them in Bo-Ngieha before this day at Rosos?
14 A. Yes. who?
09:40:41 15 Q. The people that you said were captured, Canco Fanta, Canco
16 Binti?
17 A. Yes, that is where we knew each other. But they were in
18 karina and I was in xxxxxxxx.
19 Q. So they hadn't come from Bo-Ngieha with you?
09:41:11 20 A. No.
21 Q. So when you told us on 22 July that you saw them ahead,
22 what did you mean?
23 A. The rebels captured us. Sometimes when I am going to fetch
24 water we would meet. The questions are too difficult.
09:41:40 25 Q. Mr witness, I will try not to make them difficult. If you
26 don't understand, please say so and I will try to break it down
27 for you.
28 A. okay.
29 Q. what I am trying to ask you is you told us that the rebels

1 had also captured people, and you gave us those names I have
2 given you, and you said you saw them ahead.
3 A. Yes.
4 Q. When you told us that, were you talking about Rosos or a
09:42:22 5 place before you got to Rosos?
6 A. In Rosos.
7 Q. Okay. Now you also said on that day that the rebels said
8 they had gone to Karina because it was Tejan Kabbah's town?
9 A. Yes.
09:42:51 10 Q. Did you know who Tejan Kabbah was or is?
11 A. No.
12 Q. When was the first time you heard the name Tejan Kabbah?
13 A. In Rosos. That's where they told us that because we are
14 xxxxxxxx and Tejan Kabbah is a xxxxxxxx, that's why they had come
09:43:24 15 to attack xxxxxxxx when they came from Boniya.
16 Q. Which rebel told you that, the one who captured you?
17 A. They were just discussing.
18 Q. So they weren't talking to you?
19 A. No.
09:43:42 20 Q. When you say they were just discussing, do you know the
21 people who were discussing?
22 A. The rebels.
23 Q. Okay, I will leave it at that. You also said that the
24 rebels attacked Mandaha?
09:44:10 25 A. Yes.
26 Q. And you said that when you entered you saw one dead person
27 who was a civilian.
28 A. Yes.
29 Q. Now let me ask you this before I go on to ask you the

1 question I really want to ask you. Before you got to Mandaha had
2 you received any form of military training?
3 A. No.
4 Q. So how did you know that this person that you saw, this
09:44:46 5 dead person, died from bullet wounds?
6 A. I saw the wound.
7 Q. How did you know that wound was a bullet wound?
8 A. They were shooting. Wherever they went they will shoot
9 people. Even in Karina they were shooting people, but it didn't
09:45:32 10 kill people, some of them.
11 Q. You see them shoot this man?
12 A. No.
13 Q. So you assumed that they had shot this man?
14 A. Yes.
09:45:41 15 Q. Now, you also said that when you went to Mateboi, that on
16 the way to Mateboi they killed so many people on the way. I
17 think you were talking about the rebels then, killed so many
18 people on the way.
19 A. Yes.
09:46:07 20 Q. And yet you had found dead bodies lying on the place. Were
21 you there when these people were killed?
22 A. Pardon me?
23 Q. Were you there when these people were killed?
24 A. No. There was a team called the advance team. They were
09:46:36 25 the ones killing people on the way.
26 Q. So when you saw these dead bodies you assumed they had been
27 killed by the advance team?
28 A. Yes.
29 Q. And then you told us that Mateboi was attacked; not so?

1 That is what you told us on 22 July. I didn't get an answer.
2 THE INTERPRETER: He has not answered.
3 PRESIDING JUDGE: Repeat the question, Ms Thompson, please.
4 MS THOMPSON:
09:47:23 5 Q. Do you remember on 22nd July, when you were giving evidence
6 here, you said Mateboi was attacked?
7 A. Yes.
8 Q. But do you remember when you were making your statement to
9 investigators from the Special Court -- do you remember that?
09:47:45 10 You made several statements. Do you remember?
11 A. Yes.
12 Q. Okay. You may not remember all the dates but let me run
13 them by you. You made one on 12th April 2003; do you remember
14 that one?
09:48:22 15 A. Yes.
16 Q. And then again, that same April on the 14th.
17 A. Um-mm.
18 Q. By "um-mm" do you mean yes?
19 A. Yes.
09:48:41 20 Q. And then on 9th February 2004. Then I think there was one
21 on 12th July 2005, 14th July 2005 and 20th July 2005. Remember
22 all of those?
23 A. Yes.
24 Q. I want to ask you about the one on 14th July this year.
09:49:32 25 MS THOMPSON: Your Honours, it is paragraph 99. I'll just
26 get the page number.
27 MS PACK: It is 13992, Your Honour.
28 MS THOMPSON: I am grateful to my learned friend.
29 PRESIDING JUDGE: Thank you, Ms Pack.

1 MS THOMPSON:
2 Q. I am going to read to you what is in this statement.
3 Listen carefully and after I have read it I will ask you the
4 question. All right?
09:50:08 5 A. Okay.
6 MS THOMPSON: Your Honours, I am looking at paragraph 19.
7 Q. You say, "Mateboi was not attacked. We found houses burnt
8 there. We stayed about" -- [Overlapping speakers]
9 A. Yes.
09:50:29 10 Q. -- "in a place near Mateboi where the headquarters were."
11 That is the bit that I want to read out to you. Do you recall
12 saying that?
13 A. Yes.
14 Q. So why is it that you said in court, 22nd July, that
09:50:58 15 Mateboi was attacked? What did you mean?
16 A. I do not understand.
17 Q. Okay, let me put it this way. Do you understand what I
18 just read out to you?
19 A. What am I listening to?
09:51:29 20 Q. Let me start again. In your statement you said, "Mateboi
21 was not attacked".
22 A. Yes?
23 Q. But you found houses burnt there.
24 A. Yes.
09:51:44 25 Q. Now, when you were in court last time, you told us that
26 Mateboi was attacked. My question to you is: why did you tell
27 us that Mateboi was attacked? Why did you tell us in court that
28 Mateboi was attacked when you had earlier on said that it was not
29 attacked?

1 A. We didn't attack it. It is not a troop that I was with
2 that attacked Mateboi. We met the place -- we met Mateboi had
3 been attacked. We found out that it had been attacked.
4 Q. Who did you find out from?
09:52:45 5 A. It was the advance team. I told you that it is the
6 advanced team that does that. Before we reached there the
7 advance team had done that and they had gone ahead.
8 Q. Did members of the advance team tell you that they did
9 that?
09:53:08 10 A. Wherever they went through, wherever they passed through,
11 that's the place we would come.
12 Q. Were you present when that plan was made, the plan for you
13 to follow the path of the advance team? Mr witness, do you
14 understand the question?
09:54:05 15 A. Which question?
16 Q. Were you present -- you told us that wherever the advance
17 team goes you would follow.
18 A. Yes.
19 Q. Were you present when that plan was made, when that plan
09:54:21 20 was drawn up that you should follow the advance team?
21 MS PACK: Your Honour, I think the difficulty here may be
22 that my learned friend is using the word "plan" which wasn't used
23 by the witness, and it appeared that there was a difficulty in
24 understanding the first question as phrased by my learned friend.
09:54:42 25 Perhaps if it may be phrased differently.
26 PRESIDING JUDGE: Ms Thompson, do you want me to seek
27 clarification from the witness that he understood the question?
28 JUDGE THOMPSON: I would be grateful, Your Honour, yes.
29 PRESIDING JUDGE: Mr witness, did you understand the

1 question that the lawyer is asking you?

2 THE WITNESS: Yes.

3 PRESIDING JUDGE: What is she asking you?

4 THE WITNESS: What she asked me? She said if I know that

09:55:22 5 it was the advance team that did those things.

6 PRESIDING JUDGE: That is one question. The next question

7 was were you there when there was a plan made for the advance

8 team to do certain things and your troop to follow the advance

9 team? Did you understand that question?

09:55:47 10 THE WITNESS: Yes.

11 PRESIDING JUDGE: All right. Can you answer that question

12 now?

13 THE WITNESS: Yes.

14 PRESIDING JUDGE: Right. Please answer it.

09:56:03 15 THE WITNESS: I -- I -- yes, when they go to the muster

16 parade, that's where they do all these arrangements.

17 MS THOMPSON:

18 Q. Were you there at the muster parade?

19 A. Mm-mm. But they didn't say Mateboi. They would go ahead,

09:56:34 20 they would just go ahead. They would mobilise people who would

21 go there.

22 Q. When you say they did not say Mateboi, can you explain that

23 for us please?

24 A. They wouldn't say the name of the town that they were going

09:57:03 25 to attack. They would just say they were -- they were going --

26 they would just say they were going on patrol. When they go, we

27 would go -- they wouldn't say the name of the place. They would

28 go, then we'd follow. So when we get there, they would say this

29 is the place, this is the place.

1 Q. When you say you would follow, is it the case that you
2 would be seeing them ahead and they would have gone, done
3 whatever they wanted to do and move off before you arrive?
4 A. Yes.

09:57:52 5 Q. Yes to which one? Perhaps I should put that in two.
6 A. You asked me that if they go ahead before we follow and I
7 said yes.

8 Q. So you don't see them at all ahead of you?
9 A. No. Except that sometimes when we go to these place and we
09:58:29 10 settle there for two or three weeks, then we would see them.

11 Q. Okay, all right. Now, you told us also about bodies that
12 you saw in a village close to Mateboi.

13 A. Yes.

14 Q. Now, are you also assuming here that this was done by the
09:59:00 15 advance team?

16 A. I didn't say that. I saw the corpses but I did not know
17 who killed them.

18 Q. Okay, all right, that's fair enough. Now, also on that day
19 when you were giving evidence in court, you said you later learnt
09:59:24 20 of the names of the soldiers later but you didn't know their
21 names initially.

22 A. Yes.

23 Q. And then you give us some names. Now, the question I want
24 to ask you is this. Later when did you learn these names of
09:59:57 25 these soldiers?

26 A. They have list. When they call out the names then I will
27 know.

28 Q. Okay. Where were you then? Where were you when you heard
29 these names?

1 A. I have told you that when they go to the muster parade,
2 that is when they do all these arrangement.
3 Q. Mr witness, you have told us that you were in Rosos, you
4 have told us that you spent three weeks in Mateboi. What I want
10:00:41 5 to know is which particular village, if I put it that way, were
6 you when you first heard these names?
7 A. Wherever we went sometimes I would ask. I would ask for
8 the name of the place and they would tell me. I didn't know them
9 in advance.
10:01:10 10 Q. I am not sure you fully understand me but let me move on.
11 You told us that you heard the name Gullit. Did you see the
12 person referred to as Gullit?
13 A. Yes.
14 Q. What did he look like?
10:01:35 15 A. It is a long time that I last saw him. Maybe if I see him
16 now I would miss him.
17 Q. Did you speak to him? Or did he speak to you?
18 A. No. The place we hid, we were hiding, that is where he
19 went to ask for to borrow things from.
10:02:09 20 Q. He would come to your place to borrow things?
21 A. Yes.
22 Q. You say you cannot remember him, but can you remember when
23 you first saw him, can you remember what he was wearing?
24 A. He was wearing an overall.
10:02:44 25 Q. Okay. How do you know that the person who was coming to
26 your place to borrow things who was wearing this overall was the
27 person they were referring to as Gullit?
28 A. The people that I was with, they were talking, they would
29 call their names out. They were talking together, they would

1 call their names out. Let me ask -- let me ask a question: If
2 they call out somebody's name and you see the person's face, yes,
3 you would know that that is the person they were calling.
4 Q. Okay. So that is how you knew?
10:03:50 5 A. Yes.
6 Q. Okay. I am not sure if I have asked this but do you
7 remember in which village you were when you saw this man?
8 A. No, we just met. It is like when you and somebody meet, on
9 the street and sometimes accidentally somebody calls out his
10:04:28 10 name. That is how we were meeting each other.
11 Q. Perhaps the answer is no but let me ask you any way. Had
12 you seen him with the troops? The troops you were going with,
13 had you seen him with them?
14 A. No.
10:04:50 15 Q. Okay. Now, Robat mess, you mentioned that village in July;
16 not so, Robat mess?
17 A. Yes.
18 Q. And there you said you saw graves, and there were civilians
19 in those graves.
10:05:23 20 A. Yes.
21 Q. Do you know how those people had been killed?
22 A. I do not know how they killed them. They were buried.
23 Q. Do you know who buried them?
24 A. No, I do not know them. I met them they are already
10:05:51 25 buried, so I did not know.
26 Q. Indeed, I use the word killed but you don't know whether
27 they were killed or not, do you? Or killed by someone, sorry.
28 You don't know whether they were killed by anybody.
29 A. The rebels killed them.

1 Q. How do you know that?
2 A. wherever we went they would kill people.
3 Q. But you were not with these ones?
4 A. No.
10:06:28 5 Q. Thank you. And the troop that you were with, they didn't
6 kill people, did they?
7 A. No.
8 Q. Okay. Now, you also said that --
9 A. Yes.
10:07:01 10 Q. You went to a place Dopatfu, have I got the pronunciation
11 right? Dopatfu.
12 A. Yes.
13 Q. And there you saw corpses and you saw an old woman?
14 A. Yes.
10:07:24 15 Q. who had died of starvation.
16 A. Yes.
17 Q. when did you learn that this woman had died of starvation?
18 A. There was nobody -- there was nobody with her. She
19 couldn't walk. She couldn't do anything by herself.
10:07:54 20 Q. Did she tell you that -- did you speak to her before she
21 died?
22 A. No. whenever we go on food finding we would always, you
23 know, see her.
24 Q. If you didn't speak to her before she died, how do you know
10:08:17 25 she died from starvation?
26 A. I said she had nothing to eat except one day when we were
27 going when we met her, we gave her some cassava.
28 Q. So you had spoken to her?
29 A. I didn't give it to her but I didn't go alone. It was the

1 rebels who gave it to her, who gave her the cassava.
2 Q. The rebels gave her the cassava but you yourself had never
3 spoken to this woman?
4 A. No. I didn't speak to her at all, I didn't speak to her.
10:09:08 5 Q. Now, you said that you were given tablets and injections?
6 A. Yes.
7 Q. Did they tell you the name of these tablets and injections
8 were?
9 A. No.
10:09:36 10 Q. You told us that you entered Freetown on January 6th.
11 A. Yes.
12 Q. How do you know it was January 6th?
13 A. They told me.
14 Q. who told you?
10:10:26 15 A. The rebels.
16 Q. when?
17 A. when we entered.
18 Q. where were you when you were told that today is January 6th
19 and we have entered Freetown?
10:11:11 20 Do you understand the question, Mr witness?
21 A. No.
22 Q. Okay. Now, you said you entered Freetown on January 6th
23 and that the rebels told you that date, January 6th. Do you
24 remember?
10:11:33 25 A. They didn't tell me, they were just discussing, they didn't
26 tell me in particular, they were just discussing.
27 Q. Okay, where were you when you heard this discussion?
28 A. You know, when we are sitting together, you know, we would
29 never say anything, we would just listen to what they were

1 saying.

2 Q. Okay, was this before or after you had entered Freetown?

3 A. When we entered.

4 Q. Do you remember what part of Freetown you were when you

10:12:30 5 heard this discussion?

6 A. That was my first time of coming to Freetown. At that

7 time, I didn't know Freetown, but we were around the Calaba Town

8 area.

9 Q. But you knew you were in Freetown?

10:12:55 10 A. Yes.

11 Q. Peggy Boy, do you know that name Peggy Boy?

12 A. Yes.

13 Q. Who was Peggy Boy fighting for?

14 A. SLA.

10:13:09 15 Q. Does Peggy Boy have another name?

16 A. I just know him for Peggy Boy; I do not know another name

17 for him.

18 Q. Were you with Peggy Boy when you saw the corpse of the

19 minister you said the rebels killed?

10:13:31 20 A. No I was with Abdul.

21 Q. You were in Abdul. Who is Abdul?

22 A. Abdul is a soldier.

23 Q. Who was Abdul fighting for?

24 A. SLA.

10:13:49 25 Q. When you saw this corpse, do you remember where you were?

26 A. Calaba Town.

27 Q. That is where you saw the corpse, in Calaba Town?

28 A. Yes.

29 Q. Was it on the street?

1 A. When they killed him they dumped him in the gutter and it
2 spent two days there and they set fire to it.
3 Q. The gutter in the street?
4 A. Yes.
10:14:39 5 Q. This was in Cabala Town?
6 A. Yes.
7 Q. When you saw this corpse, can you remember whether it was
8 before they set fire to it or after?
9 A. They set fire to it after that.
10:15:07 10 Q. No, sorry, the question I am asking you is: When you saw
11 it -- when you saw this corpse in the gutter, was it before they
12 set fire to it or after they set fire to it?
13 A. I saw the corpse before they set fire to it.
14 Q. Okay. You say he was killed and then two days later they
10:15:39 15 set fire to it?
16 A. Yes.
17 Q. Do you know if he was killed Calaba Town?
18 A. I -- I --
19 THE INTERPRETER: Repeat the question. There is a
10:16:02 20 difficulty. Repeat the question.
21 MS THOMPSON: Okay, sorry.
22 Q. Do you know if he was killed in Calaba Town?
23 A. Yes.
24 Q. That's where he was killed?
10:16:17 25 A. Yes. But, they didn't kill in my presence; I just met the
26 corpse.
27 Q. Okay, so perhaps you can tell us, how do you know he was
28 killed in Calaba Town if you weren't there? Do you understand
29 the question?

1 A. Which question?
2 Q. How do you know this minister was killed in Calaba Town,
3 because you have just told us that you weren't there when they
4 killed him?
10:17:23 5 A. That is where they were.
6 Q. Okay.
7 A. We would just go out, you know, strolling outside.
8 Q. Did you go to East End Police yourself?
9 A. Yes.
10:17:39 10 Q. How many times?
11 A. Twice.
12 Q. Okay. Did you go beyond East End Police?
13 A. No.
14 Q. Okay. Every time you went to East End Police, were you
10:18:01 15 with Peggy Boy?
16 A. Abdul.
17 Q. You were with Abdul. And what would you be doing with
18 Abdul?
19 A. He would come to fight and I would follow him with his
10:18:30 20 gadgets. And when they finished fighting we would return.
21 Q. Okay. You said you went to -- sorry, before I go on to
22 that. You said when they finished you would follow him with his
23 gadgets.
24 A. Yes.
10:18:56 25 Q. That is all you did?
26 A. Yes.
27 Q. Okay. You told this Court on the 25th of July that you
28 went to UNICEF.
29 A. Yes. That was -- it was on that time when he came on.

1 Q. I am moving on now, much later on, sorry. I know that is
2 not at the same time. When you went to UNICEF, did you meet
3 other children there?
4 A. Yes.

10:19:46 5 Q. When you were sitting with these other children, did you
6 discuss what happened to you from the time you were taken from
7 xxxxxxxx to Freetown?
8 A. I did explain to the UNICEF officials. At that time I
9 didn't know anybody in Freetown; I didn't know any place in
10:20:14 10 Freetown. That was why I didn't know where my relatives were.
11 So I went to UNICEF and explained to them that I had been with
12 the rebels.
13 Q. Okay, you explained to the UNICEF officials. The children
14 that you met there -- for of all, did you meet other children
10:20:32 15 there?
16 A. I met adults; I met adults there. They were all
17 explaining. Some had lost their parents, some had lost their
18 children. So they were all explaining to the UNICEF officials
19 what had happened.

10:20:57 20 Q. Let's put the UNICEF officials to one side. Amongst
21 yourselves -- these adults who had lost children or these people
22 who had lost parents -- would you sit down and discuss what had
23 happened?
24 A. No, I didn't speak with anybody; I didn't speak with
10:21:19 25 anybody except the UNICEF officials.
26 Q. So you made no friends with any of the people you met
27 there?
28 A. No.
29 Q. Okay. When you went -- when investigators from the special

1 Court went to see you, do you --
2 A. They met me in xxxxxxxx?
3 Q. Yes, I know they met you in xxxxxxxx. Did you know which
4 trial you would be coming to give evidence in?
10:22:07 5 A. What?
6 Q. Did you know which people were going to be tried for these
7 things? Did you know the names of the people who were going to
8 be tried?
9 A. The time?
10:22:28 10 Q. At that time, yes. Did you know the names of the people
11 who were going to be tried at the time the people went to see you
12 to talk to you about your experiences?
13 A. No.
14 Q. Did you find out later?
10:22:50 15 A. Yes.
16 Q. How did you find out which people were going to be tried?
17 A. I was told here.
18 Q. By whom?
19 A. Those who went in search of me, they were the people who
10:23:20 20 told me.
21 Q. Okay, and they told you when you came here, or did they
22 tell you in xxxxxxxx?
23 A. They told me in xxxxxxxx.
24 Q. Okay. I know you go to school now, but at the time this
10:23:42 25 happened, were you at school?
26 PRESIDING JUDGE: which of the many incidents are you
27 referring to, Ms Thompson. Is this the interview that --
28 MS THOMPSON: No, Your Honour. I have moved on from the
29 interview. I will rephrase it again.

1 Q. At the time you were taken from xxxxxxxx were you at
2 school?
3 A. Yes.
4 Q. What class were you in?
10:24:11 5 A. Class two.
6 Q. And at class two you would be able to tell the days of the
7 week; not so? At that time you could tell the days of the week;
8 you could read them or name them?
9 A. At that time I was not going to school.
10:24:42 10 Q. When they took you from xxxxxxxx you weren't going to
11 school at all?
12 A. No.
13 PRESIDING JUDGE: Again, Ms Thompson, you have used "they"
14 and there has been a reference to investigators from the Special
10:25:03 15 Court and there has been a reference to people he described or
16 named as rebels. Which group are you talking about?
17 MS THOMPSON: Your Honour, I will rephrase and put it to
18 the witness again.
19 PRESIDING JUDGE: Thank you.
10:25:07 20 MS THOMPSON:
21 Q. You have told us rebels took you away from xxxxxxxx. In
22 fact, let me be specific, you said xxxxxxxx took you from
23 xxxxxxxx; not so?
24 A. Yes.
10:25:18 25 Q. When xxxxxxxx took you from xxxxxxxx, at that time were you
26 at school?
27 A. No.
28 Q. Okay. Is it the case that the first time you went to
29 school was after all this had happened?

1 A. No.
2 Q. Do you remember the first time you went to school?
3 A. No. I was a small boy, so I wouldn't remember now.
4 Q. Do you remember the year?
10:26:11 5 A. No.
6 Q. What class are you in now?
7 A. Class five.
8 Q. So you would have started school about five years ago?
9 A. Yes.
10:26:27 10 Q. Thank you very much, Mr Witness. This is all the questions
11 I have for you.
12 PRESIDING JUDGE: Thank you, Ms Thompson. Mr Daniels,
13 questions of the witness?
14 THE WITNESS: Have I finished? Is that the end of it all?
10:26:49 15 PRESIDING JUDGE: Just a moment now, Mr Witness. There is
16 another lawyer who might have some questions of you. Just you
17 wait.
18 CROSS-EXAMINED BY MR DANIELS:
19 MR DANIELS:
10:27:00 20 Q. Mr Witness, good morning.
21 A. How's the morning?
22 Q. Very well. Mr Witness, you remember that on the 22 July
23 2005 you told this Court that Mateboi was attacked by the rebels.
24 Do you remember?
10:27:21 25 A. Yes.
26 Q. Do you know how many times Mateboi was attacked?
27 A. We have finished with that now; not so?
28 PRESIDING JUDGE: Just a minute, Mr Witness. The other
29 lawyer might want to ask you questions about Mateboi as well.

1 You should answer those questions. Continue Mr Daniels.
2 MR DANIELS:
3 Q. Do you know how many times Mateboi was attacked?
4 A. No.
10:28:00 5 Q. Was it attacked more than once?
6 A. I don't know whether they attacked it more than once; I do
7 not know.
8 Q. Did you stay in xxxxxxxx?
9 A. Yes.
10:28:21 10 Q. Who did you stay with?
11 A. Peggy and Abdul.
12 Q. And how long did you stay there?
13 A. How long?
14 Q. Yes, how long did you stay there?
10:28:53 15 A. I am confused.
16 Q. Have you forgotten?
17 A. If you say a week, maybe I can remember. But when you talk
18 about time, I cannot understand; I am confused.
19 Q. Did you stay there for one week, two weeks, three weeks?
10:29:23 20 How many weeks did you stay there for?
21 A. Three weeks.
22 Q. You stayed there for three weeks?
23 A. Yes.
24 Q. Do you know which part of the town you stayed in?
10:29:39 25 A. I do not know all the places in the town; I do not know all
26 the places in the town.
27 Q. Okay. We shall move on then.
28 [AFRC26SEP05-RK]
29 A. Okay.

1 Q. Do you recall going to Mandaha?
2 A. Yes.
3 Q. Did anything happen when you arrived at Mandaha?
4 A. Yes.
10:30:16 5 Q. what happened?
6 A. It was attacked.
7 Q. By who?
8 A. The rebels.
9 Q. And what happened?
10:30:34 10 A. when they entered there, they killed one person, the one
11 that I saw. I do not know whether they killed some other person
12 at some other place.
13 Q. was he -- was the person a man or a woman?
14 A. A man.
10:30:57 15 Q. was the person a soldier or a civilian?
16 A. Civilian.
17 Q. Did anything else happen in Mandaha Town?
18 A. Yes.
19 Q. what happened?
10:31:25 20 A. The Kamajors attacked us.
21 Q. And what happened?
22 A. One Kamajor was captured.
23 Q. Did anything happen To any of the rebels?
24 A. Yes.
10:31:59 25 Q. Please tell us.
26 A. He died.
27 Q. Do you know how?
28 A. He was killed by a bomb.
29 Q. was it fighting? were they fighting with the Kamajors, or

1 did the bomb --
2 A. Yes.
3 Q. Did the bomb come from the Alpha jets?
4 A. I do not know where it came from. I do not whether it was
10:32:39 5 from the Kamajors or from the jets.
6 Q. Were there any jets overhead while you were at Mandaha?
7 A. No, I did not see any jets at that time.
8 Q. Did anyone else die at Mandaha?
9 A. No, I didn't see any other dead person. I did not see any
10:33:16 10 other person who died.
11 Q. Are you sure about that?
12 A. Yes.
13 Q. In your statement on 22nd July 2005 you told us that apart
14 from one commander dying, a young boy died by the name of
10:33:54 15 Bockarie; do you remember?
16 A. Yes.
17 Q. What do you remember?
18 A. One Kamajor was captured.
19 Q. Did one Bockarie die?
10:34:22 20 A. Yes.
21 Q. And where did he die?
22 A. He died together with that man.
23 Q. But a minute ago I asked you whether somebody else died
24 together with the commander. You said no.
10:34:54 25 A. I forgot about Bockarie, that's why.
26 Q. You forgot about Bockarie?
27 A. Yes.
28 Q. How long did you stay in Mandaha?
29 A. I can't remember. We did not stay long though.

1 Q. One week, two weeks?
2 A. I can't recall.
3 Q. And before you went to Mandaha, where were you coming from?
4 A. What did you say? What did you say?
10:35:58 5 Q. Before you went to Mandaha, where were you coming from?
6 A. We went to our town.
7 Q. The question I'm asking is that immediately, immediately,
8 before you went to Mandaha, where were you coming from? Which
9 town were you coming from?
10:36:31 10 A. Oh, oh, xxxxxxxx.
11 Q. You were coming from xxxxxxxx?
12 A. Yes.
13 Q. Are you sure about that?
14 A. Yes.
10:36:52 15 Q. Do you know of a town called Mabaka?
16 A. Yes.
17 Q. Weren't you coming from Mabaka?
18 A. We came from xxxxxxxx to Mabaka, from Mabaka to Mandaha.
19 Q. So I asked you --
10:37:17 20 A. You are separating the questions. It is causing me some
21 problems.
22 Q. So had you forgotten that you went to Mabaka?
23 A. It is the way you asked me the question, that is why I did
24 not recall. You know, you are separating the questions. If you
10:37:47 25 ask the question, you know, in complete form.
26 Q. I will do better. Now, did you at any time before you went
27 into Freetown, did you come across the Alpha jets? At any time
28 before you went into Freetown.
29 A. Before we reached Freetown?

1 Q. Yes, that is the question.
2 A. Yes.
3 Q. Can you tell me where?
4 A. Wherever we went we would see it, except once in a while it
10:38:38 5 didn't come. But it did come. You know, we did see it wherever
6 we went.
7 Q. At Boniya did you come across Alpha jets?
8 A. Yes. Yes, at that time -- at that time the rebels had not
9 entered there, that is when I saw it flying over.
10:39:02 10 Q. At Kamagbo, if I'm pronouncing it correct, did you see
11 Alpha jets?
12 A. What are you talking about Kamagbo?
13 Q. Do you recall the town Kamagbo?
14 A. Kamagbo. Kamadogoba or Kamagbo; what are you talking
10:39:31 15 about?
16 MR DANIELS: Your Honours, I'm only spelling from what is
17 in the record. Maybe, Mr Interpreter, you could help me
18 pronounce it properly. It's spelt K-A-M-A-G-B-O.
19 THE WITNESS: Kamagbo.
10:39:53 20 MR DANIELS:
21 Q. Did you at any time see the Alpha jets at Kamagbo?
22 A. No.
23 Q. Did you at any time come across the Alpha jets at Mayogbo,
24 M-A-Y-O-G-B-O?
10:40:15 25 A. No.
26 Q. At Karina, did you come across the Alpha jets at Karina?
27 A. No.
28 Q. At Rosos, did you come across the Alpha jets?
29 A. Yes.

1 Q. How long did you stay at Rosos?
2 A. We spent three months there. But there are many times.
3 when you talk about time, I wouldn't understand.
4 Q. Do you remember being in Mabaka?
10:41:17 5 A. No. We went -- we passed through.
6 Q. When you passed through, did you see anything?
7 A. Yes.
8 Q. What did you see?
9 A. I saw burnt houses and corpses.
10:41:46 10 Q. How many corpses?
11 A. I saw two corpses, but one was killed in my presence.
12 MR DANIELS: Your Honours, that will be all. Thank you.
13 PRESIDING JUDGE: Thank you, Mr Daniels. Any
14 re-examination Ms Pack?
10:42:15 15 MS PACK: No, Your Honour, no re-examination.
16 PRESIDING JUDGE: Thank you, Mr Witness. That is the end
17 of all the questions you are going to be asked in the Court today
18 or any other day in this trial.
19 THE WITNESS: I'm finished now completely?
10:42:36 20 PRESIDING JUDGE: You are finished now completely, that's
21 right. We thank you very much for coming both in July and again
22 now and thank you for your evidence.
23 THE WITNESS: I'm not going to talk any more?
24 PRESIDING JUDGE: You're not going to talk any more in this
10:42:52 25 trial. So you are free also to leave and what I said about not
26 talking does not apply any more. Do you understand what I'm
27 saying to you?
28 THE WITNESS: Okay.
29 PRESIDING JUDGE: Thank you very much. It is the usual

1 time for the morning break. This might be an appropriate time to
2 take the break. Just before I do, will the next witness be
3 requiring audio visual or will we be back to normal?
4 MS PACK: Back to the normal situation, Your Honour. The
10:43:32 5 next witness is TF1-156, a normal category of protective measures
6 and will be testifying in Madingo.
7 PRESIDING JUDGE: Thank you, Ms Pack. In that case we will
8 adjourn for just the normal time, 15 minutes. Madam Court
9 Attendant, please adjourn court.
10:44:11 10 [The witness withdrew]
11 [Recess taken at 10.47 a.m.]
12 [On resuming at 11.15 a.m.]
13 [The witness entered court]
14 PRESIDING JUDGE: We have the witness in. If there is no
11:10:35 15 other matters, I will ask the witness to be sworn.
16 MR WALLBRIDGE: Good morning, Your Honours, I'm
17 Mark wallbridge for the Prosecution.
18 PRESIDING JUDGE: Thank you, Mr Wallbridge. Are you ready
19 to proceed, Mr wallbridge?
11:11:04 20 MR WALLBRIDGE: That's correct.
21 PRESIDING JUDGE: Madam Court Attendant, please swear the
22 witness.
23 WITNESS: TF1-156 [sworn]
24 [Witness answered through interpreter]
11:11:50 25 PRESIDING JUDGE: Please proceed.
26 MR WALLBRIDGE: Thank you.
27 EXAMINED BY MR WALLBRIDGE:
28 Q. Good morning, witness.
29 A. How is the morning?

1 Q. I will now ask you some questions and later other persons
2 present in this Court may ask you questions. First of all, I
3 would just ask you to listen to the questions that are asked, go
4 slowly, take your time and tell this Court what you know in a
11:12:42 5 clear strong voice.
6 A. Okay, let's go ahead.
7 Q. Witness, where were you born?
8 A. xxxxxxxx.
9 Q. I'll spell that for the Court. xxxxxxxx. which
11:13:08 10 district is xxxxxxxx located?
11 A. Bombali.
12 Q. Where do you live now?
13 A. I'm in xxxxxxxx here.
14 Q. I'll rephrase that. Where do you normally reside now?
11:13:40 15 A. In xxxxxxxx.
16 Q. And have you always resided in xxxxxxxx?
17 A. I've not been there all the time. For the past three weeks
18 I've been here.
19 Q. Okay, thank you. But normally you would live in xxxxxxxx?
11:14:14 20 A. xxxxxxxx.
21 Q. How do you make a living?
22 A. In xxxxxxxx Town?
23 Q. Yes.
24 A. I do xxxxxxxx and xxxxxxxx.
11:14:30 25 Q. Very good. What languages do you speak?
26 A. I speak Madingo.
27 Q. What languages can you read?
28 A. I know -- I do speak other languages like Limba, but my own
29 tribe is xxxxxxxx.

1 Q. Can you read any languages?
2 A. Madingo.
3 Q. Can you write any languages?
4 A. No, I can't write, but I do read some.
11:15:34 5 Q. Okay, thank you. I'll just remind you again, when you
6 answer the questions I'm about to ask you, if you could just go
7 slowly as the people in the Court are recording what you're
8 saying.
9 A. Okay.
11:15:56 10 Q. Witness, can you tell the Court what happened in your
11 village xxxxxxxx?
12 A. If God agrees.
13 Q. Please go ahead.
14 A. In xxxxxxxx, in the morning at 4.00, we were sleeping when I
11:16:31 15 heard people screaming. I heard my people screaming. One man
16 came and said bad people have come to the town. They are
17 mutilating people and killing people, so I ran. I went to the
18 graveyard and hid there. I was there when I saw houses being
19 burnt. They were burning houses and vehicles. When I came, I
11:17:01 20 found my people, some were wounded, some were dead. Some of them
21 had fainted. So I was confused and some people had run away. I
22 was there when I saw the Red Cross people. When I saw them, I
23 explained to them that this is what they have done. So they took
24 some people to Kamabai. Then I asked, "What do we do?" Then
11:17:37 25 they said we should bury these people, these corpses. When that
26 happened, they killed xxxxxxxx --
27 THE INTERPRETER: Excuse me, he is calling a name that is
28 not clear to me. Can he repeat, please?
29 PRESIDING JUDGE: Mr Witness, can you hear me? Can you

1 talk a little more slowly.
2 THE WITNESS: Yes, I can hear you.
3 PRESIDING JUDGE: Talk a little more slowly. You said some
4 names. We would like you to repeat the names.
11:18:15 5 THE WITNESS: Okay. Okay.
6 MR WALLBRIDGE:
7 Q. Witness, yes, just slow your talking down and break it up.
8 when you mention someone's name, just wait a little while. As I
9 said before, people are writing what you say down.
11:18:40 10 A. That's it, okay. Where have we stopped?
11 Q. Perhaps if I could just ask you, you mentioned that there
12 were -- some people were dead and that people were killed. Could
13 you just tell the Court --
14 A. We noticed that xxxxxxxx --
11:19:12 15 Q. Wait there. xxxxxxxx.
16 A. Okay.
17 Q. xxxxxxxx is spelled xxxxxxxx.
18 A. xxxxxxxx.
19 Q. And were there other people?
11:19:37 20 A. Yes, xxxxxxxx and her child.
21 Q. xxxxxxxx, I'll just spell it for the Court.
22 xxxxxxxx, first name; xxxxxxxx. And her child. Okay.
23 witness, thank you. Who else do you remember?
24 A. xxxxxxxx.
11:20:24 25 Q. I'll just spell that for the Court. I believe it's xxxxxxxx
26 xxxxxxxx, xxxxxxxx [sic]. Who else, witness?
27 A. xxxxxxxx.
28 Q. I'll just spell that for the Court. xxxxxxxx?
29 A. xxxxxxxx.

1 Q. xxxxxxxx; xxxxxxxx, xxxxxxxx. Do you remember anyone
2 else that was killed that day?
3 A. Yes. They killed two of xxxxxxxx. In fact,
4 they were set on fire. They used mattress to set them on fire.
11:21:35 5 Q. Do you remember their names?
6 A. The older one was called xxxxxxxx.
7 Q. I think that is spelt xxxxxxxx.
8 PRESIDING JUDGE: Could we have the name of the parent as
9 well, please, Mr Wallbridge? He said they killed two of
11:22:12 10 someone's children.
11 MR WALLBRIDGE: Yes.
12 Q. Witness you said that the two children that were killed,
13 who was their parent?
14 A. xxxxxxxx, xxxxxxxx.
11:22:32 15 Q. xxxxxxxx Sorry, witness, was that xxxxxxxx
16 xxxxxxxx?
17 A. xxxxxxxx.
18 MR WALLBRIDGE: I think the second name is xxxxxxxx.
19 Perhaps the interpreter could help me with the spelling of the --
11:23:05 20 THE INTERPRETER: xxxxxxxx, you mean? xxxxxxxx,
21 xxxxxxxx; and xxxxxxxx.
22 MR WALLBRIDGE: Okay, thank you.
23 Q. Do you remember anyone else who was killed that day?
24 A. xxxxxxxx.
11:23:58 25 Q. xxxxxxxx --
26 A. xxxxxxxx.
27 Q. xxxxxxxx, xxxxxxxx I've spelt before. Do you
28 recall anyone else, witness?
29 A. xxxxxxxx, but he died in Freetown here. She

1 died in Freetown here.

2 Q. I believe that is xxxxxxxx, xxxxxxxx; and

3 family name xxxxxxxx. Do you recall anyone else?

4 A. xxxxxxxx and xxxxxxxx died in a

11:25:16 5 hospital here.

6 Q. xxxxxxxx, and xxxxxxxx spelt before. Do you

7 recall anyone else that was killed that day?

8 A. They killed xxxxxxxx children. xxxxxxxx was wounded but he

9 didn't die.

11:25:50 10 Q. Okay, witness, thank you. Now you --

11 A. So I shouldn't talk about those who were wounded?

12 Q. Just wait one moment, witness. Do you remember what

13 injuries the people that were killed had?

14 A. Yes, I can.

11:26:22 15 Q. Can you tell the Court, please.

16 A. The way I saw them, but they were all hacked with a

17 machete.

18 Q. Okay, thank you, witness. Now, you mentioned before, that

19 there were some people who were wounded.

11:26:50 20 A. Yes, I want to talk about that.

21 Q. Okay. Please just remember to go slowly. Do you remember

22 who was wounded that morning?

23 A. xxxxxxxx. Two of them. xxxxxxxx one, xxxxxxxx

24 two.

11:27:16 25 Q. xxxxxxxx and xxxxxxxx we've spelt before. Do you recall

26 anyone else who was wounded that morning?

27 A. xxxxxxxx was stabbed but, by God's power, the knife

28 did not go through into him. He did not die.

29 Q. Sorry, witness, was that xxxxxxxx or xxxxxxxx?

1 A. Uh-huh, xxxxxxxx. I have finished with xxxxxxxx
2 one, xxxxxxxx two. And xxxxxxxx, he was stabbed with a
3 knife.
4 Q. I will spell xxxxxxxx, xxxxxxxx, xxxxxxxx. Do you remember
11:28:32 5 if anyone else was wounded that morning?
6 A. xxxxxxxx.
7 Q xxxxxxxx. And you mentioned the injuries
8 of some of those wounded?
9 A. Yes.
11:29:13 10 Q. were these the only people that were wounded that morning?
11 A. Yes, on that day in our town those were the people who were
12 wounded on that day, but two of them died here in Freetown.
13 xxxxxxxx and xxxxxxxx.
14 Q. And you mentioned them earlier.
11:29:43 15 A. Yes, I have said that.
16 Q. Now, witness, you said before that that houses were burnt.
17 A. Yes, they burnt houses.
18 Q. Do you remember how many houses were burnt?
19 A. Yes, I can.
11:30:10 20 Q. How many?
21 A. Of the corpses, those who were killed, I've forgotten two
22 of them.
23 Q. Do you recall their names now?
24 A. Yes, I can.
11:30:30 25 Q. would you please tell the court?
26 A. I said xxxxxxxx children, two of them, they were put
27 on a mattress and they were burned. Have I said that before?
28 Q. Yes, you mentioned the two children, but I don't believe
29 you told us how they were burnt. So can you tell me about those

1 two children.
2 A. They placed them in a mattress. They wrapped them in a
3 mattress and set it on fire.
4 Q. How do you know this?
11:31:25 5 A. When I came from my hideout, it was at my relatives' house
6 as well and they told me that houses have been burnt.
7 Q. So your relatives told you about xxxxxxxx children;
8 is that correct?
9 A. I myself came and saw them and we took them and bury them.
11:32:09 10 Q. Okay. Witness, do you remember whether anything else was
11 burnt that morning?
12 A. Yes, yes, I can.
13 Q. Can you please tell the Court.
14 A. They burnt xxxxxxxx house.
11:32:38 15 Q. Go on.
16 A. They burnt his vehicle.
17 Q. Go on.
18 A. xxxxxxxx house was burnt. xxxxxxxx.
19 Q. Could you tell the Court just how many houses were burnt.
11:33:18 20 A. Four houses, four houses were burnt. Four houses, xxxxxxxx
21 xxxxxxxx and xxxxxxxx and xxxxxxxx and xxxxxxxx.
22 Q. So just for the record, xxxxxxxx house, xxxxxxxx,
23 and the other two houses?
24 A. xxxxxxxx.
11:34:00 25 MR WALLBRIDGE: Can the interpreter help with the spelling
26 of that last name.
27 THE INTERPRETER: xxxxxxxx. xxxxxxxx,
28 xxxxxxxx.
29 MR WALLBRIDGE: Okay, thank you.

1 Q. And they were all the people whose houses were burnt?
2 A. Yes, their houses, including the barri. Have I spoken
3 about the barri?
4 Q. I don't think so, witness.
11:34:44 5 A. Okay, so they burnt the barri.
6 Q. Can you explain to the Court what the barri is?
7 A. It is a place where cases are decided; it is a kind of a
8 court.
9 Q. Is that all that was burnt?
11:35:13 10 A. Yes.
11 Q. Okay. So, witness, now in addition to the burning of the
12 house, the killing of people and the wounding of other people, do
13 you remember anything else that happened that morning?
14 A. Those that I know, those are the ones I've spoken about,
11:35:40 15 because when the court met me, we dug up the graves and those who
16 had been wounded, we sent them to Kamabai.
17 Q. Did anything else happen to the people at xxxxxxxx apart
18 from those that were wounded and those that were killed?
19 A. Those who were wounded, were sent to the hospital in
11:36:14 20 Freetown, xxxxxxxx and xxxxxxxx. Those who died were buried in
21 the town.
22 [AFRC26SEP05 - SGH]
23 Q. Okay, witness, just -- not talking about the people that
24 were killed and not talking about the people who were wounded,
11:36:27 25 did anything else happen to the people at xxxxxxxx?
26 A. After that, nothing happened except that trouble that met
27 us.
28 Q. Okay, witness. Do you remember when this attack occurred?
29 A. I can. At 4.00.

1 Q. Do you remember what year?
2 A. The year? Those who ran away, they went -- some went to
3 Guinea, I went to Guinea and came back and if I could tell you
4 maybe it could be up to seven years, seven years ago.
11:37:58 5 Q. Do you know who attacked xxxxxxxx?
6 A. You are running away from somebody and he has killed your
7 relative, would you stand to look at that person, to look at his
8 face?
9 Q. Okay, witness. So you mentioned before that you think the
11:38:30 10 attack occurred up to seven years ago. Do you remember what time
11 of the year that occurred?
12 A. I said seven years ago. That is what I can say. But to
13 say the exact year that it happened, I can't.
14 Q. Do you remember what month?
11:39:14 15 A. Yes, in the Madingo language it is the Youg benteh, that is
16 the last pray day or praying day.
17 MR WALLBRIDGE: I will just spell that for the Court,
18 Y-O-U-G-B-E-N-T-E-H.
19 Q. Witness, what other villages are near xxxxxxxx?
11:40:19 20 A. The one that is in front of us --
21 THE INTERPRETER: Can the lawyer ask him to take the names
22 of the towns one after the other, please.
23 MR WALLBRIDGE:
24 Q. Could you just go slowly and mention the villages one by
11:40:31 25 one?
26 A. When you are going to Kabala, on your left-hand side the
27 first place you would meet is a junction to go towards xxxxxxxx.
28 It is called Junction.
29 Q. And what other villages?

1 A xxxxxxxx, it's a Limba village.
2 MR WALLBRIDGE: Perhaps if the interpreter could spell
3 that.
4 THE INTERPRETER: xxxxxxxx.
11:41:27 5 MR WALLBRIDGE:
6 Q. What other villages are near xxxxxxxx?
7 A. Dariya.
8 MR WALLBRIDGE: I will spell that. It's D-A-R-I-Y-A.
9 Q. Is there another village?
11:42:01 10 A. Mayombo.
11 MR WALLBRIDGE: I will spell that, M-A-Y-O-M-B-O.
12 Q. And is there any other village near there?
13 A. Before xxxxxxxx it is xxxxxxxx.
14 MR WALLBRIDGE: I will spell that for the Court,
11:42:25 15 xxxxxxxx.
16 Q. Witness, you said your village was attacked in the morning.
17 what else happened that morning?
18 A. That's what I have said. They attacked us and killed my
19 people and wounded some, burnt houses, burnt vehicles.
11:43:07 20 MR DANIELS: Your Honours, if I may say, this question has
21 been asked about three or four times to the witness and he has
22 answered consistently.
23 MR WALLBRIDGE: I don't believe I have asked that question
24 before.
11:43:19 25 PRESIDING JUDGE: "You said your village was attacked in
26 the morning, did anything else happen" leaves a lot more scope
27 than just attacking the village.
28 MR DANIELS: Yes. I am saying before that he had asked him
29 about xxxxxxxx and asked him whether anything else happened and

1 the witness had answered the question.

2 PRESIDING JUDGE: What is your reply, Mr Wallbridge?

3 MR DANIELS: In fact he said nothing happened.

4 JUDGE SEBUTINDE: I thought that was in relation to

11:43:45 5 xxxxxxxx. But the current question is, "Apart from what happened

6 at xxxxxxxx, what else happened?" That is how I understand the

7 difference between the two questions.

8 MR WALLBRIDGE: Your Honours, if you please, I will

9 rephrase the question.

11:43:49 10 Q. Witness --

11 A. I have to think. I can't remember now. I have to think.

12 Q. That's okay, witness, I will ask you another question. You

13 mentioned the towns of xxxxxxxx, xxxxxxxx and xxxxxxxx. Do you

14 remember if anything happened to those villages?

11:44:43 15 A. Yes, I said so. No, but I didn't include xxxxxxxx. You

16 said the towns near xxxxxxxx. That is what I have said.

17 Q. Yes, witness, that's correct. Can you tell this Court

18 anything about those other villages?

19 A. If you allow me what happened, I will say what happened.

11:45:23 20 Q. Please, go ahead.

21 A. They amputated one person's hand at Madogbo.

22 Q. And how do you know this, witness?

23 A. My sister who was taken to --

24 THE INTERPRETER: Can he take it slowly.

11:46:03 25 MR WALLBRIDGE:

26 Q. Witness, please remember that people are recording what you

27 are saying. Can you just go slowly and mention each thing one by

28 one?

29 A. You said how I knew about this. My sister xxxxxxxx

1 whom I have spoken about, they took her to xxxxxxxx, that's where
2 she was killed. And when I went there I found one man whose hand
3 had been amputated.

4 Q. So did you meet this man there?

11:46:47 5 A. whose hand was amputated?

6 Q. Correct.

7 A. I met him there and that's his birthplace.

8 Q. You mentioned this happened in Madogbo. Do you remember if
9 anything else happened in the other villages?

11:47:28 10 A. Yes. If you allow me I will say what I know.

11 Q. Please, go ahead.

12 A. They killed one lady there in Dariya. She is called xxxxxxxx
13 xxxxxxx

14 MR WALLBRIDGE: That is xxxxxxxx.

11:47:47 15 Q. Please continue.

16 A. Another man -- another man was -- another man who was
17 captured, they killed him in Mayombo on their way to xxxxxxxx.

18 Q. Now you said this man was captured. Do you remember where
19 he was captured?

11:48:56 20 A. In Dariya.

21 Q. How do you know this?

22 A. Whatever happened, everybody would go there to go and see
23 what had happened.

24 Q. Did you go to xxxxxxxx to see what had happened there?

11:49:37 25 A. Because I have my uncles there and my brothers.

26 Q. Can you tell the Court what happened in xxxxxxxx?

27 A. You have jumped Mayombo.

28 Q. Okay, please continue about Mayombo.

29 A. xxxxxxx was killed there and his house was set on

1 fire and burnt.
2 Q. And how do you know this?
3 A. We are neighbours. If something happens to your neighbour,
4 if everything is over you must go there. If something happened
11:50:42 5 to you, others would come to you as well.
6 Q. Very good, witness, and do you recall anything else that
7 happened --
8 JUDGE SEBUTINDE: We didn't get a spelling for that name.
9 MR WALLBRIDGE: I apologise, Your Honour. xxxxxxxx
11:51:04 10 and xxxxxxxx, I can spell it phonetically, perhaps the
11 interpreter --
12 THE INTERPRETER: xxxxxxxx.
13 MR WALLBRIDGE:
14 Q. Okay, witness, did anything else happen, or do you recall
11:51:25 15 anything else that happened in Mayombo? Please tell the Court.
16 A. There was another man that has just built a new house, he
17 too was killed.
18 Q. Do you know if anyone else was killed in Mayombo?
19 A. Those are the two people I know.
11:52:35 20 Q. So what do you recall about what happened in xxxxxxxx?
21 A. xxxxxxxx -- if you tell somebody who do not believe you they
22 will say it's not true. There is xxxxxxxx, he was
23 captured and he was killed in xxxxxxxx. He is xxxxxxxx xxxxxxxx.
24 Q. And how do you know this?
11:53:21 25 A. xxxxxxxx was killed and at that time everybody
26 was running. In fact, he was buried there.
27 Q. Do you recall anything else that happened in xxxxxxxx?
28 A. I wouldn't know -- I wouldn't know everything. I can only
29 testify to those things I saw in person and the others, no I

1 wouldn't, because I didn't see them happen. xxxxxxxx house
2 was burnt.
3 Q. xxxxxxxx --
4 A. xxxxxxxx house was burnt.
11:54:18 5 MR WALLBRIDGE: Perhaps if the interpreter can spell the
6 surname.
7 THE INTERPRETER: xxxxxxxx.
8 MR WALLBRIDGE:
9 Q. And where was xxxxxxxx house?
11:54:34 10 A. His house was close to xxxxxxxx. xxxxxxxx and xxxxxxxx
11 were in the same place. Their houses are adjacent each other.
12 Q. which village?
13 A. Karina.
14 Q. And were any other houses burnt in Karina?
11:54:53 15 JUDGE SEBUTINDE: Is this a different house from the house
16 he has already attested to being burnt, xxxxxxxx? Is
17 this a different xxxxxxxx?
18 MR WALLBRIDGE: I will clarify with the witness. I think
19 to first name we heard was xxxxxxxx and his house was burnt in
11:55:18 20 the village of xxxxxxxx, but I will check with the witness.
21 Q. Witness, you mentioned a house of xxxxxxxx that was
22 burnt?
23 A. That's xxxxxxxx.
24 Q. In which village was that?
11:55:39 25 A. xxxxxxxx.
26 Q. Yes, and you have just mentioned a gentleman by the name of
27 xxxxxxxx.
28 A. No, they are not the same and it's not in the same place.
29 The thing that started and the one that ended are not the same.

1 He is there with xxxxxxxx in Karina.

2 Q. Okay, thank you, witness. How do you know about what
3 happened in the -- sorry, I will rephrase that. Witness, you
4 mentioned earlier that some people were captured and you found
11:56:39 5 them later killed. Do you know if anyone else was captured?

6 A. In our home town?

7 Q. Yes.

8 A. You want me to enumerate them one after the other again?

9 Q. Yes, please.

11:57:09 10 A. The first one is xxxxxxxx.

11 Q. No, sorry, witness, you mentioned people who were captured.

12 A. Those who were captured? [REDACTED] --

13 PRESIDING JUDGE: Just a moment, Mr Witness.

14 THE WITNESS: -- and [REDACTED].

11:57:33 15 PRESIDING JUDGE: Pause, pause, pause. Before you answer
16 questions about who was captured, I want you to be very careful
17 not to mention relatives' names in order to protect your own
18 identity. And also in case those relatives might be witnesses.
19 If necessary, we will have to take some form of action to avoid
11:57:52 20 identification, Mr Wallbridge.

21 MS PACK: Your Honour, Your Honour having mentioned that
22 there were two names that the witness mentioned.

23 PRESIDING JUDGE: Yes, his sister and his brother.

24 MS PACK: That is right and if those names could be
11:58:06 25 redacted from any public version of the testimony, I am sure they
26 will be by court staff, and anyone in the public gallery refrain
27 from mentioning those names, I would be grateful.

28 PRESIDING JUDGE: I will just warn people in the public
29 gallery, in particular members of the media, any names of

1 relatives are --

2 THE WITNESS: I have heard that.

3 PRESIDING JUDGE: -- or others who could lead to the
4 identification of this witness must not be revealed outside the
11:58:32 5 public gallery and, particularly, must not be written about in
6 any form of media reports. That is the direction from the Court.

7 Mr Wallbridge, I have just given the witness a warning, but
8 please proceed on.

9 MR WALLBRIDGE: I have just had discussions with my
11:58:55 10 colleague and we have come to the end of the testimony now, but I
11 would perhaps ask if we go into closed session for these last few
12 questions might be prudent.

13 PRESIDING JUDGE: I will ask counsel for the Defence what
14 their reply is to that application.

11:59:08 15 MS THOMPSON: Your Honour, we have no objections.

16 PRESIDING JUDGE: Are you speaking on behalf of all
17 counsel, Ms Thompson?

18 MS THOMPSON: Yes, Your Honour.

19 PRESIDING JUDGE: For purposes of record, Mr Wallbridge,
11:59:39 20 could you please tell us under which provisions of Rule 79 you
21 are making this application?

22 MR WALLBRIDGE: Yes, thank you, Your Honour. I will make
23 this application under Rule 79(A) sub-section (ii) and it is for
24 the purposes of protecting the privacy and security for the
12:00:14 25 non-disclosure of the identity of a victim or witness as provided
26 for in Rule 75.

27 PRESIDING JUDGE: Thank you, Mr Wallbridge.

28 In the light of the application and in the light of the
29 non-objection by the Defence, we will allow a closed session in

1 order to protect the identity of the witness and of other
2 possible victims. Madam Court Attendant, please put the Court
3 into closed session.

4 MS EDMONDS: It will just take a few minutes.

12:02:22 5 PRESIDING JUDGE: Thank you.

6 MS EDMONDS: The Court is now in closed session.

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

1 [Open session]
2 MR DANIELS: I am most grateful.
3 CROSS EXAMINED BY MR DANIELS:
4 Q. Mr witness, good afternoon.
12:13:44 5 A. How are you doing?
6 Q. Very well. I just want to ask you a couple of questions.
7 Mr witness, how old are you?
8 A. 88 years old.
9 Q. Mr witness, this morning --
12:13:48 10 A. Yes.
11 Q. -- you told the court that the attack happened at around
12 4.00 o'clock in the morning; do you remember? That is the attack
13 on xxxxxxxx?
14 A. U-huh. Yes, I can recall. Yes.
12:14:31 15 Q. And you also informed us this morning that you went to the
16 graveyard to hide. Do you remember saying that this morning or a
17 few minutes ago?
18 A. U-huh. Yes, I can recall.
19 Q. So, do you still stand by that statement when the attack
12:14:53 20 happened you were hiding in the graveyard? Do you still stand by
21 that statement?
22 A. That's what happened.
23 Q. Do you remember in April 2003 you gave an interview to
24 persons from the Special Court? Do you remember?
12:15:36 25 A. U-huh.
26 Q. I want to read to you what you told those persons and for
27 the information of the Chamber I am referring to Registry number
28 13835. The second paragraph, "The attackers entered the village
29 of xxxxxxxx and fired gunshots. They set houses on fire and

1 killed many people and wounded others. Witness hid in his
2 house."

3 THE INTERPRETER: Can the lawyer please take it slowly?

4 MR DANIELS:

12:16:39 5 Q. "The attackers entered the village of xxxxxxxx and fired
6 gunshots. They set houses on fire and killed many people
7 and wounded others. Witness hid in his house and heard the
8 noises and saw the flames of the buildings on fire."

9 Mr witness, according to this statement it appeared that
12:17:14 10 you were hiding in your house when the attack took place. You
11 have also told us this morning that you were hiding at the
12 graveyard. Which one is it; where were you?

13 A. I have known now that there was this attack. When I was in
14 my house, I ran away and went to that old graveyard, because
12:17:49 15 there was noise. There was noise and because I knew that I
16 couldn't fight. So I hid there and I didn't go very far off. I
17 was listening what was going on.

18 Q. Mr witness, you hid where?

19 A. Behind our old graveyard.

12:18:15 20 Q. So is it what I read to you a minute ago? Is it correct
21 that you hid in the house? Is this statement correct?

22 A. I didn't hide in my house. I went and hid behind the old
23 graveyard. If I had been in my house, wouldn't they have killed
24 me?

12:18:38 25 Q. So, Mr witness, are you saying that what I read to you is
26 not correct; it is wrong?

27 A. It's true, because what I saw -- but I didn't hide in my
28 house.

29 Q. Okay, thank you. Thank you very much.

1 MR DANIELS: Your Honours, that will be all.
2 PRESIDING JUDGE: Thank you Mr Daniels. Ms Thompson, you
3 are on your feet, please proceed.
4 CROSS EXAMINED BY MS THOMPSON:
12:19:18 5 Q. Mr witness, how many houses are there in xxxxxxxx?
6 PRESIDING JUDGE: Ms Thompson, you said "How many are
7 there". Are you talking --
8 MS THOMPSON: Houses, houses.
9 PRESIDING JUDGE: Are you talking about the present?
12:19:28 10 MS THOMPSON: I will rephrase.
11 PRESIDING JUDGE: Thank you.
12 MS THOMPSON:
13 Q. At the time of this, you say seven years ago, how many
14 houses were there in xxxxxxxx?
12:19:50 15 A. At that time it was 18 houses.
16 Q. In your own home, in your own house, how many people were
17 living with you at the time this happened?
18 A. Well, I cannot sum it up except I do it I enumerate it.
19 Q. Just give me a figure, okay. Please don't name names.
12:20:41 20 A. I've heard. I've heard. Those of us in my house, seven.
21 I have two houses, one down and the other is up. Those of us
22 were up there, seven of us.
23 Q. Okay. So when you left your house on this early morning
24 and went to the graveyard, did you go alone?
12:21:01 25 A. Together with my people.
26 Q. How many of you were hiding in this graveyard?
27 A. Apart from my sister, I have my uncle, my younger brother,
28 my younger brother. We all went and hid.
29 Q. So would I be right in saying three people?

1 A. No, not three of us. I said those of us who were in my own
2 house. Those who were -- with whom we are sleeping in the same
3 house, I said seven of us.

4 THE INTERPRETER: Can he take that last bit again? I said
12:22:12 5 seven of us, but he said something that is not clear.

6 PRESIDING JUDGE: Mr Witness --

7 MS THOMPSON: Sorry, Your Honour.

8 Q. Mr witness, can you say that again, please, for the
9 interpreter. They didn't get you the last time.

12:22:41 10 A. I said we were seven in the house. No, but it is not
11 possible for all of us to run and go in the same place, hide in
12 the same place.

13 Q. Mr witness, I asked you about the graveyard. You said you
14 were hiding in the graveyard. The question I want to know is how
12:23:00 15 many of you were hiding in this graveyard?

16 A. That place, that old graveyard, it is a very huge forest
17 now. Seven of us -- seven of us went there.

18 Q. Okay. And the seven of you were together all the time.

19 A. Well, we are in the same house.

12:23:42 20 Q. No, witness, in the graveyard, you were together in the
21 graveyard all the time; that is what I meant.

22 A. No, that same morning when that attack occurred. We ran
23 away from our house that day and went and hid ourselves there.
24 Before that everybody was in his or her own room. But we went
12:24:13 25 and hid in that forest, but we are hearing the noise. We were
26 hearing the noise from there. That's the place.

27 Q. When you came back into your village from the graveyard,
28 did you all come together?

29 A. My sister was scared. She ran away to xxxxxxxx. The others

1 that remained, we came together. When we came, we found out that
2 people had been killed. We saw them lying down, dead.
3 Q. Okay, we will get to that in a minute. Now, when my
4 learned friend for the Prosecution was asking you questions, he
12:25:03 5 ask you about villages round xxxxxxxx.
6 A. Mm-hm.
7 Q. Now, what I want to know is the distance between xxxxxxxx
8 and some of these villages, so that is what I will ask you now.
9 A. From Junction to xxxxxxxx it is 1 mile.
12:25:50 10 Q. Okay, just wait for the question please. When you went to
11 xxxxxxxx, did you walk from xxxxxxxx to xxxxxxxx?
12 A. Yes, you can walk it. You can go there and return, you can
13 go there and return.
14 Q. How long did it take you to walk from xxxxxxxx to xxxxxxxx?
12:26:25 15 A. I do not know how long it took me, but I know the mileage.
16 Q. Well, what is the mileage?
17 A. Two and a half miles.
18 Q. What about xxxxxxxx to xxxxxxxx, the mileage?
19 A. It's about 1 mile.
12:26:54 20 Q. What about to Mayombo.
21 A. From Daria to Mayombo, one and a half miles and a quarter.
22 Q. Okay, I get the picture, but never mind. What about
23 Madogbo?
24 A. To go where?
12:27:26 25 Q. From Mayombo to Madogbo?
26 A. One mile.
27 Q. Now, it is my understanding you went to these different
28 villages and that's how you knew what happened. Did you go to
29 these villages on the same day?

1 A. You see, the question that you were asking, you have
2 corpses and they have not allowed you yet to bury those corpses.
3 And you still have relatives in these other villages. If
4 something happens, wouldn't you go and find out what has
12:28:26 5 happened.
6 Q. Yes, Mr witness, but I am asking did you go there, did you
7 go to these villages on the same day?
8 A. No, not on that same day.
9 Q. Do you know how long after you went to -- how long after
12:28:58 10 the incident you went to Madogbo?
11 A. The day that thing happened, when xxxxxxxx was captured
12 and killed in Madogbo?
13 Q. Yes.
14 A. Mm-hm.
12:29:35 15 Q. How long after did you go?
16 A. After the 4.00 o'clock prayers, we went and picked her
17 corpse up and buried her in xxxxxxxx.
18 Q. Was it the same day or the -- was it the same day that this
19 happened when you went into the graveyard, or was it the day
12:30:02 20 after?
21 A. That same day.
22 Q. Was it also the same day that you went to xxxxxxxx?
23 A. No, it is not that same day. After I buried my people,
24 because I have relatives there, I went there.
12:30:41 25 Q. Now let me ask you this: You gave us some names when you
26 were talking about the people who were killed in xxxxxxxx. You
27 mentioned two people but you say that they died in hospital in
28 Freetown.
29 A. Those two people. Yes, that's what happened.

1 xxxxxxxx and xxxxxxxx.

2 Q. Yes, so they did not die in xxxxxxxx, then, did they?

3 A. No, they didn't die there. They fell ill and they died

4 here in Freetown.

12:31:25 5 Q. Okay. When you say they fell ill, what happened to them

6 that they were brought to Freetown.

7 A. Yes, they were hacked. xxxxxxxx was hacked behind the neck

8 and xxxxxxxx was hacked on the head.

9 Q. Okay. Were they brought to the Freetown by the Red Cross?

12:32:02 10 A. Well, we do not know how they reached Freetown. We only

11 sent them to Makeni.

12 Q. But you mentioned that when you came out of hiding you saw

13 the Red Cross in xxxxxxxx.

14 A. Yes, I saw them.

12:32:24 15 Q. How long were the Red Cross in xxxxxxxx for, do you

16 remember?

17 A. No, they didn't stay. They just stopped their vehicles and

18 asked.

19 Q. When you say they stopped their vehicles and asked, were

12:32:45 20 they asking people about what had happened?

21 A. They were asking about those people who had wounded. They

22 asked where they were and we said we have sent them to the old

23 village. And we said, "Those who died, can't you see them lying

24 down?"

12:33:14 25 Q. And you personally spoke to them, did you, to the members

26 of the Red Cross?

27 A. Yes, I myself. On the road.

28 Q. Okay, Mr witness, I am going to ask one last question, but

29 please be careful when you're answering this. I don't want you

1 to mention any names, okay. So if you don't understand what I
2 ask you please say so. All right?
3 A. Okay.
4 Q. Now, you mentioned earlier two people who you say were
12:33:51 5 abducted.
6 A. Yes, those two people --
7 THE INTERPRETER: I think he needs to be cautioned again.
8 MS THOMPSON:
9 Q. You remember that you talked about two people, okay, who
12:34:11 10 you say were abducted, and we are not going to call their names
11 okay.
12 PRESIDING JUDGE: Maybe if you put the question,
13 Ms Thompson.
14 A. Those two people who were captured.
12:34:26 15 MS THOMPSON:
16 Q. Yes, yes. Okay, the question I want to ask you is this:
17 Have you discussed what you are telling us to day, did you
18 discuss it with these two people before you came here?
19 PRESIDING JUDGE: What exactly are you putting that he
12:34:49 20 discussed?
21 THE WITNESS: Which people?
22 MS THOMPSON: What he has written.
23 PRESIDING JUDGE: What he said today?
24 MS THOMPSON: Yes, I will get to the statement later.
12:35:02 25 Okay, let me start again.
26 Q. You mentioned two people who were captured in xxxxxxxx.
27 You mentioned their names. I don't want to you to mention those
28 names now, okay?
29 A. I have heard.

1 Q. Yes. Those two people, what you have told us here today,
2 did you discuss it with them?
3 A. If I spoke to whom?
4 Q. Those two people who were captured.
12:35:38 5 A. No, no; we didn't talk about it.
6 Q. What about when they went to interview you in xxxxxxxx,
7 when people came from the Special Court to talk to you in
8 xxxxxxxx? Did you discuss what you were telling those people
9 from the Special Court? Did you discuss it with these two people
12:36:16 10 who were captured?
11 A. I didn't -- I didn't tell them. They came and said that
12 they captured them.
13 Q. Okay. So when they told you that they captured them, did
14 the three of you discuss anything about what had happened in
12:36:48 15 xxxxxxxx?
16 A. No, no, we didn't say anything. They have already captured
17 the people and they have released them and they have said they
18 have told us about it. What we would sit together and talk
19 about? What else?
12:37:21 20 Q. Well, I am asking you. They just told you they had been
21 captured and that was it, there was no discussion about it.
22 A. Which people?
23 Q. I will leave it there.
24 MS THOMPSON: Your Honour, I have no further questions for
12:37:44 25 this witness.
26 PRESIDING JUDGE: Thank you, Ms Thompson. Mr Koroma, you
27 have got some questions for the witness?
28 MR KOROMA: Yes. Your Honour. Very few questions, Your
29 Honour.

1 PRESIDING JUDGE: Very well. If you start now and we will
2 just watch the time, you can indicate us to how many more you
3 have.

4 MR KOROMA: As Your Honour pleases.

12:38:03 5 CROSS-EXAMINED BY MR KOROMA:

6 Q. Good afternoon, Mr Witness.

7 A. How you doing?

8 Q. Mr witness, you will agree with me that the place was dark
9 when the xxxxxxxx was attacked?

12:38:33 10 A. Yes, but there day was breaking but at that time you
11 wouldn't recognise anybody.

12 Q. Mr witness, do you know about the Kamajors?

13 A. I didn't know their difference because it was at night.

14 Q. Mr witness, I am not talking about that particular night.
12:39:16 15 what I want to know from you, if you know -- if you know about
16 the Kamajors?

17 A. In xxxxxxxx or in the country?

18 Q. In the country.

19 A. I heard, I heard.

12:39:54 20 Q. Have you seen Kamajors?

21 A. Yes, I have seen them in vehicles when they were passing
22 by. When they are passing by, somebody who is passing by and
23 somebody who is causing any havoc, would you know the difference?

24 Q. Mr witness, you have seen Kamajors and you have heard about
12:40:20 25 them; not so?

26 A. Yes.

27 Q. Now, Mr witness, you will agree with me that the Kamajors
28 used to fight against the AFRC government?

29 A. U-huh, yes.

1 Q. And that AFRC government was led by Johnny Paul Koroma; you
2 know about that?

3 A. I wouldn't know because I am not literate.

4 Q. Well, have heard about Johnny Paul Koroma?

12:41:20 5 A. Yes, I heard.

6 Q. Mr witness, I will ask you this, if you know you will say
7 it, if you don't -- do you know that Johnny Paul Koroma is a
8 Limba by tribe?

9 A. I don't know.

12:41:57 10 Q. Mr witness, you told this Court in your evidence-in-chief
11 that you have a lot of Limba villages around xxxxxxxx?

12 A. Yes.

13 Q. I will go further, Mr witness, to ask you -- in fact you
14 have more Limba than Mandingos round that area, xxxxxxxx area?

12:42:43 15 A. Yes.

16 Q. Mr witness, I will take you back to this question about the
17 Kamajors. They are traditional fighters; not so?

18 A. Who?

19 Q. The Kamajors.

12:43:29 20 A. I do not know the difference because I am not in their
21 group. I don't know them; I just heard about them.

22 Q. You have just said you have seen them and you have heard
23 about them.

24 A. Yes, when they are passing through in their vehicle, you
12:43:55 25 would see them.

26 Q. You will agree with me that in fact they used machetes when
27 they were fighting?

28 A. Yes.

29 Q. Mr witness, before I just round up with you, apart from

1 xxxxxxx, a lot of Limba villages were attacked; not so?
2 A. That's not how it happened. They went through Magbontoso,
3 Koranko and attacked those towns. They started the operation in
4 xxxxxxx and went to xxxxxxxx, the same night.
12:45:20 5 Q. Did you learn that Limba villages were attacked?
6 A. Well, yes. They went there, but to say -- to talk about a
7 place where they started killing people, injuring people, they
8 actually started in xxxxxxxx and xxxxxxxx.
9 Q. No, Mr Witness, that was not my question; I was not asking
12:45:55 10 you -- I was not asking you where they started. What I want to
11 know is --
12 A. Surroundings?
13 Q. Mr Witness, what I want to know is whether the Limba
14 villages were attacked.
12:46:33 15 A. There was no place where they didn't attack. But to say a
16 place where they killed people -- they attacked almost everywhere
17 around us.
18 Q. Thank you, Mr witness, and, like they did at xxxxxxxx,
19 those people in those Limba villages were also hacked with
12:47:00 20 cutlasses and stabbed with knives; not so?
21 A. That is not how it happened.
22 Q. Mr witness, people were not killed in those villages with
23 machetes?
24 A. Let me say it one after the other, or are you talking about
12:47:43 25 those villages surrounding my village? Ask me about those
26 villages surrounding my village.
27 Q. That is what I am asking, Mr witness. Those people were
28 killed with machetes and stabbed with knives; that was how they
29 killed them.

1 A. My own people, none of them were shot, all of them were
2 stabbed to death.
3 Q. I see.
4 MR KOROMA: That is all for this witness, Your Honour.
12:48:38 5 PRESIDING JUDGE: Just before you sit down, Mr Koroma,
6 there were two places -- I think they were place names -- given
7 which we didn't get spelling for when the witness said something,
8 they when through and he named two places he said were not
9 attacked. Could we have those names, please? Did you get the
12:48:47 10 names, Mr Koroma?
11 MS PACK: I got something like Magbonto and Karoko [sic],
12 but that is just a phonetic, vague possibility rather than
13 probability.
14 PRESIDING JUDGE: Thank you, Ms Pack. Any re-examination,
12:49:09 15 Mr wallbridge?
16 MR WALLBRIDGE: No, Your Honour.
17 QUESTIONED BY THE COURT:
18 JUDGE SEBUTINDE:
19 Q. Mr witness, you have told the Court that sometime in
12:49:42 20 April 2003 you spoke to staff of the Special Court and you made a
21 statement before them. What I would like to know is the language
22 in which you spoke to the staff of the Special Court and the
23 language in which they spoke back to you when you were making
24 that statement.
12:50:02 25 A. Krio.
26 Q. Are you fluent in Krio?
27 A. No, but if I speak my Krio those people who can understand
28 Krio will understand, and when they speak I can understand as
29 well.

1 PRESIDING JUDGE: Thank you very much, Mr Witness. That is
2 the end of all your evidence in court today and we thank you very
3 much for coming. You are now free to go back home. Thank you.

4 THE WITNESS: Okay. That's it? Thank you, too; thank you,
12:51:05 5 too.

6 PRESIDING JUDGE: In these circumstances we will adjourn to
7 2.30. We will adjourn the Court first Madam Court Attendant and
8 then allow the witness Support Unit to assist the witness to
9 leave the Court.

12:53:14 10 [Luncheon recess taken at 12.55 p.m.]
11 [AFRC26SEP05D - CR]
12 [Upon resuming at 2.35 p.m.]

13 MS THOMPSON: Good afternoon, Your Honour. I have remained
14 standing because we on this side of the Defence would like to ask
14:32:44 15 the Court to rise slightly earlier today. The reason being we
16 have been reminded this lunchtime that today is our day to get
17 our ID tags done.

18 PRESIDING JUDGE: I don't think that will be a problem. We
19 had to do the same ourselves. Yes, we can do that. Do you have
14:33:05 20 any idea when that has to be done?

21 MS THOMPSON: I'm not sure of the time. I have just been
22 reminded this afternoon that today is our day. I'm not even sure
23 what time, but half an hour to --

24 PRESIDING JUDGE: If it is any help to you, the judges went
14:33:17 25 at 4.00 and it was fairly quiet then, but we'll make it a bit
26 earlier.

27 MS THOMPSON: I'm grateful, Your Honour.

28 PRESIDING JUDGE: Mr Hodes, I see you are back in Chamber
29 with a new witness.

1 MR HODES: Yes, Your Honours. This is TF1-184. He will be
2 testifying in Krio and he is Muslim. I'm also asking for the
3 Court's permission to go into a very short closed session. This
4 witness, like some others we've taken, is closely identified with
14:33:52 5 the commanding officer that he worked for. If I can have about
6 10 or 15 minutes in a closed session, I think we can get that out
7 of the way and have him able to testify to that commander using a
8 pseudonym.

9 PRESIDING JUDGE: Are you making that application to have
14:34:17 10 that right now or at a future point in the course of the
11 examination-in-chief?

12 MR HODES: I think right now. That way the rest of his
13 testimony will be much smoother once we have that out of the way.

14 PRESIDING JUDGE: Under which provision of the Rules are
14:34:31 15 you making that application, Mr Hodes?

16 MR HODES: That would be 79(A)(ii).

17 PRESIDING JUDGE: Counsel for the Defence, who is replying
18 on behalf of Defence?

19 MS THOMPSON: Your Honour, my learned friend had explained
14:35:03 20 this to us earlier on this afternoon and we have no objections.

21 PRESIDING JUDGE: Thank you.

22 [Trial Chamber confers]

23 We will grant the application on the grounds of the
24 protection of the privacy and security of the identity of the
14:37:48 25 witness pursuant to Rule 79(A)(ii), but we remind counsel that
26 only matters relating to that privacy and security should be
27 adduced in closed session and limited to that point.

28 In the light of that, Mr Hodes, I direct Court Management
29 to go into closed session now.

1 MR HODES: That would be fine.

2 PRESIDING JUDGE: We haven't sworn this witness. I think

3 he should be sworn in public session, Mr Hodes.

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

1 [Open session]

2 PRESIDING JUDGE: Mr Hodes, you should now proceed in open
3 session.

4 MR HODES: Thank you, Your Honour.

15:04:08 5 Q. Mr witness, the Court is now in open session. I'm going to
6 ask you some questions, hopefully none of which you have already
7 answered, but please be patient with me. You indicated before
8 you joined the Sierra Leone Army. Did you receive training in
9 the Sierra Leone Army?

15:04:35 10 A. Yes.

11 Q. Where did you receive training?

12 A. xxxxxxxx.

13 Q. How long did your training last?

14 A. I trained for six months. After the sixth month, and then
15:04:48 15 I took a special task force training for about three months. All
16 in all, nine months.

17 Q. The special task force training consisted of what?

18 A. It came because by that time there was war in Liberia, so
19 they were trying to prepare us to go as ECOMOG. But we had in
15:05:24 20 the luck -- it was changed. It was the 2nd Battalion that was
21 lucky to go.

22 Q. Mr witness, as part of your training, did you become
23 familiar, or were you trained in ranks and insignias within the
24 Sierra Leone Army?

15:05:41 25 A. Yes.

26 Q. If you would, can you just go ahead and identify, from the
27 lowest ranking soldier to the highest ranking officer, what the
28 ranks are within the Sierra Leone Army?

29 A. Yes.

1 Q. Go ahead.
2 A. You have the private; you have the lance corporal; you get
3 the corporal; you have the sergeant; you have the staff sergeant;
4 you have the sergeant major; you have the RSM; you have the
15:06:37 5 second lieutenant; you have a lieutenant; you have the captain;
6 you have the major; you have the lieutenant-colonel; you have the
7 colonel; you have the brigadier; you have the major general.
8 Q. Thank you, Mr witness. At some point, Mr witness, were you
9 requested to perform any function at xxxxxxxx yourself?
15:07:20 10 A. Yes.
11 [Mobile phone rings]
12 THE WITNESS: I have a call.
13 PRESIDING JUDGE: Mr witness, you should not have a mobile
14 phone in court. If you have one, could you switch it to silent.
15:07:56 15 THE WITNESS: I have put it off.
16 PRESIDING JUDGE: It will be well looked after for you.
17 You will get it back.
18 THE WITNESS: Okay.
19 MR HODES:
15:08:04 20 Q. I was asking you whether or not, at some point, were you
21 asked to come and work at xxxxxxxx?
22 A. It was in xxxxxxxx that I was trained and I was asked to stay
23 in xxxxxxxx. It was there I took my first operation and I was called
24 upon to be xxxxxxxx at xxxxxxxx.
15:08:35 25 Q. Mr witness, how long were you a military xxxxxxxx at
26 Daru?
27 A. Well, I was there for -- I was trained -- there are only
28 three I can remember. I trained two batches, xxxxxxxx, and with the
29 outbreak of the war, I trained another group.

1 Q. In the groups you trained, was there anybody that you now
2 recognise as part of this case that you trained?
3 A. Of course, Five-Five, Santigie Kanu.
4 Q. Mr Kanu?
15:09:32 5 A. Yes.
6 Q. He was one of the soldiers you trained?
7 A. Yes. He met me in the grave field.
8 Q. You also referred to him as Five-Five. How is it that you
9 know him as Five-Five? What does that mean?
15:09:51 10 A. For any soldier, he has his number. 1816 -- just for
11 example, 18168991. The last number, which is 91, which fell in
12 his own case, and Santigie Kanu, his own number was double five.
13 Q. I ask you to slow down a little bit so that the
14 interpreters can keep up with you. If you would, just again,
15:10:33 15 slowly, how is it that you know Mr Kanu again as Five-Five?
16 A. It was because of his two last numbers.
17 Q. When you say "two last numbers", two last numbers of what?
18 A. Five-Five. 55 were the last two numbers of the soldier
19 number, just like, for example, I can be --
15:11:00 20 Q. You don't have to say your number.
21 A. I can't say my number, it's just an example. I will give
22 you an example. Just like for me, they will see that my number
23 was 1948. So, they called me 48. They could call me 48, because
24 48 is my last number.
15:11:20 25 Q. Okay. I think in your answer you refer to it as your
26 soldier number.
27 A. Yes.
28 Q. Is that also the military ID, the soldier number?
29 A. Yes.

1 Q. Okay. Mr witness, at sometime when you were at xxxxxxxx, did
2 you do any fighting against any other forces?
3 A. We used to fight against the RUF.
4 Q. Was Mr Kanu with you during that time?
15:12:07 5 A. He was not under my command, but he was within the
6 battalion.
7 Q. Just to clarify something that has come up previously,
8 during the time that you were at xxxxxxxx, did the RUF ever overtake
9 the xxxxxxxx?
15:12:32 10 A. They only made their attempt, but they never overrun the
11 xxxxxxxx Barracks. They made attempt, but they failed.
12 Q. Mr witness, we've already gone over, but just to clarify
13 it, at some point in 1992, did you leave xxxxxxxx?
14 A. Yes.
15:13:14 15 Q. Location wise, where did you go?
16 A. After when NPRC came into power, Commander C --
17 Q. Just tell me what city from xxxxxxxx. Just tell us what city.
18 A. When I left xxxxxxxx, I came to Freetown.
19 Q. Okay. Was that to work for Commander C?
15:13:41 20 A. Yes.
21 Q. Again, as you have already testified, your work for
22 Commander C ended in 1993, and you were sent where?
23 A. To ECOMOG.
24 Q. What did you do for ECOMOG?
15:14:09 25 A. We went there as peacekeepers.
26 Q. Did you leave Sierra Leone?
27 A. Yes. We were put on a boat and were taken to Monrovia. At
28 the port, the vehicle that we had there took us to the Sierra
29 Leone contingent. That is the Sierra Leone battalion at

1 Freeport. It was at Freeport.
2 [AFRC26SEP05E - SV]
3 Q. And again I'll ask you whether or not there's anybody that
4 you worked with in Liberia in Monrovia, with ECOMOG, that is
15:17:23 5 currently involved in the Tribunal?
6 A. Yes.
7 Q. Who is that?
8 A. Double Five-Five.
9 Q. And that's Mr Kanu?
15:17:23 10 A. Yes.
11 Q. And did you and Mr Kanu serve together?
12 A. We worked together and we were under the same commander at
13 xxxxxxxx -- ECOMOG.
14 Q. Mr witness, at this time I'm going to move forward in time
15:17:24 15 a little bit. Do you remember anything happening in May of 1997
16 here in Freetown?
17 A. What do you mean? You mean January when we entered or -- I
18 don't understand.
19 Q. Well, when you came back from Liberia do you remember what
15:17:24 20 year it was?
21 A. It was September -- in September '96. September, yes, we
22 came down.
23 Q. And where were you based from September 1996, Mr witness?
24 A. They took us to 91. It was there that we had a battalion.
15:17:24 25 From there -- I was there for some time at 91. I decided -- I
26 was sent to come to my unit, back.
27 Q. When you say you were sent to come back to your unit, where
28 was that, Mr witness?
29 A. At xxxxxxxx Barracks, camp unit.

1 Q. And again, if you recall, approximately what month and what
2 year was it that you returned to xxxxxxxx?
3 A. That was within November, towards December. I can't give
4 the exact month, or between November and December.

15:17:33 5 Q. Okay. Now, Mr witness, did you stay in xxxxxxxx
6 Barracks after that time?
7 A. Yes.

8 Q. And, Mr witness, at some time did you see Mr Kanu again at
9 the xxxxxxxx Barracks?

15:18:03 10 A. It was during the time of the takeover that I saw Mr Kanu
11 again.
12 Q. And when you say "takeover", what are you referring to,
13 Mr witness?
14 A. When they overthrow -- when they overthrew SLPP.

15:18:18 15 Q. And when you say "they overthrew SLPP", who are you
16 referring to?
17 A. Three of them that are seated there.

18 Q. Do you know if their group had a name?
19 A. It was called AFRC.

15:18:37 20 Q. When you saw Mr Kanu what did he say to you, or did he say
21 anything to you?
22 A. Yes. He met me at my house. In fact, he knocked at my
23 door. I came out, he asked me up, he held an AK-47. He said I
24 should join. I said, "Yes, I am not denying, but I have just
15:19:15 25 slept with my woman. So if you only allow me to take -- to
26 wash," I said, "it would be better." But because they were
27 worried at that time, so he decided to leave me and said he would
28 come back. So he left me, he did not go with me. They went with
29 the vehicle that he came with and his own patrol. They went

1 away.

2 Q. Mr witness, did Mr Kanu tell you why he came to ask you to
3 join them?

4 A. He did not tell me -- he did not tell me anything why I
15:19:58 5 should join them, but he said I should join, I should join them.

6 Q. Mr witness, did you join them at that time?

7 A. No.

8 Q. What happened after that, Mr witness?

9 A. They left me and they went away. When they went, I decided
15:20:27 10 to put on my uniform and went up to my unit. But because of what
11 had happened, when I came to my unit, I heard the firing that was
12 coming from the town. And there was no work so I decided to
13 come -- return to my house and change my uniform and put on my
14 civilian clothes and decide to come to see what was really
15:20:58 15 happening. When I came the second time up, I met one fellow
16 whose name was Gborie, who made it clear to me that --

17 Q. I'm going to ask you when you say certain names, if you can
18 to try to spell them for the Court. So you just mentioned
19 Gborie. I know my pronunciation is terrible, but if you could
15:21:26 20 try to spell that for the Court.

21 A. I cannot. I cannot spell it.

22 Q. Who was Gborie?

23 A. He was the man who talked when AFRC came. He was the first
24 speaker.

15:21:47 25 Q. So he was the spokesman for the AFRC?

26 A. Yes, at that first time.

27 MR HODES: Your Honours, my spelling is G-B-O-R-I-E.

28 PRESIDING JUDGE: Thank you, Mr Hodes.

29 MR HODES:

1 Q. Go ahead and finish. You were about to tell us about your
2 meeting with Gborie.

3 A. So Gborie came and said he's -- they came to assist us
4 because the government, the present government, had sacked our
15:22:40 5 fathers, did not give them better service, it only give them two
6 bunch of zinc. So that was why they made the coup to ask.

7 Q. I'm going to ask you to slow down. Gborie was saying that
8 the reason for the coup was because of the treatment of the
9 soldiers that came before?

15:23:03 10 A. Yes. He said they treated the soldiers badly, these
11 retired, the ex-soldiers, and they only gave them some bundles of
12 zinc, and they gave them very little money that would not help
13 them. That was why they made the coup. So they were asking the
14 soldiers to come together and help them so that they were able to
15:23:30 15 restore themselves. So that was the talk that Gborie made. From
16 there I decided to move so that I would see as a soldier and read
17 the situation. So I went into the street. There was firing all
18 about. People were having some --

19 THE INTERPRETER: My Lord, could the witness go over his
15:24:06 20 answer.

21 PRESIDING JUDGE: Mr Witness, the interpreter is having a
22 problem keeping up with you. Could you please repeat the last
23 part of your answer so that he can translate it properly.

24 THE WITNESS: Regarding Gborie?

15:24:22 25 MR HODES: If I may?

26 PRESIDING JUDGE: Yes, certainly, Mr Hodes.

27 MR HODES:

28 Q. I believe that your testimony was now past your
29 conversation with Gborie and you were talking about having gone

1 out into the street to see what was happening?

2 A. Yes. I went to see what was happening. So I looked.
3 still at that time the soldiers were just moving in vehicles up
4 and down, up and down, up and down. So I decided to go to
15:24:53 5 wilberforce. When I went to Wilberforce, Gborie and I met there
6 again. When we met there I still stood there. One of the
7 honourables, Honourable Adams, came with his group. This group
8 that he brought, they came directly to me. They had one boy
9 whose name was Rambo. He took an RPG gun and hit it on me, on my
15:25:26 10 head.

11 Q. All right. So just to clarify, you end up going to the
12 wilberforce Barracks; is that right?

13 A. Yes, yes.

14 Q. And while you're at the wilberforce Barracks one of the
15:25:38 15 honourables named Adams --

16 A. Yes.

17 Q. -- approaches you?

18 A. Yes.

19 Q. First of all, although I think the Court has already heard
15:25:47 20 testimony about this, when you say "honourable", what are you
21 referring to, or what type of person are you referring to as an
22 honourable?

23 A. I can say they who made the coup, he was a member of the
24 council.

15:26:08 25 Q. And just to make sure I heard that right you said it was --
26 the honourables were those who made the coup and were members of
27 the council. Is that what you just said?

28 A. Yes.

29 Q. And Adams and another soldier named Rambo came and

1 confronted you?

2 A. This boy who is called Rambo was under Adams, because there
3 were two Rambos. You were having the chief security to JP, you
4 were having the Rambo that was working under Adams. The one that
15:26:51 5 was working under Adams is the one that I'm talking of. He came
6 with a vehicle and he hit me with an RPG on my head. So I had a
7 blackout and fell.

8 Q. Mr witness, if you know, why did Adams and Rambo come after
9 you? Did they say anything to you?

15:27:19 10 A. They said I had a different intention, I did not want to
11 join them. That was the only statement that I got from them.
12 They said I was not supporting them.

13 Q. Go ahead and tell the Court what happened once they
14 assaulted you, or hit you with the RPG, rather?

15:27:37 15 A. After him hitting me, when I regained consciousness I only
16 knew that when I was at Cockerill. I was in Cockerill when Rambo
17 met me again. That was the CSO to JP. He said well, he had a
18 deployment for me.

19 Q. Let me stop you for a second. Rambo, I know it's strange
15:28:03 20 but do you want to spell that, or if it's not necessary?

21 A. Rambo, R-A-M-B-O.

22 Q. Okay, and you also said that the second Rambo was the CSO
23 which you've already defined for us, but he was the CSO to JP.
24 Can you tell us who is JP, the full name?

15:28:32 25 A. JP, I know about Paul. The J --

26 Q. What about the last name of this person? Do you know the
27 last name of that person?

28 A. Koroma. Koroma. Koroma.

29 Q. And do you know who he was?

1 A. He was the chairman.
2 Q. Chairman of?
3 A. Of AFRC.
4 Q. Go ahead and tell us what happened when Rambo found you at
15:29:09 5 Cockerill?
6 A. He said he had another deployment for me. When he heard
7 that soldiers were looting, they had a particular place that they
8 wanted to loot. He said since he knew that I was a brave man, he
9 wanted to deploy me to prevent that area from being looted.
15:29:36 10 Unfortunately, when he took me to the place, the same council
11 members went there with their boys to loot. It was based on this
12 that when Adams's men came again to loot the other place and I
13 stopped them, so I had to beat one of the securities. So they
14 called Adams, Adams came again for me. I was scold and I was
15:29:56 15 taken to Cockerill. It was at Cockerill that he went and
16 released me. I was there when my bossman came.
17 MR HODES: If the court wants I can spell Cockerill.
18 PRESIDING JUDGE: I think we have that on record, thank
19 you, Mr Hodes.
15:30:12 20 MR HODES: Okay.
21 Q. Now, you referred to your bossman coming to get you. Is
22 this Commander C that we've discussed?
23 A. Yes, Commander C.
24 Q. And at that time did you begin working for Commander C?
15:30:28 25 A. Directly I began to work for Commander C.
26 Q. And as you've already testified, that was as part of his
27 security?
28 A. Yes.
29 Q. And I believe you've also testified that at some point

1 shortly thereafter you had a conflict with another security and
2 Commander C sent you back to your unit?
3 A. Yes.
4 Q. I'm going to move you forward in time again. Do you recall
15:31:01 5 anything happening in Freetown in February of 1998?
6 A. Yes. We were fighting against the Nigerians who came as
7 peacekeepers, as ECOMOG. We were fighting but we were unable to
8 put them under control, so they were able to flush us out. They
9 flushed us from Freetown.
15:31:33 10 Q. What did you do, Mr Witness?
11 A. Regarding what?
12 Q. When you said that they flushed you from Freetown, what did
13 you do?
14 A. When they flushed us from Freetown we decided to pull out.
15:31:55 15 Q. And when you pulled out, Mr Witness, did you see anybody on
16 your way out of Freetown?
17 A. Before we left we went to our parents -- to my parents and
18 they asked me how was the situation. I said well, we had begun
19 by losing the ground. They asked me about the security. I said
15:32:31 20 you were women, they were looking for men, they are not looking
21 for you. For we that they were looking for, so we have to find a
22 place to hide. I decide to pull out.
23 Q. And did you see anyone else other than your family?
24 A. We joined later with Commander C.
15:32:55 25 Q. And where did you go with Commander C? Did you go anywhere
26 with Commander C, first of all?
27 A. Yes.
28 Q. Where did you go with Commander C?
29 A. We went to Tombo.

1 Q. And did you go anywhere from Tombo?
2 A. Masiaka.
3 Q. If you know, Mr witness, can you spell Tombo for the Court?
4 A. No.
15:33:27 5 MR HODES: Your Honours, I believe the spelling is
6 T-O-M-B-O and Masiaka I believe you have already heard several
7 times.
8 Q. Did you see anyone else from the AFRC in Masiaka?
9 A. Yes.
15:33:51 10 Q. Who else did you see from the AFRC at Masiaka?
11 A. I saw the chairman who was JP Koroma. I saw AK Sesay and I
12 saw Morris -- no, I saw Issa.
13 Q. When you say Issa who are you referring to?
14 A. RUF, RUF, RUF. Superman. I saw some of them that I cannot
15:34:34 15 remember. It was rather unfortunate, I was not able to see the
16 three men at Masiaka.
17 Q. Did you, with Commander C, go anywhere from Masiaka?
18 A. Masiaka, yes.
19 Q. Where did you and Commander C go from Masiaka?
15:34:56 20 A. We went to Makeni.
21 Q. Mr witness, at this time did you and Commander C have any
22 troops, any soldiers, with you?
23 A. No, we were not more than eight who were with him.
24 PRESIDING JUDGE: Mr Hodes, I have in mind Defence
15:35:35 25 counsel's request, just looking at the time. Is there a point
26 soon in your line of examination-in-chief where it would be
27 convenient to adjourn?
28 MR HODES: Whenever the Court wants.
29 PRESIDING JUDGE: well, perhaps now would be -- given the

1 time it takes us to get out et cetera, it might be an appropriate
2 time now to allow Defence counsel.

3 Mr witness, we're going to adjourn about 15 minutes early
4 this afternoon. We wish you to come back tomorrow to continue
15:36:09 5 your evidence to the Court and between now and the time that all
6 your evidence is finished you are not allowed to discuss your
7 evidence or this story with any other person because you're under
8 oath. Do you understand what I have said?

9 THE WITNESS: Yes.

15:36:24 10 PRESIDING JUDGE: Very well. We will adjourn until
11 tomorrow morning at a quarter past 9.00. Mr Court Attendant, if
12 you would assist us to adjourn the Court, please.

13 [Whereupon the hearing adjourned at 3.40 p.m.
14 to be reconvened on Tuesday, the 27th day of
15 September, 2005, at 9.15 a.m.]

16
17
18
19
20
21
22
23
24
25
26
27
28
29

WITNESSES FOR THE PROSECUTION:

WITNESS TF1-157	5
CROSS-EXAMINED BY MS THOMPSON	5
CROSS-EXAMINED BY MR DANIELS	26
WITNESS: TF1-156	33
EXAMINED BY MR WALLBRIDGE	33
CROSS EXAMINED BY MR DANIELS	54
CROSS EXAMINED BY MS THOMPSON	56
CROSS-EXAMINED BY MR KOROMA	63
QUESTIONED BY THE COURT	66
WITNESS: TF1-184	70
EXAMINED BY MR HODES	70