

THE SPECIAL COURT FOR SIERRA LEONE

CASE NO. SCSL-2004-15-T
TRIAL CHAMBER I

THE PROSECUTOR
OF THE SPECIAL COURT
V.
ISSA SESAY
MORRIS KALLON
AUGUSTINE GBAO

THURSDAY, 7 OCTOBER 2004
9.50 A.M.
TRIAL

Before the Judges:

Benjamin Mutanga Itoe, Presiding
Bankole Thompson
Pierre Boutet

For Chambers:

Ms Sharelle Aitchison
Mr Clemens Daburon (intern)

For the Registry:

Ms Maureen Edmonds
Mr Geoff Walker

For the Prosecution:

Mr Peter Harrison
Ms Boi-Tia Stevens
Mr Christopher Santora
Mr Bobby Gboyor (Case Manager)

For the accused Issa Sesay:

Mr Wayne Jordash
Ms Sareta Ashraph

For the accused Morris Kallon:

Mr Shekou Touray
Mr Melron Nicol-Wilson

For the accused Augustine Gbao:

Mr John Cammegh
Mr Ben Holden

1 Thursday, 7 October 2004
2 [The accused entered the Court]
3 [Open session]
4 [The witness entered Court]
09:43:50 5 [Upon commencing at 9.50 a.m.]
6 PRESIDING JUDGE: Morning, learned counsel. We are resuming
7 the session. Mr Jordash you -- good morning, General.
8 How are you this morning?
9 THE WITNESS: Good morning, sir; fine, sir.
09:51:50 10 PRESIDING JUDGE: You are fine?
11 THE WITNESS: Yes, sir.
12 PRESIDING JUDGE: We are continuing this morning and
13 Mr Jordash will continue with his cross-examination.
14 THE WITNESS: Yes, Your Honour.
09:51:58 15 PRESIDING JUDGE: It will assist us a lot, General, by
16 answering to the questions as directly as you can.
17 THE WITNESS: Yes, Your Honour.
18 PRESIDING JUDGE: So that we can accelerate, you know, the
19 process, you know, and if we are not very clear, we'll
09:52:15 20 ask you for some explanations.
21 THE WITNESS: Yes, Your Honour.
22 PRESIDING JUDGE: But please try to give precise answers to
23 questions put to you by counsel. Okay?
24 THE WITNESS: Yes, sir, Your Honour.
09:52:25 25 PRESIDING JUDGE: Mr Jordash, you may wish to proceed, please.
26 WITNESS: John S Tarnue [Continued]
27 CROSS-EXAMINED BY MR JORDASH [Continued]
28
29 MR JORDASH: I'm grateful Your Honour, thank you.

1 Q. We covered it yesterday -- something about your
2 motivations for giving evidence. I would just like to
3 pick up on some of that. Now, you served -- sorry,
4 I should have said good morning, General, I do beg your
09:52:53 5 pardon.
6 A. Good morning, counsellor.
7 Q. Thank you. On the 18th of July 2002 you wrote a letter,
8 which we've referred to, and it's in your bundle at 8365.
9 JUDGE BOUTET: So, Mr Jordash, for the record, so there is a
09:53:25 10 clear understanding, the page you referred to are the
11 handwritten number we see at the top of the page, which
12 is how we find it in the Court Management records.
13 MR JORDASH: Indeed, Your Honour.
14 JUDGE BOUTET: Thank you.
09:53:39 15 THE WITNESS: Did you say 8365?
16 MR JORDASH:
17 Q. 8365. It's the letter you wrote to UNHCR on the 18th of
18 July 2002.
19 JUDGE BOUTET: General, you look at the top of the page, right
09:53:55 20 in the corner.
21 THE WITNESS: Yes, I'm looking through, sir. I'm getting
22 there. Yes, I got it.
23 MR JORDASH:
24 Q. Now, in that letter, the third paragraph, the first page,
09:54:07 25 you --
26 A. Third paragraph, third page?
27 Q. Third paragraph, first page -- the first page.
28 A. Page 3.
29 Q. First page.

- 1 A. First page -- I'm sorry. Okay.
- 2 Q. And sticking, as we are, with the subject of motivations,
3 now you say in the third paragraph of the first page that
4 you served President Charles Taylor "with loyalty,
09:54:53 5 honesty, dedication and obedience". Do you see that --
6 the third paragraph -- the third paragraph beginning
7 with "To begin with" --
- 8 A. Okay, I got that.
- 9 Q. -- "I want to briefly introduce myself to you and your
09:55:18 10 staff from Brigadier-General Tarnue, former commanding
11 general of the Armed Forces of Liberia."
- 12 A. Right.
- 13 Q. "I have served the AFL as a professional and disciplined
14 soldier for 31 unbroken years" --
- 09:55:28 15 A. Right.
- 16 Q. -- "Under the leadership of the late Presidents of
17 Liberia, William Tubman" --
- 18 A. Right.
- 19 Q. -- "William Tolbert, Samuel Doe, and the present
09:55:39 20 President Charles Taylor, with loyalty, honesty,
21 dedication and obedience."
- 22 A. Yes, counsellor.
- 23 Q. Now, you're a man who understands the chain of command;
24 is that correct?
- 09:55:53 25 A. Will you please be audible a little bit?
- 26 Q. You understand the notion of the chain of command?
- 27 A. Very well.
- 28 Q. You understand the Geneva Conventions?
- 29 A. Very well.

1 Q. Do you understand then that your --
2 JUDGE THOMPSON: Counsel, slowly, slowly.
3 MR JORDASH: I beg your pardon.
4 Q. Do you understand then that your role within Mr Taylor's
09:56:19 5 military machine might raise some questions as to whether
6 you yourself might be criminally liable?
7 A. No, sir.
8 Q. You don't think it raises any questions?
9 A. No, sir.
09:56:34 10 JUDGE THOMPSON: Just a minute, counsel. Was it political
11 machine you said, or military?
12 MR JORDASH: The military.
13 JUDGE THOMPSON: The military. In other words, he said he
14 doesn't understand that the role that he played might
09:57:19 15 raise issues of criminal liability on his part.
16 MR JORDASH: Yes.
17 JUDGE THOMPSON: All right.
18 MR JORDASH:
19 Q. Why do you conclude that, General?
09:57:27 20 A. Pardon me?
21 Q. Why do you conclude that it does not, or might not -- or
22 doesn't raise questions about whether you might be
23 criminally liable yourself?
24 A. Your Honour, can I -- can I go into an explanation, sir?
09:57:45 25 PRESIDING JUDGE: Yes, answer the question. Why do you think
26 that your role might not be -- [overlapping microphones]
27 you criminally responsible?
28 THE WITNESS: Because, as you rightfully stated in the
29 paragraph at the first page, paragraph 3, I briefly

1 introduced myself through the international
2 representations of refugees and those that give political
3 asylums, for them to clearly know that I'm a professional
4 soldier. I've served my country with loyalty, commitment
09:58:19 5 and dedications to duties under oath not to serve an
6 individual. I've served the late William V S Tubman, the
7 late William R Tolbert and then Samuel Kanyon Doe;
8 lastly, came Charles Taylor. So I decided to make these
9 introductions so they would know from where I come. And
09:58:46 10 I know definitely, in keeping with the rules and
11 regulations governing the Geneva Convention of Warfare,
12 I would be held liable if at all I did not demonstrate a
13 high standard of professionalism in the line of
14 performing my duty, so I was very --

09:59:05 15 PRESIDING JUDGE: Just a minute, just a minute.

16 THE WITNESS: Yes, sir.

17 PRESIDING JUDGE: Take that again, that you would consider
18 yourself liable under the Geneva Convention if it was
19 demonstrated that -- I want you to continue.

09:59:17 20 THE WITNESS: I said if I didn't demonstrate professionalism
21 in the line of my duty.

22 PRESIDING JUDGE: Can you stop there, please?

23 THE WITNESS: Okay, sir. If I didn't demonstrate --

24 PRESIDING JUDGE: Please --

09:59:30 25 THE WITNESS: Okay.

26 PRESIDING JUDGE: If you did not demonstrate --

27 THE WITNESS: A professionalism in the line of my duty.

28 PRESIDING JUDGE: Yes.

29 THE WITNESS: Yes, sir.

1 MR JORDASH:
2 Q. You claim to have trained 96 Sierra Leoneans for the RUF
3 war; is that correct?
4 A. I don't claim to train. I was the commandant for the
10:00:30 5 National Patriotic Front and, in addition, the rebel
6 leader under the command of Charles Taylor, of which
7 I was then destinated [sic] when I surrender. I trained
8 the first group of NPFL fighters, the second group, and
9 the last group makes --
10:00:54 10 Q. General, general, please --
11 A. Yes, sir.
12 Q. -- I think a simple yes might --
13 PRESIDING JUDGE: No, no, he's giving an explanation. We're
14 following the explanation, please.
10:01:02 15 MR JORDASH: I beg your pardon.
16 PRESIDING JUDGE: Yes, please. You trained the first group,
17 the second group --
18 THE WITNESS: I trained the first group of NPFL fighters,
19 the second group of NPFL fighters. After the third group
10:01:13 20 I did not even know whether there were some other foreign
21 nationals until there was a growing sentiment surrounding
22 the presence of the foreign nationals and their presence,
23 when it was not explained properly to the trainees,
24 Liberians, that were present --
10:01:34 25 PRESIDING JUDGE: That's okay. I think --
26 THE WITNESS: That --
27 PRESIDING JUDGE: It's okay.
28 THE WITNESS: Yes, sir.
29 JUDGE THOMPSON: What was counsel's question?

1 MR JORDASH:
2 Q. The question is this: There were 96 Sierra Leoneans in
3 Camp Konoŀa, according to you --
4 JUDGE THOMPSON: Do you want to put that to him and get his
10:01:53 5 response to that?
6 MR JORDASH:
7 Q. Is that correct?
8 A. Yes, they were correct.
9 JUDGE THOMPSON: There were 96 Sierra Leoneans.
10:02:00 10 THE WITNESS: Yes, 96 Sierra Leoneans, correct.
11 MR JORDASH:
12 Q. Were any of them forcibly conscripted?
13 A. Say that again.
14 Q. Were any of them forced to be there?
10:02:11 15 A. I was not in charge of recruitment.
16 Q. Were any of them forced to be there?
17 A. I was not in charge of recruitment.
18 JUDGE THOMPSON: There were 96 Sierra Leoneans in what?
19 MR JORDASH: Camp Konoŀa.
10:02:23 20 THE WITNESS: At Camp Konoŀa.
21 PRESIDING JUDGE: That is in the third batch?
22 THE WITNESS: Yes, sir, Your Honour.
23 JUDGE THOMPSON: He agrees with that. Yes, and what else?
24 MR JORDASH:
10:02:33 25 Q. Were any of them forced to be there, to be there against
26 their will?
27 A. Well, I wasn't the recruiting officer.
28 Q. I'm not asking you if you recruited them. I'm asking if
29 they were forcibly recruited?

1 A. Can I also elaborate on that to the counsellor, sir?
2 JUDGE THOMPSON: Yes, go ahead.
3 THE WITNESS: He asked if any of them were conscripted. My
4 earlier statement, I said Charles Taylor was trying to
10:03:07 5 encourage -- and encourage Corporal Sankoh to adopt the
6 modus operandum [sic] of the National Patriotic Front of
7 Liberia. So, in the process, trainees that were
8 brought -- I had no power to question who were brought on
9 the base to be trained --
10:03:29 10 PRESIDING JUDGE: No, answer the question then. Answer the
11 question.
12 THE WITNESS: Yes, sir.
13 PRESIDING JUDGE: Answer counsel's question.
14 THE WITNESS: Yes, sir. What's the specific question, sir?
10:03:39 15 MR JORDASH:
16 Q. Were any of them forcibly conscripted?
17 A. Yeah, they were conscripted.
18 Q. Forcibly?
19 A. Forcibly.
10:03:46 20 Q. You trained those forcibly --
21 JUDGE THOMPSON: [Microphone not activated]
22 MR JORDASH: I can't hear Your Honour.
23 JUDGE THOMPSON: Is that what the answer is, that they were
24 all conscripted forcibly?
10:03:59 25 PRESIDING JUDGE: The 96.
26 JUDGE THOMPSON: [Overlapping microphones]
27 THE WITNESS: Once they were captured -- once there was a town
28 or village captured, definitely everybody within the
29 town, be it civilians, old people, young people --

1 JUDGE THOMPSON: No, we are on the specific group -- we don't
2 want the general theory.
3 THE WITNESS: Yes, sir.
4 JUDGE THOMPSON: General, try to separate the theory from the
10:04:24 5 factual situation.
6 THE WITNESS: Okay, sir. Okay, then I will focus on that --
7 focus on that -- what is it specifically --
8 JUDGE THOMPSON: Among the 96, were all of them forcibly
9 conscripted?
10:04:32 10 THE WITNESS: What is it specifically that you want?
11 MR JORDASH:
12 Q. I want to know simply whether some or all --
13 JUDGE THOMPSON: All were forcibly conscripted.
14 THE WITNESS: Yes, they were -- they were involuntarily
10:04:44 15 conscripted.
16 JUDGE THOMPSON: Okay, all right.
17 MR JORDASH:
18 Q. All of them?
19 A. All of them.
10:04:46 20 JUDGE THOMPSON: They were all involuntarily --
21 THE WITNESS: Involuntarily conscripted.
22 MR JORDASH:
23 Q. And you trained them, didn't you?
24 A. Yes, we conducted training, along with the 15 Special
10:05:14 25 Forces from Gambia, yes -- Burkina.
26 Q. And that, on the face of it, is in breach of the Geneva
27 Conventions, isn't it?
28 A. Under the leadership of Charles Taylor -- that's what
29 we're here.

1 JUDGE THOMPSON: Counsel, for the Prosecution is on his feet.
2 MR HARRISON: Whether it's a breach of the Geneva Convention
3 may well be a question of law that the witness is not
4 able to answer.
10:05:44 5 JUDGE THOMPSON: Yes, sustained.
6 PRESIDING JUDGE: Sustained.
7 MR JORDASH:
8 Q. Let me ask the question a different way. Do you not
9 think that your role with such activities might make you
10:06:00 10 liable to be tried at least so that you could give your
11 explanation?
12 A. No, sir.
13 Q. Has anybody discussed with you --
14 PRESIDING JUDGE: Please wait. Please wait.
10:06:30 15 JUDGE THOMPSON: [Microphone not activated]
16 PRESIDING JUDGE: Yes, counsel.
17 MR JORDASH: Thank you.
18 Q. Has anybody ever promised you, or -- let me ask this
19 first. Has anybody discussed with you anything to do
10:07:00 20 with amnesties, or assisting you to avoid Prosecution?
21 A. No, Your Honour.
22 Q. So you're not --
23 JUDGE BOUTET: So your question was "anyone"?
24 MR JORDASH: Yes.
10:07:44 25 JUDGE BOUTET: Can I ask you in time and space? Are we
26 talking 1991, or are we talking --
27 MR JORDASH: Certainly, Your Honour.
28 Q. Has Dr White, since you met him in Ghana, discussed with
29 you anything to do with amnesties?

1 A. No, counsellor.

2 Q. Are you aware of what Mr Issa Sesay, my client, is
3 accused of, in general terms?

4 A. Some of it, sir.

10:08:24 5 Q. Are you aware that he says something similar to you -
6 that he was part of a command structure but he didn't
7 commit any crimes himself?

8 A. Could you try to go over that again?

9 Q. Are you aware that he is saying --

10:08:48 10 A. He who?

11 Q. Mr Issa Sesay, my client?

12 A. Okay.

13 Q. Says that he was part of a command structure, like you
14 say, but did not commit any crimes, like you say?

10:09:00 15 A. Well --

16 Q. Are you aware of that?

17 A. I didn't get that part too clear, because -- do you want
18 me to say yes or no, because I wanted -- he asked the
19 question --

10:09:17 20 JUDGE THOMPSON: There are two parts to that question.

21 THE WITNESS: That's what I'm saying.

22 JUDGE THOMPSON: Just a minute.

23 THE WITNESS: Yes, sir.

24 JUDGE THOMPSON: Can you split this up -- deal with the first
10:09:29 25 part about command structure and then the second part
26 which talks about he did not commit any crimes. I think
27 the question is conjunctive.

28 THE WITNESS: Very well, sir. Thank you.

29 PRESIDING JUDGE: But the last answer he gave was that he was

1 aware of some --

2 MR JORDASH: Of the crimes.

3 PRESIDING JUDGE: Against the first accused.

4 JUDGE THOMPSON: Not -- this is a separate question,

10:09:46 5 I thought -- a follow-up.

6 MR JORDASH: If I may just delay asking that question again,

7 because I would like to ask something further.

8 Q. Are you aware of the fact that part of the allegations

9 against Mr Issa Sesay is that he was involved in

10:10:09 10 diamond-dealing with Mr Taylor to fund the war effort in

11 Sierra Leone; are you aware of that?

12 A. Yes, sir, as part of the RUF command structure.

13 Q. And you say that you --

14 PRESIDING JUDGE: Please, please, hold on.

10:10:22 15 MR JORDASH: I beg your pardon, I do apologise.

16 Q. You gave evidence that you, too, were involved in the

17 delivery of arms to --

18 A. To what?

19 Q. Let me finish -- the delivery of arms to Sierra Leone to,

10:11:13 20 in effect, fund the war. You yourself have said that; do

21 you recall that?

22 A. I did say that under the command of Daniel Chea, the

23 Defence Minister, by order from Charles Taylor.

24 Q. Indeed.

10:11:33 25 PRESIDING JUDGE: You did [microphone not activated]

26 THE WITNESS: Yes, sir.

27 MR JORDASH:

28 Q. So do you understand then, General, that part of the

29 allegations which Mr Issa Sesay faces is similar to

1 something you've admitted to being involved in in this
2 Court; do you understand?
3 A. No, sir.
4 Q. You don't understand that?
10:12:35 5 A. No, I don't understand that.
6 Q. What, it's alleged that --
7 JUDGE THOMPSON: Just a minute -- just a minute, counsel.
8 "I do not understand" --
9 THE WITNESS: I don't understand that.
10:12:46 10 JUDGE THOMPSON: -- "that part of the allegations against
11 Mr Sesay is similar to something that I've admitted"; is
12 that what he said?
13 MR JORDASH: Indeed, Your Honour.
14 JUDGE THOMPSON: "That I've admitted in this Court". Yes.
10:13:13 15 MR JORDASH:
16 Q. Let me try and break it down then?
17 A. Yeah, I'll be very, very happy if you break it down.
18 Q. I'll do it simply as I can. The Prosecution, in part,
19 say that Mr Issa Sesay is guilty of crimes, because he
10:13:28 20 was involved, they say, in the exchange of diamonds for
21 arms to continue the Sierra Leonean war; you understand
22 that?
23 A. Very well.
24 Q. You've admitted to going on flights to deliver arms in
10:13:47 25 exchange for diamonds to continue the Sierra Leonean war;
26 do you accept that?
27 A. Go over that again.
28 Q. You've admitted to going on arms deliveries -- arms
29 delivered in exchange for diamonds, arms which have been

1 used to continue the Sierra Leonean war; do you accept
2 that?

3 A. Can I just make a clarification on that, because --

4 PRESIDING JUDGE: Mr Santora wants to say something.

10:14:25 5 MR SANTORA: I just wanted to bring up to make sure that the
6 evidence was not misstated, but the actual evidence, as
7 far as I can recollect, was participating in the delivery
8 of arms, but the witness never stated that he exchanged
9 diamonds in those deliveries that he was referring to,
10:14:42 10 and I just want to make sure that it's delivered
11 precisely for him to understand.

12 MR JORDASH: Certainly. I wasn't suggesting that he'd been,
13 if you like -- General Tarnue had had his hands on the
14 diamonds. I was suggesting simply that, as an
10:14:58 15 interaction, as a transaction --

16 PRESIDING JUDGE: What I understand learned counsel Jordash to
17 be inferring is that the first accused is charged with
18 diamond dealings with Taylor in exchange of arms, and it
19 is these arms which were obtained in that exchange that
10:15:24 20 General Tarnue supplied to fuel the war in Sierra Leone.
21 I imagine that I'm faithful in my --

22 MR JORDASH: That's precisely how I put --

23 PRESIDING JUDGE: That is the way I understand the question.

24 MR SANTORA: I understand. The evidence that he gave
10:15:42 25 specifically said he was involved in an arms delivery but
26 not --

27 PRESIDING JUDGE: No, no, no. Let the witness, you know,
28 answer the question.

29 MR SANTORA: Okay.

1 THE WITNESS: Can I --

2 PRESIDING JUDGE: No, just hold on, General. Counsel will
3 take you over the question again.

4 THE WITNESS: Okay, sir.

10:15:58 5 PRESIDING JUDGE: And you'll have the opportunity of replying
6 to it, but I have told you what that question implies.

7 THE WITNESS: Yes, sir.

8 MR JORDASH:

9 Q. You have admitted to going on arms deliveries which were
10:16:15 10 in exchange for diamonds, the arms of which have been
11 used to continue the war in Sierra Leone; is that right?

12 A. No, sir.

13 Q. You haven't admitted that?

14 A. No, sir.

10:16:27 15 Q. So you didn't go on any arms deliveries?

16 A. I did fly in the helicopter, but my answer is no, sir.

17 Q. What did you fly in the helicopter to do?

18 A. Can I elaborate?

19 PRESIDING JUDGE: No, General --

10:16:41 20 THE WITNESS: Yes, sir.

21 PRESIDING JUDGE: -- did you, in your helicopter, deliver
22 arms?

23 THE WITNESS: Well, chief, that's why I wanted to clarify.

24 PRESIDING JUDGE: No, no, no --

10:16:53 25 THE WITNESS: I did deliver --

26 PRESIDING JUDGE: Were arms delivered in the helicopter in
27 which you found yourself?

28 THE WITNESS: Yes, sir, arms were delivered; arms were
29 delivered.

1 JUDGE THOMPSON: Learned counsel, I got, except you probably
2 want to clarify this -- I got the answer just now that,
3 "I have not admitted going on arms deliveries in exchange
4 for diamonds to continue the war in Sierra Leone." Did
10:17:18 5 I get it wrong? I mean, that's what he's saying: I have
6 not admitted going on arms deliveries in exchange for
7 diamonds --

8 THE WITNESS: Exactly.

9 JUDGE THOMPSON: -- to continue the war. That's what I got
10:17:34 10 just now from his answer.

11 MR JORDASH: Could I seek clarification from the witness?

12 JUDGE THOMPSON: Yes.

13 MR JORDASH:

14 Q. Have you been on arms deliveries -- arms which have come
10:17:44 15 indirectly from Charles Taylor heading towards the RUF
16 and to the RUF?

17 A. That's why I wanted to -- can I just say --

18 PRESIDING JUDGE: General, to me, from the evidence we have so
19 far, that question requires a direct answer. It requires
10:17:57 20 a yes or no answer.

21 THE WITNESS: Yes, sir, but counsellor --

22 PRESIDING JUDGE: Listen. The answer, first of all, is yes,
23 isn't it?

24 THE WITNESS: Yes.

10:18:08 25 PRESIDING JUDGE: Yes, you have been.

26 THE WITNESS: Yes, sir, I have been.

27 PRESIDING JUDGE: You've been on arms deliveries.

28 THE WITNESS: I've been there, yes, sir, in Kolahun.

29 PRESIDING JUDGE: Hold on, hold on, please.

1 THE WITNESS: Yes, sir.

2 JUDGE THOMPSON: So it is: I now said -- what is the answer
3 then -- I now say --

4 THE WITNESS: Sir.

10:19:09 5 PRESIDING JUDGE: What is the answer then?

6 THE WITNESS: Yes, sir, I --

7 JUDGE THOMPSON: That you've been -- what's the answer to the
8 question?

9 THE WITNESS: What I wanted to explain, sir, is when NPFL were
10:19:24 10 fighting still -- I mean not the NPFL -- government
11 forces, I was then the commanding general, and we have
12 the government forces -- the commanders there -- was
13 Benjamin Yeaten were interacting with the RUF and in my
14 capacity as commanding general, of course, I have
10:19:49 15 fighting men under my command. They were fighting the
16 rebels. It started in 1977 -- I mean 1997 -- Charles
17 Taylor became president, in conjunction with the issuing
18 of weapons to the RUF. So the commanders for the RUF
19 interacted with Charles Taylor representative Benjamin
10:20:08 20 Yeaten, so we are talking about two different
21 frontlines -- arms and supplies, food, going down to
22 Kolahun were being given to Charles Taylor fighters, the
23 government forces, Mosquito -- they call him Christopher
24 Vamoh, Mike Guan -- I think those names were mentioned --
10:20:28 25 and Sam Bockarie where his group would come and Benjamin
26 Yeaten would directly supply these people.

27 JUDGE THOMPSON: The question seems to focus on alleged
28 involvement on your part in arms delivery. That's the
29 answer that I don't seem to get yet, because I already

1 had, "I have not admitted," and then the question was put
2 further by my learned brother the Presiding Judge, and
3 the question is your own alleged involvement in arms
4 deliveries in exchange for diamonds.

10:21:04 5 THE WITNESS: I said no, sir.
6 JUDGE THOMPSON: Right, okay.
7 THE WITNESS: I said, no, sir.
8 PRESIDING JUDGE: Then you went further to say that he was, in
9 any event, involved in arms deliveries.

10:21:14 10 JUDGE THOMPSON: Quite.
11 THE WITNESS: To the government forces.
12 JUDGE THOMPSON: Thank you, general.
13 MR JORDASH:
14 Q. General --

10:21:23 15 A. Yes, sir.
16 Q. -- are you aware you were on a United Nations travel ban
17 in the year 2001?
18 A. Very well. I was aware.
19 Q. Why do you think that was?

10:21:35 20 A. Well, as far as I'm concerned, United Nations travel
21 bans, it does not only attributes to people who commit
22 human rights, but once you work under a government -- a
23 government -- under a leadership that is notoriously
24 known for committing human rights abuses, definitely all
10:22:05 25 government officials, whether you participated or you
26 didn't participate, of course the travel bans will get on
27 you.
28 Q. Exactly, because it raises questions, doesn't it, about
29 your involvement with those human rights abuses?

1 A. Not everybody names that were listed on the travel ban --
2 Q. General, general, listen, please.
3 PRESIDING JUDGE: No, please, please, he's answering the
4 question. Allow him to answer the question, please.
10:22:28 5 THE WITNESS: Counsellor.
6 PRESIDING JUDGE: You say not everybody --
7 THE WITNESS: I said not everybody that were listed on the
8 travel bans committed human rights atrocities. Though
9 they were working in the Charles Taylor's government --
10:22:44 10 JUDGE THOMPSON: Slowly, General, please. It was a UN travel
11 ban, was it?
12 THE WITNESS: On UN travel bans.
13 JUDGE THOMPSON: Committed human rights --
14 THE WITNESS: Atrocities, yes, sir.
10:23:00 15 JUDGE THOMPSON: Right, atrocities.
16 THE WITNESS: And once you were at a certain level within the
17 governmental sectors, your name would be placed on the
18 travel ban -- not to say you committed atrocities --
19 PRESIDING JUDGE: General, it's understood, it's understood.
10:23:46 20 Can you proceed, please?
21 MR JORDASH:
22 Q. General, I'm not alleging you did; I'm suggesting that
23 you were on the UN travel ban because questions were
24 raised about whether you might have committed crimes as a
10:24:05 25 result of your involvement with the Taylor regime; do you
26 understand the distinction?
27 A. No, sir.
28 Q. Well, one, I could be saying to you you did commit
29 crimes, but I'm not saying that.

1 A. Pardon me?
2 Q. I'm not saying you committed crimes. I'm saying that
3 questions have been raised about whether you might have
4 done.
10:24:26 5 A. I'm not even understanding that you say I committed
6 crime, but what you're alleging is that my name was on
7 the travel ban, so it means that I -- I committed
8 similar --
9 Q. No, I didn't say that, General.
10:24:39 10 A. Could you clarify a little bit - elaborate on that,
11 because --
12 Q. Okay, I'll put it as simply as I can. Your name was on
13 the UN travel ban.
14 A. Yes, sir.
10:24:49 15 Q. Because questions were raised as to whether you might -
16 might - have committed crimes because of your involvement
17 with the Taylor regime; do you accept that?
18 A. I said no, sir.
19 JUDGE THOMPSON: Doesn't agree that it even raises the
10:25:09 20 suggestion --
21 MR JORDASH: Doesn't even agree with that.
22 JUDGE THOMPSON: Yes, quite.
23 MR JORDASH:
24 Q. So then, if you're not on the UN travel ban because you
10:25:18 25 committed crimes, if you're not on because it raised
26 questions about whether you did, why are you -- why were
27 you on the travel ban?
28 A. Well, like I told you, you have governmental officials
29 that names were placed on the travel ban not necessarily

1 they committed crimes or atrocities against human rights.
2 Q. Do you understand my English, General?
3 A. Well, maybe you need to break it down, because --
4 Q. I am going to break it down?
10:25:45 5 A. -- your level of education is probably a little above
6 mine, so you can break it down for me.
7 Q. I will break it down, General.
8 A. Yes, sir, lawyer.
9 Q. You could be on the UN travel ban --
10:25:58 10 A. Yes, sir.
11 Q. -- because it's clear you committed crimes, couldn't
12 it -- one could, a person could; is that right?
13 A. No, sir.
14 Q. Can you give --
10:26:15 15 JUDGE BOUTET: Because you started your statement by "you
16 are".
17 MR JORDASH: Okay.
18 JUDGE BOUTET: If you started "a person might be", maybe that
19 would avoid that kind of confusion --
10:26:28 20 JUDGE THOMPSON: Why is the person's name --
21 JUDGE BOUTET: -- so "you" being himself in this context.
22 This is the difficulty you're running into.
23 THE WITNESS: Exactly, Your Honour. That becomes logical
24 fallacy.
10:26:43 25 JUDGE THOMPSON: [Microphone not activated] hypothetical why
26 is a person's name on the UN travel ban.
27 MR JORDASH:
28 Q. A person might be on a travel ban because he has, for
29 certain, committed crimes; do you accept that?

1 A. Yes, I accept that a person can be on a travel ban --
2 Q. A person --
3 JUDGE THOMPSON: A person can be on a travel ban, or on the UN
4 travel ban?
10:27:18 5 MR JORDASH: On the UN travel ban, Your Honour.
6 JUDGE THOMPSON: On the UN travel ban because he has committed
7 crimes.
8 MR JORDASH:
9 Q. A person may be on a UN travel ban because he's
10:27:55 10 suspected --
11 PRESIDING JUDGE: [Microphone not activated]
12 MR JORDASH: I'm moving to number 2 reason.
13 Q. Because it is suspected he might have committed crimes;
14 do you accept that?
10:28:15 15 A. You want to go over that question once more, sir?
16 Q. Which part didn't you understand?
17 A. Just what you said.
18 Q. Second, a person might be on the UN travel ban because he
19 is suspected of committing crimes?
10:28:36 20 A. Yes, presumably - yes, sir.
21 Q. Yes. A person might be suspected of being -- of
22 committing crimes because he is part of a regime like
23 Taylor's regime; do you accept that?
24 A. Presumably, yes, sir.
10:28:59 25 Q. Is that why you were on the UN travel ban -- in your
26 mind?
27 A. No, sir.
28 Q. So then why was it you were on the travel ban?
29 A. Because my last position was commanding general of the

1 Armed Forces of Liberia.

2 Q. Your involvement with the Taylor regime?

3 A. Well, the fact that I was commanding general, and my name
4 was placed on the travel ban --

10:29:30 5 JUDGE THOMPSON: Let's get that answer. I was on the UN
6 travel ban because I was the commanding --

7 THE WITNESS: General of the Armed Forces of Liberia, sir.

8 JUDGE THOMPSON: Commanding general of the Armed Forces of
9 Liberia.

10:30:07 10 MR JORDASH:

11 Q. In other words, because your job involved you with the
12 Taylor regime?

13 A. My job as commanding general involves me in protecting
14 lives and property in the Taylor regime.

10:30:30 15 Q. No, can you answer the question, please?

16 A. What?

17 Q. Have you come to this court, general, to assist this
18 court as much as you're able?

19 A. That's the reason why I'm here, sir.

10:30:43 20 Q. To answer as honestly and as candidly as you can the
21 questions put to you?

22 A. I try to be very honest, counsellor, but --

23 Q. Let me --

24 A. The point is, counsellor, you cannot -- you see, if
10:30:55 25 I have to be honest, you try to entangle. When you bring
26 up this issue, if I don't clarify and make this
27 clarification of what you say, counsellor, you talk about
28 a dog has four legs, so every other animal that has four
29 legs is a dog that's logical fallacy. You say every

1 other person that worked with Charles Taylor committed
2 atrocities, and once you work in the Charles Taylor
3 government you committed atrocities. That's what you're
4 trying to lead me to.

10:31:23 5 Q. No, I'm saying that it raises questions, General.
6 A. Sir?
7 Q. I'm saying it raises questions.
8 A. It raises questions. Does that question apply to me as
9 an individual?

10:31:30 10 Q. Well, according to the UN ban, it did, yes.
11 A. Well, unless - I don't know, because I'm not the one who
12 making the law. The UN has its own law and it got people
13 who interprets the law from the UN.

14 Q. Have you heard any rumours about a Liberian War Crimes
10:31:46 15 Court?
16 JUDGE THOMPSON: Learned counsel --
17 THE WITNESS: Not to my knowledge, sir.
18 JUDGE THOMPSON: General, please restrain yourself. Are you
19 abandoning that line of questioning -- the question about
10:31:58 20 involvement with the Taylor regime?
21 MR JORDASH: Well, Your Honour --
22 JUDGE THOMPSON: You don't want to pursue it?
23 MR JORDASH: Your Honour, I'm content with the answers,
24 insofar as this witness has agreed that he was on the UN
10:32:11 25 travel ban because he had a job within the military
26 machine of Mr Taylor.
27 JUDGE THOMPSON: Commanding general.
28 MR JORDASH: I submit that it amounts to the same thing to
29 what I've been putting to him.

1 JUDGE THOMPSON: All right. Thank you, counsel.
2 PRESIDING JUDGE: That resolves the conflict between you and
3 the witness.
4 MR JORDASH: Just presently.

10:32:32 5 Q. Have you heard rumours of a Liberian War Crimes Court
6 being set up?
7 A. Well, I don't really know about that, sir.
8 Q. It never concerned you that they might come looking for
9 you?

10:32:44 10 A. Well, that's a different time, but this is a different
11 issue here.
12 Q. Well, I'm asking you about this issue at the moment. Has
13 it ever concerned you that you might find yourself in
14 front of a court in Liberia answering charges?

10:32:56 15 A. Well, when that time comes, if I'm called upon to answer
16 charges, I'll be prepared to go and answer these charges.
17 Q. Do you regard your role here in assisting the Prosecution
18 as a means of protecting you subsequently from any
19 prosecution in Liberia?

10:33:14 20 A. No, sir.
21 Q. I suggest that --
22 JUDGE THOMPSON: Counsel, slowly. "I do not agree" --
23 PRESIDING JUDGE: Mr Jordash, can you give us some respite,
24 please.

10:33:31 25 MR JORDASH: I'm very sorry.
26 PRESIDING JUDGE: Thank you.
27 JUDGE THOMPSON: -- "that my role in giving evidence in this
28 court is a means of protecting me from prosecution in a
29 Liberian War Crimes Tribunal."

1 MR JORDASH: Yes.

2 JUDGE THOMPSON: Proceed, counsel.

3 MR JORDASH: Yes, I was just thinking of my question, Your
4 Honour.

10:34:39 5 Q. I suggest, as clearly as I can to you, General, that you
6 must regard yourself as very fortunate to find yourself
7 as a witness in this case.

8 A. Say that again.

9 Q. Do you think of yourself as lucky to have been part of
10:34:56 10 Taylor's regime?

11 A. Did you say "lucky"?

12 Q. Lucky to be part --

13 A. Lucky?

14 Q. Lucky, fortunate.

10:35:04 15 A. Lucky, is that L-U-C-K-Y?

16 Q. That's right.

17 A. Lucky?

18 PRESIDING JUDGE: Learned counsel, you mixed two questions.
19 The first question was you must consider yourself lucky
10:35:17 20 to be a witness before this Tribunal. Then you
21 changed --

22 MR JORDASH: I'll ask it again.

23 PRESIDING JUDGE: Then you changed it. Can you please
24 disentangle the two questions and let's get them very
10:35:27 25 clearly.

26 MR JORDASH: I will.

27 THE WITNESS: Thank you, sir, Your Honour.

28 MR JORDASH:

29 Q. Has it ever occurred to you that you are fortunate to

1 have become a Prosecution witness in this case, rather
2 than an accused in, say, for example, Liberia?
3 A. No, sir.
4 Q. Do you accept you've come a long way --
10:35:59 5 PRESIDING JUDGE: Please, please -- other than an accused in
6 Liberia?
7 MR JORDASH: Yes.
8 Q. How much money, General, do you calculate you've received
9 as a result of being a Prosecution witness in this case?
10:36:49 10 A. Well, counsellor, let me just let you know --
11 Q. Please do --
12 PRESIDING JUDGE: No, General --
13 THE WITNESS: Yes, sir.
14 PRESIDING JUDGE: No, no --
10:36:57 15 THE WITNESS: I have received no money.
16 MR JORDASH:
17 Q. Really? So you haven't received --
18 JUDGE THOMPSON: Slowly, counsel -- slowly. "I have received
19 no money for involvement" --
10:37:25 20 PRESIDING JUDGE: What word do we use -- "for being a
21 witness"?
22 MR JORDASH: For being a witness.
23 THE WITNESS: I have received no money for being a witness.
24 MR JORDASH:
10:37:36 25 Q. Have you received any money from the Office of the
26 Prosecution?
27 A. Well, besides what was clearly stated on the hotel bills
28 and other funds I was paid to sustain my staying -- to my
29 new locations, and that's it.

1 Q. Do you accept that you've received from the Office of the
2 Prosecution \$15,101.31?
3 A. But that was through the coordinator. But that's needed
4 to be able to resettle the family.
10:38:15 5 Q. So the answer's --
6 A. Say that again.
7 Q. -- yes. So you have received that?
8 A. Well, personally, no.
9 JUDGE THOMPSON: Counsel --
10:38:25 10 THE WITNESS: Yes, sir.
11 JUDGE THOMPSON: No, not General. Counsel, what's the
12 question? It's not clear whether he received --
13 PRESIDING JUDGE: \$15,000.
14 MR JORDASH: 15,000.
10:38:35 15 JUDGE THOMPSON: He received it, is that the question?
16 JUDGE BOUTET: From the OTP.
17 JUDGE THOMPSON: From the OTP.
18 MR JORDASH: Yes, sir.
19 THE WITNESS: I say no, sir. I say no, sir.
10:38:43 20 MR JORDASH:
21 Q. Have you benefited --
22 PRESIDING JUDGE: Let's have the amount you quoted there.
23 MR JORDASH: \$15,101.31.
24 Q. Have you benefited to the sum of \$15,101.31?
10:39:02 25 A. Well, I benefited from lodging accommodations,
26 I benefited from food and other logistical supports, but
27 physical cash, I did not receive any physical cash
28 whatever from the Prosecution Office as stated by you,
29 sir.

1 Q. You've been under the protection of the Victims and
2 Witness Unit of this court since April 2003; is that
3 correct?
4 A. Yes, sir.

10:39:45 5 Q. Until -- until now?
6 A. Yes, sir.
7 Q. Can you confirm --
8 JUDGE THOMPSON: What was the date again, counsel?
9 MR JORDASH: April 2003.

10:40:15 10 JUDGE THOMPSON: Continue.
11 MR JORDASH:
12 Q. April 2003 until now, can you confirm that you and your
13 family have benefited to the sum of \$90,874?
14 A. No, sir.

10:40:33 15 Q. You haven't?
16 A. No, sir.
17 Q. Your family --
18 JUDGE THOMPSON: What is the question then, because at one
19 point you say "received" and the other point you say
10:40:42 20 "benefited". Let's be quite precise.
21 MR JORDASH: I'm saying benefited.
22 Q. I'll repeat the question so you're clear.
23 A. You can repeat. I'll be able to answer the question very
24 clearly.

10:40:55 25 Q. From April 2003 until presently you and your family have
26 benefited to the sum of \$90,874?
27 A. That's what I'm saying. I - from the time I arrived at
28 my new destination, I have been taken care of, so I don't
29 know the aggregate, the total, whatever the situation.

1 But all I do know is that I've been a working father and
2 I wasn't working, and so paying rent and buying food and
3 other stuff, definitely, my family benefited from the
4 Prosecution office, but I can't be too specific on the
10:41:44 5 amount you say, so I can't say yes.

6 Q. But the Victims and Witness Unit have paid your rent
7 during this period, haven't they?

8 A. Say that again.

9 Q. The Witness and Victims Unit of this Court have paid your
10:41:59 10 rent during the period you've been under the protection
11 of this court?

12 A. Yes, my family benefited from that.

13 Q. Your rent, children's uniforms, supplies?

14 A. Definitely. They have to be educated, so they benefited
10:42:16 15 from that.

16 Q. Telephone bill?

17 A. Oh, yes, sir.

18 Q. Light, electricity bill?

19 A. Those are all utilities that are consumable by humans as
10:42:27 20 long as you live.

21 Q. And a monthly stipend of \$1,000?

22 JUDGE THOMPSON: But that doesn't seem to be contentious.
23 I think his own contention is that he doesn't really know
24 the exact amount. He's not sure whether there has been a
10:42:48 25 benefit to the total of \$90,874, but that in fact his
26 family has benefited from all this.

27 THE WITNESS: Exactly, sir.

28 JUDGE THOMPSON: That's what he said.

29 PRESIDING JUDGE: Let me ask the General a question. Did you

1 pay these bills yourself?

2 THE WITNESS: No, these bills were paid by the honourable
3 Teahjay and, as the bill came, he would pay and then give
4 me the receipts -- the BGE bill, the telephone bill --
10:43:16 5 that the Verizon -- the water bills, the rent --

6 MR SANTORA: Maybe just because of the protective measures,
7 some of these specifics, it would probably be helpful
8 maybe to intervene so he doesn't say anything specific.

9 JUDGE THOMPSON: I think the answer to me is clear. It's just
10:43:35 10 that he cannot really say whether that's the amount, but
11 he did say that he agrees --

12 THE WITNESS: We benefited from it.

13 JUDGE THOMPSON: That's why I say it doesn't seem contentious
14 just over the exact amount.

10:43:47 15 MR JORDASH: Yes, sir, I agree.

16 Q. Are you aware that these payments -- these benefits have
17 been paid to you because you were judged to be under a
18 severe threat?

19 A. You said "threat"?

10:44:09 20 Q. Are you --

21 A. You used the word "threat"?

22 Q. Yes.

23 A. Why a threat?

24 Q. Well, listen to the sentence, General.

10:44:17 25 A. But, counsellor --

26 JUDGE THOMPSON: General, please listen to the question.

27 THE WITNESS: Okay. No, sir.

28 JUDGE THOMPSON: We don't even know what the question is yet.

29 THE WITNESS: I'm sorry, Your Honour.

1 JUDGE THOMPSON: [Microphone not activated] We've not even
2 heard the question.
3 THE WITNESS: I'm sorry, Your Honour. No, sir.
4 MR JORDASH:
10:44:33 5 Q. Are you aware that you have received these payments
6 because you were considered to be under severe threat?
7 A. I said no, sir, counsellor.
8 Q. So you're not aware of that?
9 A. I'm not aware - totally not aware.
10:44:52 10 Q. Did you indicate to the Prosecution that no longer were
11 you under any threat?
12 A. I said no, sir.
13 Q. Do you know why -- let me start that again. At one stage
14 you were under very strict special measures -- protective
10:45:19 15 measures, weren't you?
16 A. What you mean "strict protective measures"?
17 Q. That your identity was not disclosed to the public?
18 A. If I'm aware?
19 Q. Are you aware of that?
10:45:30 20 A. Of course I have a right to have myself protected.
21 Q. And now there's been a change so the public can see who
22 you are.
23 A. Wait a minute. Can I - because he's - this is not a
24 question, sir. He's saying can I see --
10:45:47 25 Q. I'm just asking you to accept that there has been a
26 change from non-disclosure of your identity to now
27 disclosure to the public?
28 A. Your Honour, sir --
29 Q. Has there been a change?

1 A. I just want to let you know --

2 JUDGE THOMPSON: Learned counsel, let him explain. Proceed
3 general.

4 THE WITNESS: I just want to let you know, counsellor, that
10:46:09 5 the joy of my military career to include any other
6 soldiers in the world is to lay down our lives for a
7 free -- in order to live in a free and just society.
8 I took an oath and I'm prepared to die at any time. I'm
9 a general -- I cannot hide behind curtains and I want the
10:46:30 10 world to hear me. I want to be heard -- to know that
11 what I'm saying, I can prove it anyway any time if they
12 call upon me, so that's why I felt uncomfortable trying
13 to be behind curtains. I want the public to know that
14 what I'm saying, I'm exposing factuals and these things
10:46:51 15 can be proven and that's why you're questioning me.
16 I want to prove to the world that I have a credibility as
17 a general. I've served 31 years of service in the
18 military and you are questioning my credibility and my
19 merits, but my overall training locally for it were both
10:47:13 20 physically and academically demanding, technically
21 challenging and professionally rewarding, and that's why
22 I want to be seen and be exposed so that I'll be heard.
23 Yes, sir.

24 Q. When did you decide you wanted the public to know?

10:47:27 25 A. When did I decide?

26 Q. Yes.

27 A. I did not decide. That's the first time I was called
28 upon to be in the court. When I was called upon in the
29 court, I didn't even know -- the very first time they

1 brought me in to brief me about where I was supposed to
2 be sitting and this is where they have the curtain and
3 they would draw the curtain and have a hardboard and they
4 wanted me to sit here and talk.

10:47:49 5 Q. So you've never indicated to the Prosecution that you
6 felt that you needed to hide your identity?
7 A. I felt? Why should I hide my identity?
8 Q. Have you ever indicated that to the Prosecution?
9 A. Say that again.

10:48:02 10 Q. Have you ever indicated to the Prosecution --
11 A. No, sir.
12 Q. No, sir?
13 A. No, sir. I've never ever indicated to the Prosecution
14 that I would ever hide my identify. I am Brigadier
10:48:09 15 General John S Tarnue, former commanding general of the
16 Armed Forces of the Republic of Liberia.
17 Q. You first came to --
18 JUDGE THOMPSON: Proceed, counsel.
19 MR JORDASH:

10:48:53 20 Q. You first came to Sierra Leone to give evidence, I think,
21 on the 28th of June this year, but you weren't called --
22 PRESIDING JUDGE: No, let him answer that.
23 MR JORDASH: Sorry, sorry.
24 Q. Can you remember that?
10:49:10 25 A. Yes, I remember it. That was July 28th.
26 Q. And you stayed here until 28th of July; do you recall
27 that?
28 A. No, I came June I think - June 28th.
29 Q. You came and stayed until --

1 A. No - June 28th - now July - yeah, and I stayed up to the
2 28th June, yes.

3 Q. And you came back to Freetown on 27 September of this
4 year?

10:49:39 5 A. Yes, sir.

6 Q. To give evidence as you're doing now?

7 A. Yes, sir.

8 PRESIDING JUDGE: On the?

9 MR JORDASH: 27th of September.

10:49:52 10 Q. Just dealing with that first trip to Freetown, did you
11 see Dr White during that trip?

12 A. I did not see Dr White. You mean if I saw Dr White?

13 Q. In your first trip on 28 June --

14 A. Yeah, he brought me over.

10:50:11 15 Q. He brought you over?

16 A. Yeah.

17 Q. From your -- I don't want to know your place -- from your
18 home?

19 A. That is not necessary right now. From my new location.

10:50:21 20 Q. From your new location?

21 A. Exactly.

22 Q. Exactly?

23 A. Let's just stick to that.

24 Q. You travelled with Dr White?

10:50:28 25 A. Yes, sir.

26 Q. And did you discuss your evidence with Dr White on the
27 way?

28 A. Well, I did not discuss anything with Dr White.

29 Apparently, I already knew my obligations -- the fact

1 that I accepted to be able to come and contribute towards
2 the Special Court, and definitely that was it. So
3 I guess his responsibility was to bring me over, but
4 I did not discuss anything evidently that had to do with
10:50:57 5 this with him.

6 Q. Not once -- not once during that flight did you discuss
7 your evidence with Dr White?

8 A. Well, no; I already presented packages to him and those
9 packages are prepared and given to Dr White. These are
10:51:10 10 the very packages he --

11 Q. So you didn't, fine.

12 A. We didn't deliberate on any other thing, I mean other
13 than having casual conversations, that's all.

14 Q. Once you'd arrived in Freetown, did you see or -- well,
10:51:21 15 did you talk to Dr White by telephone or in his presence?

16 A. No, I mean, Dr White called, "John, how are you doing?
17 Is your accommodation okay?" I mean, these are all
18 casual conversations. Am I restricted to that, sir?

19 Q. General, I'm simply asking you a question.

10:51:37 20 A. I said, yes, sir.

21 Q. I'm not accusing you of anything.

22 A. I say yes, sir.

23 Q. Did you discuss your evidence with Dr White during that
24 period at all?

10:51:45 25 A. I keep saying, counsellor, no, sir.

26 Q. During this visit to Freetown, have you discussed your
27 evidence with Dr White?

28 A. Counsellor, I said no, sir.

29 Q. Have you discussed your evidence with any Prosecution

1 witness on this trip or the last trip?

2 A. I said no, sir.

3 Q. Well --

4 JUDGE BOUTET: Your last question was with Prosecution
10:52:19 5 witnesses.

6 MR JORDASH: Did I say "Prosecution witnesses"?

7 JUDGE THOMPSON: Yes.

8 MR JORDASH: I beg your pardon. I meant -- a slip of the
9 tongue.

10:52:26 10 JUDGE BOUTET: That's why I'm asking the question. Is it your
11 question?

12 MR JORDASH: A slip of my tongue.

13 JUDGE THOMPSON: Did you mean to confine it to Dr White and
14 the Prosecution --

10:52:38 15 MR JORDASH: I was moving from Dr White to other --

16 JUDGE THOMPSON: To something else.

17 MR JORDASH: To other personnel from the Prosecution --

18 JUDGE THOMPSON: Okay. So he did not discuss his evidence
19 with Dr White?

10:52:45 20 PRESIDING JUDGE: [Microphone not activated]

21 MR JORDASH:

22 Q. Have you discussed your evidence with any other
23 Prosecution staff?

24 A. Oh, yes -- a lawyer was with me, definitely in the person
10:53:03 25 of counsellor Chris.

26 [10.49 a.m. HS071004B]

27 Q. Was it not tempting to have a chat with Dr White on your
28 last -- this trip and last trip?

29 A. Well, quite frankly, it was only going through this

1 evidence to make sure that what was being written by me
2 was verified and that's it.

3 Q. With Dr White?

4 A. Not Dr White. You mentioned Dr White I said Dr White and
10:49:44 5 myself had no interaction from the time I submitted my
6 evidence. Then you were saying --

7 JUDGE THOMPSON: Move away from that.

8 MR JORDASH: I was moving by asking him whether --

9 A. You talked about counsellor.

10:49:48 10 Q. I beg your pardon?

11 A. You talk about any of the Prosecution, so --

12 JUDGE THOMPSON: [Microphone not activated] -- the area in
13 which we are, whether he discussed his testimony with any
14 of the Prosecuting counsel --

15 THE WITNESS: Prosecution, so I said yes, it's counsellor --

16 MR JORDASH: General, I'm just trying to have a conversation
17 with His Honour.

18 THE WITNESS: I'm sorry.

19 JUDGE THOMPSON: He did say that he did not discuss his
10:50:12 20 testimony with Dr White, but he admitted discussing his
21 testimony with Prosecuting counsel.

22 MR JORDASH: Yes. I was asking him whether he had been
23 tempted to discuss it with Dr White.

24 JUDGE THOMPSON: Oh, you're going back to Dr White?

10:50:16 25 THE WITNESS: I said, no, sir.

26 MR JORDASH:

27 Q. I'm going to make a very clear suggestion to you.

28 PRESIDING JUDGE: "I was not tempted to discuss my evidence
29 with Dr White."

1 MR JORDASH:
2 Q. You were aware, aren't you, General, that during the
3 course of your evidence in this Court you are not
4 permitted to speak to a Prosecuting representative?
10:51:24 5 A. I'm aware, yes.
6 Q. Are you aware of that?
7 A. Yes.
8 Q. Do you take that seriously, General?
9 A. Very seriously, honestly, too.
10:51:36 10 Q. Because you wouldn't want any suggestion that there'd
11 been any type of misconduct between you and the
12 Prosecution, would you?
13 A. No, sir.
14 Q. You would like to sit in the Court and give your evidence
10:51:58 15 without any suggestion of that misconduct?
16 A. Yes, sir.
17 Q. So why then, General, did you call, by telephone
18 yesterday, Mr Santora?
19 A. Did I call yesterday?
10:52:16 20 Q. I think you know you did.
21 A. No.
22 Q. You didn't?
23 A. Yesterday, I never called.
24 JUDGE THOMPSON: Can you -- why not break the question --
10:52:28 25 whether asking for the motive. The question is loaded.
26 THE WITNESS: No, sir, I did not call.
27 JUDGE THOMPSON: Just a minute, General. Isn't the question
28 loaded? Shouldn't it be in two stages?
29 MR JORDASH: It was a loaded question.

1 JUDGE THOMPSON: Yes, but why a loaded question if the answer
2 could be very argumentative if we don't have it in two
3 stages? Did he make the call, and then you put the
4 suggestion to him.

10:52:54 5 MR JORDASH:
6 Q. I am suggesting to you, General -- well, I'm asking you
7 this question: Did you call, by telephone, Mr Santora
8 yesterday morning?
9 A. I did not call yesterday; negative.

10:53:14 10 Q. Really?
11 A. I did not call.
12 Q. So you didn't call and say, "I know I shouldn't be
13 calling you, Chris, but..."
14 A. Yesterday? You get to verify that because I can't --
10:53:46 15 unless I must be -- I don't know whether I got
16 psychological problem, but to call yesterday and I can't
17 reflect my memory, counsellor.
18 Q. Not very long ago --
19 A. Please re-check your note properly and check. Please,
10:54:02 20 check and be specific. Yesterday?
21 Q. Yesterday.
22 A. Do you have anything that can indicate that I made a
23 telephone call yesterday?
24 JUDGE BOUTET:
10:54:12 25 Q. Mr Witness?
26 A. Yes, sir.
27 Q. You've been asked a very specific question. Did you or
28 did you not call yesterday morning?
29 A. I did not call yesterday, sir.

1 Q. Yesterday afternoon, morning --
2 A. I'm sorry, in the morning, in the afternoon, mid-night; I
3 did not call yesterday.
4 PRESIDING JUDGE:
10:54:24 5 Q. Did you call at any time?
6 A. Yes, sir, there was a call made. It was day before
7 yesterday.
8 JUDGE THOMPSON:
9 Q. To whom?
10:54:40 10 A. Sir?
11 Q. To whom?
12 A. There was a call made.
13 Q. To whom?
14 A. There was a call made to the counsellor.
10:54:46 15 PRESIDING JUDGE:
16 Q. Day before yesterday?
17 JUDGE THOMPSON:
18 Q. By whom?
19 A. By me, sir.
10:54:50 20 Q. But why not, General --
21 A. It wasn't yesterday; it was day before yesterday.
22 JUDGE THOMPSON: So we'll have it, "There was a call made by
23 me."
24 A. By me day before yesterday.
10:55:06 25 Q. To Mr Santora, is it?
26 JUDGE BOUTET:
27 Q. To Chris?
28 A. Yes, Your Honour.
29 JUDGE THOMPSON:

1 Q. Referring to whom? Chris, meaning?
2 A. Sir?
3 Q. Chris, meaning?
4 JUDGE BOUTET: Mr Santora.
5 THE WITNESS: But I would not know his first name, Chris.
6 JUDGE THOMPSON: But we need to have it for the records. I
7 didn't know even --
8 A. I'm sorry, sir.
9 Q. And you said the call was made when?
10:55:46 10 A. That was day before yesterday, not yesterday. I never
11 made any call yesterday. As a matter of fact --
12 JUDGE THOMPSON: Just a minute. What's day before yesterday's
13 date -- is that the 6th, the 5th? Today is the 7th.
14 MR JORDASH: 5th, Your Honour.
10:56:06 15 JUDGE THOMPSON: Right.
16 MR JORDASH:
17 Q. Can I make it absolutely clear, General, I'm not
18 suggesting that Mr Santora did anything wrong; I'm
19 suggesting you knew it was wrong to call Mr Santora, but
10:56:24 20 yet you still did; is that correct?
21 A. No, sir.
22 Q. But you've told us only three or four minutes ago you
23 knew you were not allowed to speak to Prosecuting coun --
24 representatives during the course of your evidence.
10:56:40 25 A. I got to know that when I did the call day before
26 yesterday and he said, "You are not supposed to be
27 talking to me," and that was it.
28 Q. So why did you say, then, to Mr Santora, "I know I'm not
29 supposed to be calling me"?

1 A. When he said, "You're not supposed to be talking to me."
2 And I said, "I know I'm not supposed to be calling you",
3 and that's it. He didn't say anything further and he
4 switched off the phone, and that was it.

10:57:06 5 Q. I'm not -- like I said, I'm not suggesting Mr Santora did
6 anything wrong --
7 A. Nor am I saying it's wrong either, but I'm saying --
8 Q. -- what I'm saying, you --
9 A. -- I want to be very honest and give you my sincerity. I
10:57:10 10 did call, but it wasn't yesterday. I'm telling you,
11 honestly. I got no business lying and I should speak the
12 truth and the truth is the truth. I did call day before
13 yesterday, not yesterday as alleged by you.
14 Q. Are you trying to assist this Court at this moment?

10:57:32 15 A. Sir?
16 Q. Are you trying to assist this Court --
17 A. If I'm trying to assist?
18 Q. Are you trying to help this Court with the truth?
19 A. Well, that's what brought me over here.

10:57:42 20 Q. So listen to my question then.
21 A. Go ahead, sir.
22 Q. Why did you say to Mr Santora, "I know I'm not supposed
23 to be calling you"?
24 A. When he said, "You're not supposed to be calling
10:57:56 25 me" --
26 Q. You said, "I know."
27 A. "I'm not supposed to be calling you," and he switched
28 off the phone. So what is the point in there you're
29 trying to get?

1 Q. I think you know perfectly well --

2 A. I don't know what point you're getting at, counsellor.

3 Q. The point is you knew you were not supposed to call

4 Mr Santora --

10:58:08 5 A. You already asked that.

6 Q. -- did you, or did you not know that?

7 A. You asked and I admitted, yes, day before yesterday --

8 Q. Did you know that?

9 A. Did I know that? No, not until when he told me that,

10:58:18 10 "You are not supposed to be calling me."

11 Q. So why did you say, "I know."

12 PRESIDING JUDGE: Just a minute, please -- just a minute.

13 Yes.

14 MR JORDASH:

10:59:12 15 Q. Why did you say, "I know, I'm not supposed to be calling

16 you"?

17 A. Because when he told me, "You're not supposed to be

18 calling me."

19 Q. And you said, "I --

10:59:30 20 A. Maybe I have a problem with the English language,

21 perhaps, and since you are the counsellor, perhaps you

22 can maybe help me to paraphrase it, but I said, "I know

23 I'm not supposed to be calling you." He said, "You're

24 not supposed to be calling me." And probably I should

10:59:42 25 have said, "I didn't know I should have been calling

26 you." Then you could paraphrase it, but that's what I

27 meant and that was the very respond when he said, "You're

28 not supposed to be calling me."

29 Q. I think it's all on the record, General, for the

1 Honourable Judges to decide. What did you call him for?
2 A. What did I call him for? I'm listening to you, sir.
3 Q. I've asked you a question.
4 JUDGE BOUTET: The question is: What did you call him for?
11:00:16 5 A. Why did I call him?
6 MR JORDASH:
7 Q. I know --
8 A. Because he is my counsellor. I didn't know that I was
9 not supposed to be calling, so when I called he said,
11:00:24 10 "You're not supposed to be calling me." So -- and that
11 was it.
12 Q. What did you want to talk to him about?
13 A. Well, I have never been to court before and the normal
14 proceeding is, if you have a counsellor defending you,
11:00:42 15 definitely you have to call and so when I call and he
16 said, "You're not supposed to be talking to me", I said,
17 "Okay, sir" and he switched off the phone and that was
18 it. There was no other conversation besides that.
19 Q. What did you want to talk to him about?
11:01:02 20 A. Well, evidently that was not anything it has to do with
21 the issues.
22 Q. What did you want to talk to him about?
23 A. We're on a Court issue and so I wanted to seek some
24 advice -- legal advice from him and so he didn't talk to
11:01:06 25 me, and that was it.
26 JUDGE THOMPSON: General, I am sure you want to treat the
27 Court with candour. I mean, if you admitted that you
28 called him and he told you that you were not supposed to
29 be calling him --

1 THE WITNESS: I didn't call him after that, sir.
2 JUDGE THOMPSON: Well, yes, I mean, take your time --
3 THE WITNESS: I'm sorry, Your Honour, sir.
4 JUDGE THOMPSON: -- and he said you were not supposed to be
11:01:32 5 calling him.
6 THE WITNESS: He did say that.
7 JUDGE THOMPSON: And you acknowledged that, according to your
8 evidence, and counsel now puts a question: What did you
9 want to talk to him about? That's a different level of
11:01:50 10 analysis or questioning from whether you knew it was
11 right or wrong to call him or not --
12 THE WITNESS: I'm sorry.
13 JUDGE THOMPSON: Well, that's a different analysis.
14 THE WITNESS: Okay, sir.
11:01:52 15 JUDGE THOMPSON: Counsel now wants to know -- and you've been
16 treating this Court with utmost candour. At times when
17 you tell us things, you know, you expand, you even say
18 you want to clarify -- you want to put the context. So
19 in the same vein, counsel wants to know why you wanted --
11:02:14 20 what you wanted to talk to him about.
21 PRESIDING JUDGE: What was the nature? You said, you called
22 him because he is your counsel --
23 THE WITNESS: Well, he is my counsel.
24 PRESIDING JUDGE: -- and you wanted to seek -- seek --
11:02:26 25 THE WITNESS: Well, its a normal routine. He's my counsellor.
26 PRESIDING JUDGE: We are not -- I don't want to get into
27 that --
28 THE WITNESS: Yes, sir.
29 PRESIDING JUDGE: -- you know, but you said you called him to

1 seek for some legal advice.

2 THE WITNESS: Well, because he is my counsellor, sir.

3 PRESIDING JUDGE: Yes. Now what is this legal advice -- what

4 did you want -- what advice did you want from him?

11:02:42 5 JUDGE THOMPSON: Yes, we want to know what you called him for,

6 and counsel is entitled to ask that question.

7 THE WITNESS: Well, when I called him as a counsellor and he

8 switched off the phone, so I didn't say anything further.

9 JUDGE THOMPSON: No. Let's not get entangled about this.

11:02:52 10 THE WITNESS: Yes, sir.

11 JUDGE THOMPSON: I mean, General, you've demonstrated so much

12 candour here. You're a man of knowledge; I mean you know

13 your -- a high professionalism --

14 THE WITNESS: Yes, sir.

11:03:06 15 JUDGE THOMPSON: Counsel wants to know, apart from the fact

16 that learned counsel said you are not supposed to be

17 calling me and you acknowledged that, he wants to know

18 what was the motive, or what was the reason, or what did

19 you want to talk to him about when you called him.

11:03:26 20 That's a separate and distinct question --

21 THE WITNESS: All right, sir.

22 JUDGE THOMPSON: -- from what you're taking us back to.

23 THE WITNESS: I have --

24 PRESIDING JUDGE: What was in your mind?

11:03:32 25 THE WITNESS: What was in my mind --

26 JUDGE THOMPSON: Remember we are mature people ourselves.

27 THE WITNESS: -- was to be able to clarify -- I had my

28 documents -- copy of my documents back home. Was it

29 proper for me to take along my document in the Court just

1 in case when I'm asked, I should be able to make
2 reference to the documents that I have at home, but he
3 didn't give me sense so -- you know, I have a bag that I
4 usually travel with. So I was asking his permission if
11:03:54 5 he would allow me to bring these -- the documents that I
6 have so just in case the Judges would want to make
7 reference to, and I would be able to make a reference to
8 those documents.

9 JUDGE THOMPSON: You were calling him to find out whether it
11:04:52 10 was proper to bring your documents and notes to court --

11 THE WITNESS: Yes, sir.

12 JUDGE THOMPSON: -- from which to refresh your memory --

13 THE WITNESS: Yes, sir.

14 JUDGE THOMPSON: -- is that what you're telling us?

11:04:56 15 THE WITNESS: Yes, sir, and I wanted his advice on that,
16 because I didn't want to go against the court rules, but
17 he didn't talk to me. He said, "I'm not supposed to be
18 talking to you", and he switched off the phone.

19 JUDGE THOMPSON: That's okay, we've got that. Learned
11:05:12 20 counsel --

21 MR JORDASH: Your Honour, thank you.

22 Q. So I just want you to be very careful here, General,
23 Okay?

24 A. Of course, I am, sir.

11:05:22 25 Q. I know you are. Is it your truthful evidence that you
26 spoke to Mr Santora, he told you he wasn't supposed to
27 speak to you, and you put the phone down at that point;
28 is that your truth?

29 A. Yes, I put the phone down at that point.

1 Q. Did you speak about anything at all?
2 A. Not to my knowledge.
3 Q. Is that the truth?
4 A. That is the truth I'm telling you.
11:06:06 5 Q. Well, General, I would say that's a lie. What do you
6 say?
7 A. In what respect?
8 Q. You mentioned to Mr Santora an exclusive polygraph in
9 Washington, didn't you?
11:06:30 10 A. An exclusive polygraph in Washington?
11 Q. You mentioned that, didn't you?
12 A. That was the documents -- there was an exclusive
13 interview that was done in Washington, but I did not take
14 a polygraph test in Washington.
11:06:52 15 Q. Don't avoid the question, General. You mentioned
16 exclusive polygraph in Washington, didn't you?
17 A. I did not mention anything about exclusive polygraph in
18 Washington. I did not take any Polygraph test in
19 Washington.
11:07:06 20 JUDGE THOMPSON: General, please confine yourself to the --
21 THE WITNESS: I said no, sir.
22 JUDGE THOMPSON: Did you in your conversation, however brief,
23 with learned counsel Santora, mention anything about an
24 exclusive Polygraph in Washington? That is how counsel
11:07:16 25 --
26 THE WITNESS: No, sir.
27 JUDGE THOMPSON: The question is so precise and specific.
28 THE WITNESS: I'm sorry, no sir. I'm sorry, Your Honour. No,
29 sir.

1 JUDGE BOUTET: Or about a polygraph, let's forget exclusive.
2 Did you mention to Mr Santora, when you called him,
3 anything about a polygraph in Washington?
4 THE WITNESS: No, sir. I did not mention anything about a
11:07:54 5 polygraph in Washington.
6 JUDGE BOUTET: Thank you.
7 THE WITNESS: Yes, sir.
8 MR JORDASH:
9 Q. Can we rely upon the rest of your evidence in the same
11:08:18 10 way as we can rely upon that answer?
11 A. Definitely. You can rely on my evidences.
12 Q. The rest of your evidence is as truthful as that?
13 A. I have told you that under oath.
14 Q. So the answer is yes?
11:08:34 15 A. Yes, sir.
16 Q. Thank you.
17 A. I'm under oath.
18 Q. I'm suggesting to you, General, that you've lied and lied
19 and lied again in this Court; is that true?
11:08:52 20 A. No, sir.
21 Q. And you've tailored your evidence to make the Prosecution
22 happy, haven't you?
23 A. No, sir.
24 Q. It's only when you --
11:09:02 25 JUDGE THOMPSON: Counsel, come on, counsel.
26 MR JORDASH: I beg your pardon.
27 JUDGE THOMPSON: You put on a string of allegation here. "I
28 have not tailored my evidence" -- did you say "To make
29 the Prosecution happy"?

1 MR JORDASH: Yes.
2 JUDGE THOMPSON: Yes.
3 MR JORDASH:
4 Q. And you've tried to implicate Mr Issa Sesay simply
11:09:42 5 because you feel you owe the Prosecution?
6 A. No, sir.
7 PRESIDING JUDGE: Simply because he owns?
8 MR JORDASH: He owed.
9 PRESIDING JUDGE: He owed.
11:10:00 10 MR JORDASH: A debt.
11 JUDGE THOMPSON: An interesting form of words.
12 MR JORDASH:
13 Q. When did you first learn --
14 PRESIDING JUDGE: It means that you are putting the
11:10:24 15 Prosecution's conduct in issue as well.
16 MR JORDASH: I'm putting Dr White --
17 PRESIDING JUDGE: The conduct of the Prosecution in issue as
18 well.
19 MR JORDASH: I'm putting Dr White's conduct in issue, but
11:10:40 20 nobody else.
21 JUDGE THOMPSON: I hope you wouldn't really go beyond that
22 insinuation, because that would reflect unfavourably and
23 it would not be in the true tradition of the
24 administration of justice. They've got to put their case
11:10:42 25 as vigorously --
26 MR JORDASH: In no way do I cast any --
27 JUDGE THOMPSON: Right.
28 MR JORDASH: -- whatsoever on the Prosecution team --
29 JUDGE THOMPSON: Okay.

1 MR JORDASH: -- but I do submit --
2 JUDGE THOMPSON: Okay.
3 PRESIDING JUDGE: [Microphones not activated] -- the
4 Prosecution a debt. Proceed, counsel.
11:11:08 5 MR JORDASH:
6 Q. When did you first learn that the trial you would be
7 giving evidence in is a trial involving Gbao, Kallon and
8 Sesay?
9 A. They did not tell me a trial involving Gbao, Sesay, or
11:11:26 10 whoever, but the point was that whether I'm knowledgeable
11 about activities -- operational activities about the RUF
12 with Charles Taylor's connections, Sankoh --
13 Q. When did you first learn that you would be giving
14 evidence --
11:11:50 15 PRESIDING JUDGE: Please, please, please, I'm recording what
16 he said. Take --
17 JUDGE THOMPSON: "I have knowledge about RUF activities..."
18 THE WITNESS: Whether I'm knowledgeable --
19 JUDGE THOMPSON: Yes.
11:12:00 20 THE WITNESS: About the RUF operational activities with
21 Charles Taylor and Sankoh, but it was not specifically
22 referred to Issa Sesay, Morris Kallon, Gbao, and whoever
23 was connected to the RUF.
24 JUDGE THOMPSON: Yes, quite. I got it.
11:12:22 25 THE WITNESS: Yes, sir.
26 MR JORDASH:
27 Q. When did you first learn?
28 A. That was immediately when I came to my new locations.
29 Q. From Ghana?

1 A. I thought your memory should serve you well, sir. I
2 said, when I came to my new location in Ghana, I was
3 trying to seek refuge. I wrote a letter to the UNHCR.
4 Q. Okay, my mistake, General. Did you know that this is the
11:12:58 5 trial you would give evidence in when you first came to
6 Freetown on the 28th of June?
7 A. If I what?
8 Q. Did you know when you came on the 28th of June?
9 A. But that was after the exclusive --
11:13:18 10 Q. Did you know?
11 A. After the exclusive interview in Washington DC.
12 PRESIDING JUDGE: Please, please; General, please.
13 THE WITNESS: Yes, sir, I knew.
14 MR JORDASH:
11:13:26 15 Q. You knew at that stage?
16 A. I knew at that time already. It was --
17 Q. Thank you.
18 A. -- after the exclusive interview. Yes, sir.
19 Q. So you learnt after --
11:13:30 20 JUDGE THOMPSON: You knew what?
21 PRESIDING JUDGE: Please --
22 JUDGE THOMPSON: We're getting so disorganised.
23 PRESIDING JUDGE: -- also kindly allow us to get the notes
24 straight; it is important.
11:13:32 25 MR JORDASH: I am so sorry.
26 JUDGE THOMPSON: He learnt what?
27 PRESIDING JUDGE: What did he know?
28 MR JORDASH: It's a question for you, General.
29 THE WITNESS: What do I know?

1 PRESIDING: Ask him the question, you know, again.
2 MR JORDASH:
3 Q. What did you learn at that stage?
4 JUDGE THOMPSON: During the first visit?
11:13:58 5 MR JORDASH:
6 Q. Yes, the first visit?
7 A. Are you saying the first visit?
8 Q. When you came to Freetown on the 28th of June, of this
9 year, did you know before you came that this was the
11:14:06 10 trial you would give evidence in?
11 JUDGE THOMPSON: Right. Let's have the answer then.
12 THE WITNESS: The RUF trial, yes, sir.
13 MR JORDASH:
14 Q. Did you learn that --
11:14:18 15 PRESIDING JUDGE: Please wait.
16 MR JORDASH:
17 Q. When specifically, to the nearest day, did you learn
18 that?
19 A. The nearest day -- what nearest day -- be specific? I
11:15:02 20 don't know which date you're talking about.
21 JUDGE BOUTET: When did you learn that you were coming here to
22 testify at the trial for the RUF accused?
23 THE WITNESS: That's very good, sir. Now I get the question
24 very clearly. I got to learn this when I first arrived
11:15:20 25 at my new location and in April I had an exclusive
26 interview with Dr Allan White as chief investigator for
27 the Special Court in Sierra Leone.
28 MR JORDASH:
29 Q. So you learnt about it in April 2003?

1 A. 2003.

2 JUDGE THOMPSON: I must be confused here. What -- I thought I
3 gathered the question from learned counsel for the first
4 accused to be, when did you, or which particular day
11:15:46 5 during your first visit -- is that the June visit; isn't
6 it? Because the answer is when I first came to Freetown
7 in June 2004 I knew I was going to give evidence in the
8 RUF trial, and you had a follow-up question: When to the
9 last day did you learn that --

11:16:10 10 MR JORDASH: Yes.

11 JUDGE THOMPSON: -- and it would seem therefore then the
12 answer now takes us back to an earlier timeframe. We are
13 in the June timeframe; am I right or am I getting it
14 confused?

11:16:34 15 MR JORDASH: Well [overlapping microphones] the general
16 answers are little less than certain. What I am seeking
17 is very straightforward: When it was the General learnt
18 that he would be attending to give evidence in this trial
19 with these accused.

11:16:44 20 PRESIDING JUDGE: Exactly, because the General has testified
21 that when he came on the first occasion - that was in
22 June - he knew that he was coming to testify in this case
23 --

24 JUDGE THOMPSON: Quite right, and that was the context --

11:16:54 25 PRESIDING JUDGE: -- so the question is when did you first
26 learn, you know, that you were coming to give evidence in
27 this trial; is that your question?

28 MR JORDASH: That's it.

29 PRESIDING JUDGE: Right.

1 THE WITNESS: And counsellor has clearly stated that it was
2 during the 2003 April exclusive interview.

3 MR JORDASH:

4 Q. Was it after the interview, before the interview or --

11:17:20 5 PRESIDING JUDGE: No, you see, General, please answer the
6 question.

7 THE WITNESS: Yes, sir.

8 MR JORDASH:

9 Q. When did you first learn that you were coming to give
11:17:24 10 evidence in this RUF case?

11 A. When I --

12 Q. When did you first know?

13 A. When I newly get to my new location, that was the very
14 first time, because I had to write the 17-page document
11:17:46 15 and the questionnaires that were sent to me. The second
16 time was in April 2003; that was when Dr Allan White went
17 to Washington DC and I left from my new location. We met
18 and it was an exclusive interview and that was the time I
19 knew I was supposed to be coming.

11:18:18 20 MR JORDASH:

21 Q. When did you --

22 PRESIDING JUDGE: Please, and this was when you had an
23 interview with Dr White?

24 A. Yes, sir, April 2003 in Washington DC.

11:19:32 25 PRESIDING JUDGE: Do you have an urgent question as a
26 follow-up or may we --

27 JUDGE THOMPSON: But before we close -- before we take a
28 break, if we want to, but specifically you learnt that
29 you were going to give evidence in the RUF trial in June

1 2004.

2 JUDGE BOUTET: No, no --

3 PRESIDING JUDGE: No, he came to -- he came to give --

4 JUDGE THOMPSON: Yes; in other words that was [microphones not
11:19:54 5 activated] give evidence in this trial.

6 MR JORDASH: That is what he first said.

7 JUDGE THOMPSON: [Microphones not activated]

8 THE WITNESS: The mic --

9 MR JORDASH: It's not and I'm just -- could I just ask one
11:20:06 10 follow-on question?

11 PRESIDING JUDGE: I think he has a problem with his -- your
12 microphone is not on.

13 JUDGE THOMPSON: I apologise --

14 THE WITNESS: Okay, now I can hear you, sir. I'm sorry.

11:20:24 15 JUDGE THOMPSON: Yes. In other words, you did say that you
16 first learnt that you were to testify in the RUF trial
17 during your first visit in June 2004 and -- but now, of
18 course, also you said that you first learnt that you were
19 going to testify for the Special Court in April 2003.

11:20:42 20 THE WITNESS: That's why I wanted to clarify because --

21 JUDGE THOMPSON: I don't see any difficulty in that.

22 THE WITNESS: I knew already that after the exclusive
23 interview --

24 JUDGE THOMPSON: With White.

11:21:06 25 THE WITNESS: That was in April --

26 JUDGE THOMPSON: Yes, April 2003.

27 THE WITNESS: -- and then I was already set waiting, so they
28 picked me up in June 28th and came over. I knew that I
29 was going to testify in June when we came in June. And

1 then after that I had to go back and this time around I
2 came, and I knew I was coming to testify.

3 JUDGE THOMPSON: But in the RUF case.

4 THE WITNESS: Yes, sir.

11:21:26 5 JUDGE THOMPSON: That's fine. I just want to make sure the
6 records reflect those.

7 MR JORDASH: Can I just ask one question before the break to
8 follow on from this?

9 PRESIDING JUDGE: Yes.

11:21:42 10 MR JORDASH:

11 Q. Now, just listen very carefully, General, so we can --

12 A. I am very careful; I'm a good listener.

13 Q. Just listen now, if you would. When did you first learn
14 that you would testify in a trial with Mr Issa Sesay as
11:21:58 15 an accused?

16 A. Well, in RUF trials as a general -- RUF trial generally;
17 it was not specific.

18 Q. When did you --

19 A. RUF trial with respect to the operational activities with
11:22:16 20 the RUF and Charles Taylor.

21 Q. When did you learn that you would give evidence in a
22 trial involving Issa Sesay as an accused?

23 A. It was the RUF and the commanders as a whole.

24 Q. When did you learn that you would give evidence in a
11:22:34 25 trial of --

26 A. I just told you after the exclusive interview in April.

27 Q. Do you know this trial involves Issa Sesay as an accused?

28 A. Say that again.

29 Q. Do you know this trial involves Issa Sesay as an accused?

1 A. If I know?
2 Q. Do you know that?
3 A. From the exclusive interview?
4 Q. Do you know that?
11:22:54 5 A. From the exclusive interview and the activities --
6 Q. General, please answer the question.
7 A. Yes, I do know, yes.
8 Q. So you do know?
9 A. I do know.
11:22:56 10 Q. When did you learn it?
11 A. For the entire operational activity from the interview,
12 yes, the names were mentioned.
13 JUDGE BOUTET: No, no, General, General --
14 THE WITNESS: Yes, sir.
11:23:04 15 Q. The question is very specific. The question is when did
16 you learn for the first time that you were coming to
17 testify at the trial of an accused by the name of Sesay.
18 Have you ever learnt about that?
19 A. Yes, sir. I learnt about --
11:23:16 20 Q. When?
21 A. During the exclusive interview when I was coming in June.
22 MR JORDASH:
23 Q. During it or after it?
24 A. Say that again.
11:23:28 25 Q. There is nothing in the exclusive interview which states
26 that Issa Sesay would be in this trial. Take that from
27 me, General.
28 A. No, during my exclusive interview the RUF commanders were
29 mentioned.

1 Q. They were mentioned?
2 A. Yes.
3 Q. But it wasn't mentioned in that interview that Issa Sesay
4 would be in the trial, was it? So when did you learn?
11:23:58 5 A. It was mentioned.
6 MR JORDASH: Well, Your Honours, perhaps this is a good
7 time --
8 JUDGE THOMPSON: Let me ask one short question.
9 Q. When was your exclusive interview?
11:24:08 10 A. It was April, sir.
11 Q. Why is it so important that it's exclusive? Was there
12 any other interview that was --
13 A. When I say "exclusive", it was to verify, because he
14 asked what was the communication like when I went to my
11:24:24 15 new location, and he emphasised on questionnaires --
16 Q. I see.
17 A. -- and those questionnaires, as I was saying, they wasn't
18 physical --
19 Q. All right. Thank you.
11:24:26 20 A. -- so he came into conduct the exclusive interview --
21 Q. So that's the --
22 A. -- to back of those documents as to whether what I said
23 it was verified, and besides that, it has to be
24 notarised --
11:24:42 25 Q. Thank you.
26 A. It was notarized to make it validated.
27 JUDGE THOMPSON: I'm happy with that.
28 THE WITNESS: Yes, sir.
29 MR JORDASH: Your Honours, I don't know if this is a good time

1 for a break. I don't know if it's also a good time for
2 the -- and I just offer this as a suggestion, nothing
3 more, but it might be a good time for the General to have
4 a look through that exclusive interview to see if I am
11:25:02 5 right when I say there is no indication in that interview
6 that Mr Sesay will be in this trial.

7 JUDGE BOUTET: But he just testified that there were
8 indications during that interview that Sesay would be an
9 accused at this trial. He just testified to --

11:25:22 10 PRESIDING JUDGE: He was mentioned as one of the field
11 commanders.

12 THE WITNESS: Yes, sir.

13 MR JORDASH: But that's different, Your Honour, to whether he
14 would be in this trial.

11:25:32 15 JUDGE BOUTET: But ask the question then. I mean, that was my
16 understanding. I may be wrong in my appreciation of his
17 evidence in this respect, but maybe you should clarify
18 that.

19 MR JORDASH:

11:25:40 20 Q. How did you learn during the course of that exclusive
21 interview that Mr Sesay would be in this trial?

22 A. How do I learn?

23 Q. How did you learn?

24 A. But Mr Sesay is part of the RUF command structure and on
11:26:00 25 one or two occasions he did meet, and definitely he
26 interacted with Charles Taylor, and he was one of
27 Sankoh's commanders and Sam Bockarie. So I had to
28 mention his name, because he was part of the RUF command.

29 JUDGE BOUTET: Yes, but General --

1 THE WITNESS: Yes, sir.

2 Q. -- during that exclusive interview --

3 A. Yes, sir.

4 Q. Was it or was it not discussed that Mr Sesay was an
11:26:28 5 accused, and that you would testify at his trial as an
6 accused -- not you, but Sesay as an accused?

7 A. No, sir, within that interview -- it was exclusively done
8 to verify my own knowledge with respect to the
9 operational activity of the RUF.

11:26:50 10 Q. Okay. That's okay. So Mr Sesay's name was mentioned
11 because --

12 A. He was one of the commanders.

13 Q. -- you did describe him as part of the command
14 structure --

15 A. Exactly.

16 Q. But not as an accused at this time.

17 A. As an accused at that time.

18 Q. Thanks.

19 PRESIDING JUDGE: That was in April --

11:27:12 20 JUDGE THOMPSON: That was in April 2003.

21 THE WITNESS: 2003, April.

22 JUDGE BOUTET: Thank you.

23 JUDGE THOMPSON: So it was in an operational context.

24 THE WITNESS: It was an operational -- exclusive interview.

25 JUDGE THOMPSON: Not in the context of any possible --

26 A. Individuality.

27 Q. -- general charge or --

28 A. No, sir.

29 JUDGE THOMPSON: Right. That's the distinction which seems to

1 be featuring here.

2 MR JORDASH: What I am interested in is when the General
3 specifically knew that Mr Sesay would be sitting there,
4 because not every commander from the RUF is sitting
11:27:40 5 behind me.

6 A. When did I know?

7 Q. Yes, General.

8 A. When I come, my concentration is --

9 Q. When, General?

11:27:50 10 A. -- with the judge.

11 Q. When, General?

12 A. I know all parties concerned in the court --

13 Q. When, General?

14 A. -- from the very day I arrived in here.

11:27:58 15 Q. So on the day you arrived here on the 28th of June you
16 were told that --

17 A. Not June; when I arrived just on Monday.

18 Q. That was the first time you knew Sesay would be in this
19 trial?

11:28:14 20 A. All I knew is RUF commanders were going to be in trial.

21 Q. Well, let me put it clearer to you, General, since we are
22 not getting anywhere. I suggest that you learnt that he
23 was going to be in this trial after the exclusive
24 interview.

11:28:32 25 A. That is your suggestion, it's not my suggestion.

26 Q. Would you like to answer whether that's a correct
27 suggestion or not?

28 A. I cannot answer to your suggestion, sir.

29 PRESIDING JUDGE: No, no. Do you agree with that suggestion?

1 A. What, sir?

2 Q. Do you agree with the suggestion he is making?

3 A. What suggestion?

4 PRESIDING JUDGE: Can you put it to him again?

11:28:44 5 MR JORDASH:

6 Q. That you learnt that Mr Sesay would be in this trial
7 after the exclusive interview in April 2003.

8 A. Oh, definitely. Once he was part of the RUF high
9 command, I knew he was going to be --

11:28:54 10 Q. General, your English is good, isn't it?

11 A. But your English is as good as mine, too, sir.

12 Q. So we should be able to communicate a bit better than
13 this.

14 A. We are communicating effectively.

11:29:12 15 Q. Well, I hope it doesn't go badly. After the April
16 exclusive interview that's when you learnt Sesay was
17 going to be in this case, didn't you?

18 JUDGE THOMPSON: General, you can either agree or disagree.

19 THE WITNESS: No, sir.

11:29:16 20 JUDGE THOMPSON: You disagree with that?

21 THE WITNESS: I disagree with that.

22 MR JORDASH: Perhaps --

23 PRESIDING JUDGE: Are you -- you've completed your chain of
24 questions in that regard. Well, I know you have not
11:29:36 25 rounded up -- I know you have not rounded up. We shall
26 rise for a few minutes and return to continue with the
27 cross-examination by Mr Jordash. The Court will rise
28 please.

29 [Break taken at 11.30 a.m]

- 1 [On resuming at 11.58 a.m.]
- 2 PRESIDING JUDGE: Yes, the session -- we are resuming the
3 session. Mr Jordash, you may wish to continue.
- 4 MR JORDASH: Your Honour, thank you.
- 11:58:26 5 Q. The reason, General, that I suggested you only found out
6 Mr Sesay being in this trial after the exclusive
7 interview -- so I suggest that since then you've added
8 evidence against Mr Sesay; do you accept that?
- 9 A. Which evidence?
- 11:58:44 10 Q. Okay, I will give you some examples. You alleged on
11 Tuesday this week that in 1993 the RUF were coming to the
12 executive mansion with looted items and Issa Sesay
13 accompanied one of those trips and that was the very
14 first time you'd ever mentioned Mr Sesay in that context,
11:59:16 15 wasn't it?
- 16 A. I didn't have to confine myself in the process of
17 explanations. Of course that's when it expanded, but I
18 didn't have to confine myself. What I'm knowledgeable of
19 and it can be afresh - I think I should be able to expose
11:59:30 20 it.
- 21 Q. Why didn't you mention that in any of your previous
22 interviews with the Prosecution?
- 23 A. Say that again.
- 24 Q. Why was Tuesday the very first time you mentioned that
11:59:46 25 allegation against Mr Sesay?
- 26 A. It's mentioned in the exclusive interview that RUF
27 commanders were coming from Sierra Leone, passing through
28 Lofa County with looted items --
- 29 Q. When did --

1 A. -- on the Man diesel truck that came to Gbarnga first
2 time, October 1992, and that continues periodically.
3 Q. Why did you not mention in any previous interview, and
4 only until Tuesday this week, that Mr Sesay had been to
12:00:36 5 the executive mansion with looted items in 1993?
6 A. I said Gbarnga; I didn't say executive mansion --
7 Gbarnga.
8 Q. Gbarnga then.
9 A. Those were RUF commanders. From '93 they started to pull
12:00:52 10 and --
11 Q. Why did you not mention it, General?
12 A. Say that again.
13 Q. Why did you not mention it until Tuesday?
14 A. But I didn't have to be too specific; we're talking about
12:01:00 15 RUF commanders.
16 Q. Why did you not mention it until Tuesday?
17 A. I say RUF commanders.
18 Q. No, actually, General, you didn't mention anything about
19 the RUF in 1993 coming to Gbarnga with looted items in
12:01:16 20 any of your interviews.
21 A. 1992, '93 and onwards, yes, and that's when they change
22 the name from Sierra Leone to Kuwait.
23 Q. Don't change the subject. I suggest to you you didn't
24 mention in any previous --
12:01:30 25 A. But, counsellor, I want you to be very objective here.
26 Let's be realistic, this is an event that occur 14 years
27 back. I'm not a [inaudible] that I would be able to
28 recall and memorise everything. I think I'm trying to do
29 my best as the best possible means to be able to at least

1 give you some of these synopsis -- some of these
2 scenario, the stories that happens and this is no
3 hypothetical situation, sir.

4 Q. Why did you not mention in any of your previous
12:02:02 5 interviews --

6 A. I did mention.

7 Q. Let me finish, please.

8 A. I did mention, sir.

9 Q. Why did you not mention -- you mentioned what?

12:02:08 10 A. I did mention that Kallon, Sesay, Gbao and some other RUF
11 commanders definitely visited Gbarnga frequently.

12 Q. Well, it's a matter of record, I suggest, and then I will
13 move on. I suggest that you did not say at any stage in
14 your interviews that the RUF had been coming in 1993 with
12:02:32 15 looted items and one of those trips had involved Issa
16 Sesay.

17 A. Initial statement -- initial statement -- I said RUF and
18 the NPFL activities started in '91 up to --

19 Q. Let's stick with '93.

12:02:54 20 A. Say that again.

21 Q. Let's stick with '93.

22 A. But that's what I'm saying. From '91, '92, '93 they were
23 coming into Gbarnga with looted items.

24 Q. It's not in your interview, General, I suggest.

12:03:02 25 A. It doesn't have to be in there. I'm here, I wrote and
26 definitely in the event where it can be expanded and
27 justifiable, definitely I have to say as long as it comes
28 to my memory.

29 Q. Why did you not mention in any of your previous

1 interviews that Mr Sesay had been to Gbarnga sometimes in
2 '97 to '99?

3 A. Why didn't I mention that? In the interview it was
4 mention that he was one of the commanders of the RUF and
12:03:32 5 in my written statement it was mentioned, and I am here
6 to verify that, that yes, I did see Issa Sesay, Kallon,
7 Bockarie, Corporal Sankoh and some of the very RUF
8 fighters to include the NPFL fighters that were attached
9 to the RUF to invade Sierra Leone.

12:03:56 10 Q. Well, it's again a matter of record. I will move on.
11 Why did you not mention that in any of your previous
12 interviews that Mr Sesay had been to Gbarnga in 1998 and
13 was supplied with weapons at Kolahun?

14 A. I don't have to be very specific. They were RUF
12:04:08 15 commanders, but now that it's in court and definitely we
16 have to make sure I was asked for names. Then I have to
17 make sure to mention these people that I saw physically.
18 JUDGE THOMPSON: Yes.

19 MR SANTORA: I just wanted to clarify. Was it Gbarnga in 1998
12:04:28 20 that it was asserted was mentioned in direct testimony,
21 because that isn't -- there is no evidence that Gbarnga
22 was the location of the presence of RUF commanders in
23 1998.

24 JUDGE THOMPSON: Yes, I'm a little concerned myself for the
12:04:46 25 lack of specificity on the part of learned counsel for
26 the first accused, because really we are not -- it would
27 seem as if we are not being methodical here. If there
28 are specific allegations, couldn't we have the
29 references, because what I sense you are doing is trying

1 to highlight alleged inconsistencies between his oral
2 testimony before this court and his out-of-court
3 statements.
4 PRESIDING JUDGE: Or an amplification, maybe.

12:05:18 5 JUDGE THOMPSON: Yes. So, so -- of course I was going to
6 remind learned counsel for the first accused that we have
7 an authoritative decision on this subject whereby we have
8 given -- made it quite clear that this court adheres to
9 the principle of orality, which means that witnesses can
12:05:36 10 expand and amplify upon their statements given to the
11 Prosecution, but of course without prejudice to the
12 entitlement of Defence counsel to cross-examine
13 extensively on alleged inconsistencies. But when you
14 were putting the question, I was at a loss to understand
12:06:04 15 which particular references you were making and putting
16 to him. It would seem as if you were taking a
17 consolidated timeframe.
18 MR JORDASH: Well, can I answer that in two ways?
19 JUDGE THOMPSON: Yes.

12:06:22 20 MR JORDASH: I accept, of course, Your Honours' ruling as to
21 the principle of orality.
22 JUDGE THOMPSON: Orality, quite.
23 MR JORDASH: Of course it's very well-known and, certainly, I
24 accept that.

12:06:30 25 JUDGE THOMPSON: Yes.
26 MR JORDASH: What it doesn't, of course, prevent is a
27 challenge to the credibility of a witness --
28 JUDGE THOMPSON: Oh, I concede to that without even question.
29 Quite. It's just that I was thinking that, in helping us

1 to appreciate the perceived inconsistencies, you will
2 need to go methodically so that we will know which
3 particular specific allegations you are putting to him in
4 respect of which you want responses.

12:06:58 5 MR JORDASH: Well, for the avoidance of doubt, I was
6 discussing 1993 when General Tarnue said that the RUF
7 came to Gbarnga --

8 JUDGE THOMPSON: Which statement was that?

9 MR JORDASH: A statement made in court -- the statement the
12:07:12 10 General made in court --

11 JUDGE THOMPSON: Yes, all right.

12 MR JORDASH: -- on Tuesday.

13 JUDGE THOMPSON: And then when you're referring to the written
14 statement, are you referring to his exclusive 17-page --

12:07:20 15 MR JORDASH: All of his written statement.

16 JUDGE THOMPSON: I see. Well, let's be a little more specific
17 as we go along. That's all right, counsel.

18 MR JORDASH: My suggestion is that it was the very first time
19 that allegation was made.

12:07:30 20 JUDGE THOMPSON: I see. Okay.

21 MR JORDASH: The very first time.

22 JUDGE THOMPSON: All right.

23 JUDGE BOUTET: But the objection at the end was you did refer
24 to Gbarnga in 1998, but the evidence, if I'm not
12:07:40 25 mistaken, is that 1998 we were talking of White Flower,
26 not the same place at all.

27 MR JORDASH: I beg your pardon, that was my mistake. I do
28 apologise.

29 Q. In 1998 what you said about that was, after ECOMOG had

1 been successful in kicking out the junta, there was a
2 visit of several commanders from the RUF including Issa
3 Sesay, and you said that, after the meeting with
4 Mr Taylor, they, including Mr Sesay, were supplied with
12:08:26 5 weapons at Kolahun. And I'm putting it to you, so it's
6 clear, General --

7 JUDGE THOMPSON: Counsel.

8 MR SANTORA: Again, I hesitate to rise, because I know that in
9 cross-examinations I really do hesitate to rise, but
12:08:42 10 precision here is important because of the fact that
11 we're talking about locations and time that can very
12 easily be confusing. And I just heard a reference to
13 Kolahun that he -- that the assertion was -- the evidence
14 was that these RUF leaders were given weapons at Kolahun
12:09:02 15 at a specific instance --

16 MR JORDASH: Sorry, my mistake -- my mistake.

17 JUDGE THOMPSON: Yes, correct. Objection sustained.

18 MR JORDASH: It was -- given -- given the weapons -- I'm very
19 sorry for being sloppy.

12:09:12 20 Q. The weapons were given to the RUF commanders, including
21 Issa Sesay, at the White Flower, and then they were taken
22 by helicopter to Kolahun. That was the very -- that was
23 what you said on, I think, Tuesday and again what I'm
24 suggesting to you is that it's the very first time you've
12:09:36 25 made any allegation about weapons being delivered at that
26 stage; is that correct?

27 A. Yes, sir.

28 Q. Why -- when did you certainly remember that -- when did
29 you remember that?

1 A. In '98 of April or March.

2 Q. When did you remember that Issa Sesay had picked up
3 weapons at the White flower after the junta had been
4 kicked out of --

12:10:02 5 A. In 1998 April -- between April and March, because --

6 Q. After the junta --

7 A. -- I said I can -- yes, because I think the junta were
8 kicked out as the AFRC, because they had the military
9 alliance. Apparently they were kicked out between
12:10:18 10 February -- I think February 28th.

11 Q. Yes, so what you were saying -- let's just be clear about
12 it -- what you were saying was junta kicked out of
13 Freetown; Charles Taylor visibly irritated, called the
14 commanders to White Flower --

12:10:36 15 A. The, well -- no, let's get it straightened up. Charles
16 Taylor did not just call the commanders. He wasn't at
17 the border when the incident occurred. It was the
18 commander that called at the time. The radio operator
19 picked up the call, if you can recall vividly, relayed
12:10:54 20 the message to the aide-de-camp on shift, and the
21 aide-de-camp relayed the message to Charles Taylor. And
22 then he decided to order that Benjamin Yeaten, Bockarie
23 and every other person should report immediately, and the
24 following day they reported immediately without delay at
12:11:14 25 White Flower. That's what I said specifically.

26 Q. Thank you. I will come back to this, but what I'm
27 particularly interested in, is when you remembered that
28 Issa Sesay had been part of a group of RUF commanders who
29 had been supplied with weapons at the White House on that

1 occasion -- White Flower.

2 A. What do you say, when do you remember?

3 Q. Yes, when did you remember, because you didn't mention it
4 in any of your interviews?

12:11:46 5 A. I said April was when I saw they came, but they were at
6 Benjamin Yeaten's house.

7 JUDGE THOMPSON: Yes, counsel.

8 [HS071004C 12.15 p.m.]

9 MR SANTORA: Again, I hesitate to rise, because the assertion
10 was it was never mentioned in previous interviews and was
11 it disclosed to our accused -- the accused that on an
12 interview 23.7.04 this specific incident was disclosed.
13 The assertion is that these particular individuals did go
14 to White Flower and that ammunitions were provided.

15 THE WITNESS: Exactly.

16 JUDGE THOMPSON: So let the witness restrain himself for the
17 time being. So there is in fact a record in the record
18 there.

19 MR SANTORA: Yes, Your Honour, there is a supplementary
20 statement that was disclosed that was taken on 23.7.04
21 and so the assertion that this first came out on Tuesday
22 is not correct.

23 JUDGE THOMPSON: Yes, all right. Let us have counsel for the
24 first accused respond to that. Mr Jordash, your learned
25 colleague is in fact saying that you commit a fallacy of
26 misrepresentation by saying that this was not disclosed.

27 MR JORDASH: Actually I am being very sloppy --

28 JUDGE THOMPSON: You will concede that.

29 MR JORDASH: What I don't -- what the state of play appears to

1 be is that the 23rd July 2004 is the very first time that
2 the General mentioned this allegation.

3 JUDGE THOMPSON: Yes, but you do concede your colleague's
4 point.

5 MR JORDASH: I do concede it was mentioned --

6 JUDGE THOMPSON: All right. Well, let's move on.

7 MR JORDASH: -- on the 23rd of this -- of July this year.

8 PRESIDING JUDGE: And that the statement was communicated to
9 you?

10 MR JORDASH: Yes.

11 PRESIDING JUDGE: Disclosed to you.

12 MR JORDASH: Can I -- I will qualify my question.

13 Q. Why was it not mentioned until July of this year,
14 General?

15 A. July this year?

16 Q. Yes.

17 A. To who?

18 Q. Why did you not mention that allegation to the
19 Prosecution until July of this year when you were in
20 Freetown?

21 A. Who did I mention that to in July of this year?

22 Q. A moment ago you said exactly --

23 A. Say that again.

24 Q. A moment ago you appeared to understand that you appeared
25 to have written it in your statement.

26 PRESIDING JUDGE: General --

27 THE WITNESS: Sir.

28 PRESIDING JUDGE: -- please, follow counsel's --

29 THE WITNESS: All right. Counsellor, go ahead. Could you

1 repeat that question? I'm sorry, Your Honour. I did not
2 really understand the questions.

3 MR HARRISON: It's only a suggestion, but the statement, if
4 the guidance could be put before the witness and it may
5 expedite matters.

6 MR JORDASH: Your Honours, I am happy to move on.

7 PRESIDING JUDGE: I am merely counselling the witness. This
8 is a court -- counsel, you know, to the witness for him
9 to take his time and avoid any passions.

10 THE WITNESS: No, sir.

11 PRESIDING JUDGE: Avoid any passions --

12 THE WITNESS: Yes, sir.

13 PRESIDING JUDGE: -- or apprehensions. Listen to the
14 questions and answer them as intelligently as you have
15 been doing, you know.

16 THE WITNESS: Yes, sir, chief. I'm sorry, I am not really
17 emotional. I am very patient.

18 PRESIDING JUDGE: Well, we don't want to get to that, you
19 know.

20 THE WITNESS: I'm sorry, Your Honour.

21 PRESIDING JUDGE: I don't want to get to that, but just take
22 your time.

23 THE WITNESS: Yes, sir. Sorry, sir. You go ahead,
24 counsellor, I am sorry.

25 MR JORDASH:

26 Q. I'm going to move on and I will come back to this when I
27 have checked my facts, but just let that question be in
28 your mind General?

29 A. I'm ready any time.

- 1 Q. Okay. Let's go to the beginning of your contact with
2 Mr Taylor. You told us on Monday that you had heard that
3 the rebels had attacked Kakata; is that right?
- 4 A. You mean Kakata?
- 5 Q. Yes, Kakata, yes.
- 6 Q. Yes, Kakata. Yes.
- 7 A. Yeah, Kakata, that was my last assigned area; in Kakata.
- 8 Q. And you heard a message that the NPFL wanted yourself and
9 others from the military to surrender?
- 10 A. Well, they didn't specifically say --
- 11 Q. You.
- 12 A. -- me. There was a general scenario.
- 13 Q. And --
- 14 A. Once you are AFL personnel within that vicinity, that
15 were captured by the NPFL rebel forces, under the command
16 of Charles Taylor, you should surrender immediately,
17 because that was their command and control.
- 18 Q. Yes?
- 19 A. And within the period of one week, if you refused to
20 surrender, then you will be classified as an enemy to the
21 revolution. So when you are caught there is no mercy;
22 you will be dealt with.
- 23 Q. And you told us that you wanted to surrender; is that
24 correct?
- 25 A. If I wanted to surrender?
- 26 Q. You told you -- told us -- you told this Court that you
27 wanted, or you were going to surrender --
- 28 A. Definitely, yes.
- 29 Q. Yes. And you told the students to let your wife know.

1 A. Students from the Booker Washington Institute I mentioned
2 a Rudolph Weedor, to be specific.

3 Q. And what did the students do to let your wife know?

4 A. The students went by back, because they were not after
5 civilians; they were after military personnel. So I was
6 still concealed from being exposed to the rebel forces.
7 I would have been killed, so he managed to skip in and
8 went to my wife, to Kakata, BWI specifically at my house
9 and met her. And apparently, the Gia people that were
10 fighting the rebels, which were the [inaudible] they had
11 this tribal rivalry.

12 Q. Let's just stick with --

13 A. May I just tell you what emulated that. So if you give
14 me chance, I will answer. When I was performing my duty
15 in Kakata, I was never tribalistic. I did my job in
16 keeping with my ethnic and oath of office. So apparently
17 everybody knew my transparency and so when this thing
18 occurred, the tribal group of the Gia people that were
19 living around my home as neighbours, they decided to
20 inform the commander, Rufus Dolo, as I mentioned. He
21 said, "Look, this gentleman was the commander here. He
22 was teaching ROTC and what have you, so he has been very,
23 very good to almost all the neighbours, so it's better
24 that you don't do anything to his family." So when I got
25 that information, I informed Rudolph Weedor and he went
26 to the house and he informed my wife, so they contacted
27 Rufus Dolo --

28 Q. Okay. Let's [overlapping microphones]

29 A. And they had to come for me.

- 1 Q. Okay. Fine.
- 2 A. That's what I strictly said and this is how I
3 surrendered, sir.
- 4 Q. Yes. Well, what you said, so we are clear, you wanted to
5 surrender, you told the students to go to your house,
6 they went to your house, got your wife; is this right?
- 7 A. Yes, sir.
- 8 Q. And they took your wife to meet you?
- 9 A. If you take a telephone line, I give you a telephone you
10 call my wife, she will tell you exactly what I am saying
11 without even saying anything here as I sit right now.
12 She went for me at Division 31 --
- 13 PRESIDING JUDGE: It's okay, it's okay, General.
- 14 THE WITNESS: And the minute I saw her, I felt comfortable.
- 15 PRESIDING JUDGE: Its okay, General --
- 16 THE WITNESS: Yes, sir. Chief --
- 17 PRESIDING JUDGE: -- let's go to the main issues.
- 18 THE WITNESS: All right.
- 19 PRESIDING JUDGE: Never mind.
- 20 THE WITNESS: Okay, well go ahead.
- 21 PRESIDING JUDGE: We are not doubting what you are saying
22 about the communications between yourself and your wife,
23 but let's leave that aside for a [overlapping
24 microphones].
- 25 THE WITNESS: Well, I want you to be convinced specifically,
26 sir.
- 27 PRESIDING JUDGE: Let's go to the main issues.
- 28 THE WITNESS: Counsellor, I am waiting.
- 29 MR JORDASH:

- 1 Q. And the students, were they your students?
- 2 A. Yes, sir, I taught at BWI first. For so many years --
- 3 they weren't my students -- senior students.
- 4 Q. From where?
- 5 A. From Kakata. The Booker Washington Institute, that's a
- 6 technical institute in Liberia -- and I was then
- 7 professor of military science and tactics there.
- 8 Q. Okay. So you got your students, who you are on a good
- 9 friendly basis with, sent them to your house?
- 10 A. Say that again.
- 11 Q. Were you on a friendly basis with your students?
- 12 A. Well, I am an instructor. I mean, the students, four
- 13 years I have been teaching. Definitely it's not their
- 14 friend, but they call me professor.
- 15 Q. Now, I just want you to turn to 8176 in your file,
- 16 please.
- 17 A. Okay, sir. Did you say 81 what, sir?
- 18 Q. 8177. 8177, yes.
- 19 A. 8176?
- 20 Q. 8176 now. Then the next page, 8177.
- 21 A. 8176. Yes, sir.
- 22 Q. Just to make sure we are -- so everybody knows looking at
- 23 your statement --
- 24 A. You mean the interview record of [inaudible]?
- 25 Q. That's yours, isn't it?
- 26 A. That's -- this is the one I read out?
- 27 Q. Yes.
- 28 A. 8176.
- 29 Q. That's what you wrote.

1 A. I mean, I'm saying -- I'm just confirming this is what
2 you are talking about.

3 Q. Yes, 8176.

4 A. Oh, yes, sir.

5 Q. This is your statement.

6 A. I'm there. This is it.

7 Q. This is your statement. Is this your statement?

8 MR SANTORA: Can I be heard on one moment -- the specific
9 interview report that my learned colleague is referring
10 to here - and I don't know what is the proper form to
11 speak to on this issue - but there was, as discussed in
12 his direct testimony, there were people involved in the
13 witness's relocation, and those people involved took an
14 interview, and since we felt it was relevant that we
15 should disclose this, we disclosed this interview report.
16 But this is some --

17 JUDGE BOUTET: That's fine.

18 MR SANTORA: So this is something that during his -- from a --
19 I don't know if you are hearing me or not.

20 PRESIDING JUDGE: Yes, yes.

21 MR SANTORA: On the top you can see the dates of when this
22 occurred, but specifically the individuals or
23 organisations involved in the witness's relocation
24 conducted this interview, and this interview report was
25 subsequently passed to the Office of the Prosecution at
26 that point and then we felt it was our duty to disclose
27 this interview report to the accused since it is
28 relevant. But I just wanted to make that clear, that
29 this is not --

1 JUDGE BOUTET: What is your objection?

2 MR SANTORA: The objection is -- the question is this: Your
3 statement -- and the witness may not have any -- well,
4 does not have any particular knowledge of this particular
5 interview report. At least having seen it, he is
6 familiar with the context of the interview, as he has
7 spoken about it direct, but I just wanted to clarify that
8 to make sure that everyone understood that this is
9 when -- this is the context of this interview report.

10 JUDGE THOMPSON: Just a minute. Do I understand you to be
11 saying that what he is reading from is not his own -- is
12 not a statement or not a record of any interviews held
13 with him?

14 MR SANTORA: It is not a record of any interview held with him
15 by the Office of the Prosecution.

16 PRESIDING JUDGE: Nor is it a statement.

17 JUDGE THOMPSON: Nor is it a statement made by him.

18 MR SANTORA: No, it is the result of an interview that was --

19 PRESIDING JUDGE: Now, is it a statement made by him? It is
20 not a statement made by him.

21 MR SANTORA: No, it is not a statement --

22 PRESIDING JUDGE: It is not a record of an interview conducted
23 with him.

24 MR SANTORA: It is a record of an interview conducted with him
25 by another organisation that he is not aware of this --
26 he is not aware or has seen the result of this
27 interview --

28 JUDGE BOUTET: Well, maybe the witness can be asked a
29 question. He may or may not have seen the report -- I

1 don't know, he was saying. So because I have in front of
2 me this document here, the title "Interview report of
3 John S Tarnue".

4 MR SANTORA: Yes, and it was given to the Office of the
5 Prosecution by this organisation.

6 JUDGE BOUTET: By the interviewer?

7 MR SANTORA: The organisation that conducted the interview.

8 JUDGE THOMPSON: Let me ask a further question. Is a copy of
9 that statement in the possession of the Defence?

10 MR SANTORA: Yes, Your Honour.

11 JUDGE THOMPSON: Disclosed pursuant to what? Rule 66(i)(A) --
12 (A)(i).

13 MR SANTORA: I can find out exactly the circumstances it was
14 disclosed.

15 JUDGE THOMPSON: Pursuant to Rule 66(A)(i).

16 MR SANTORA: Yes, because my understanding of Rule 66(A)(i) is
17 all statements, and it doesn't necessarily have to be a
18 statement of by the Office of the Prosecution.

19 JUDGE THOMPSON: So what is the objection then?

20 MR SANTORA: The objection was that "Is this your statement?"
21 This does not fall in the category of a statement that
22 the witness would necessarily be familiar with, because
23 it wasn't taken by the Office of the Prosecution. So he
24 may have no familiarity with the statement as -- and we
25 want to proceed, but maybe figure out the familiarity
26 before proceeding with the assumption that this is a
27 statement taken by the Office of the Prosecution.

28 JUDGE THOMPSON: My difficulty then why was it disclosed
29 pursuant to Rule 66(A)(i).

1 MR SANTORA: It was disclosed.
2 JUDGE THOMPSON: Why was it?
3 MR SANTORA: Because it is a statement, and my understanding
4 of the interpretation of Rule 66, according to the sister
5 tribunals, is that all statements --
6 JUDGE THOMPSON: Precisely.
7 MR SANTORA: Not just statements by the OTP, and therefore we
8 felt it was our duty to disclose it because it was a
9 statement.
10 JUDGE THOMPSON: Yes, I am with you on that as a matter of
11 law. So your complaint is about the characterisation of
12 the document by learned counsel for first accused?
13 MR SANTORA: Exactly. I am afraid it is confusing to the fact
14 that he is not going to be --
15 JUDGE THOMPSON: Very well. Learned counsel, what is your
16 response to that?
17 PRESIDING JUDGE: Just a minute, Mr Santora. Are you saying
18 that we are agreeable on the fact that this is an
19 interview that was conducted by somebody [inaudible] or
20 so?
21 MR SANTORA: Yes, Your Honour.
22 PRESIDING JUDGE: With him?
23 MR SANTORA: Yes, Your Honour
24 PRESIDING JUDGE: With your witness?
25 MR SANTORA: Yes, Your Honour.
26 PRESIDING JUDGE: The statements there -- the statements, the
27 revelations there, made there, are his?
28 MR SANTORA: I mean, it's my understanding that the
29 organisation interviewed him and this was the document

1 that was produced as a result of that interview.

2 PRESIDING JUDGE: Of that interview?

3 MR SANTORA: Yes, Your Honour.

4 PRESIDING JUDGE: Would it be correct to suppose that these --
5 the content of those documents or that document would
6 reflect, you know, the interview that was conducted
7 within?

8 MR SANTORA: I am not familiar with the specific
9 organisation's interview techniques, or how proficient
10 they are, but it is -- I can say that it is an
11 organisation that interviewed the witness and this is the
12 result. And that is as far as I can go. I don't know if
13 he has ever been confronted with it, if he has ever seen
14 it, or anything of that nature. So I can't say whether
15 or not -- how representative it is or it is not.

16 PRESIDING JUDGE: Thank you. Thank you for the clarification.
17 Mr Jordash, please.

18 MR JORDASH: It's the first I have heard. I have asked the
19 Prosecution on a number of occasions to say how and where
20 these interviews were conducted. It is a shame that it
21 is the first time the Defence learn where this interview
22 came from is in the middle of cross-examination. I have
23 asked a number of times for the provenance of these
24 interviews. This is the first time I had heard it was
25 not by the OTP. If I had known that, I would, of course,
26 have taken the witness to that point. If I had known he
27 had not had the opportunity to see that interview, I
28 would, of course, have taken him to that. It is
29 difficult to be criticised without that information being

1 in the possession of the Defence.

2 JUDGE THOMPSON: Well, the Bench is not criticising you, but
3 do you take his point that you ought to recharacterise
4 the document in such a way as to establish some
5 familiarity between the document and the witness?

6 JUDGE BOUTET: And the witness, while you were talking,
7 appeared to indicate that he has never seen the document
8 before. So in fairness to you and to the witness -- I
9 mean, if you are to question him on this report and he is
10 not familiar with that report because he has never seen
11 it before, you have to give him the time to at least read
12 it, because otherwise your question may not make any
13 sense to him and to us.

14 MR JORDASH: The only issue I have with what General Tarnue
15 has said about not seeing this interview is that earlier
16 today General Tarnue said he had made a 'phone call to
17 Mr Santora two days ago to check whether the bundle of
18 statements should be brought to court or not. So, if the
19 bundle of statements that the General has had didn't have
20 this statement in it, then the Prosecution ought to have
21 given him it.

22 JUDGE THOMPSON: Learned counsel, are you rising?

23 MR SANTORA: The only point I was going to make is that the
24 circumstances, the fact that this interview occurred and
25 where it occurred and when it occurred, has been brought
26 out and it says it on the document that you -- that was
27 given, does say, specifically, was interviewed on these
28 dates in this location. And so the witness has
29 already -- is familiar with this time and place of

1 interview and has even said that he was interviewed. And
2 he has even said the organisation that he was interviewed
3 by, and so he is familiar with the circumstances of the
4 interview.

5 MR JORDASH: Could I just ask -- well, perhaps I could speak
6 to my learned friends very quickly because --

7 JUDGE THOMPSON: Yes, go head.

8 MR JORDASH: May I just cross over to my learned friend? What
9 I am seeking to --

10 PRESIDING JUDGE: Maybe you want to do it very discreetly. We
11 will give you five minutes. We shall rise for five
12 minutes, please. The Court will rise.

13 [Break taken at 12.34 p.m.]

14 [Upon resuming at 12.39 p.m.]

15 MR JORDASH: Thank you very much for the time.

16 PRESIDING JUDGE: Please wait. Yes, Mr Jordash.

17 MR JORDASH: Thank you.

18 Q. General, just before we move to this statement, you
19 remarked earlier today --

20 A. Excuse me, sir.

21 Q. You remarked earlier today.

22 A. I did what?

23 Q. Before we move to this statement, you remarked earlier
24 today that the reason you had called Mr Santora was to
25 see whether the documents you had on Tuesday --

26 A. Yes, sir.

27 Q. -- should be brought to court; is that correct?

28 A. Yes, because normally when I was in the [inaudible] I had
29 my documents, I was asking if I could bring it to me.

- 1 Q. Have you got any copies of those documents in the place
2 where you are staying now?
- 3 A. All of these documents?
- 4 Q. Yes.
- 5 A. Yes, sir.
- 6 Q. In the place where you are staying now.
- 7 A. Now -- now, if you want to send for it, I can stay here
8 and just give my room key and they will bring those
9 documents.
- 10 Q. I don't think that is necessary. Do you have this --
- 11 A. No, I mean you want to establish credibility, so I want
12 you to be crystal clear. I can give you my room key now,
13 you can send someone --
- 14 JUDGE BOUTET: General, please, please answer the question.
- 15 THE WITNESS: Yes, sir.
- 16 JUDGE THOMPSON: General, you agreed that what you said this
17 morning was that you called Mr Santora?
- 18 A. Yes, sir.
- 19 Q. To ask advice as to whether you can bring your documents?
- 20 A. The answer is yes, sir.
- 21 JUDGE THOMPSON: All right, learned counsel, proceed.
- 22 MR JORDASH:
- 23 Q. Do you have -- you don't have, as I understand from the
24 Prosecution, a copy of this interview report, page 8176?
- 25 A. I just told you, no, sir.
- 26 Q. Now before we start looking at this, have you had a
27 chance during the adjournment to look through it?
- 28 A. Have I do what?
- 29 Q. Have you had an opportunity during the adjournment to

- 1 look through it?
- 2 A. Mean now?
- 3 Q. The adjournment we have just had.
- 4 A. I have not been through this particular document yet.
- 5 JUDGE BOUTET: Mr Jordash, maybe a solution to that, we will
6 be breaking for lunch shortly, if you can move to another
7 area, as such, and then come back after the lunch break
8 and so between that time as the witness to familiarise
9 himself, if I may. So I am not trying to --
- 10 MR JORDASH: No, I can come back to this.
- 11 JUDGE BOUTET: If it's possible.
- 12 MR JORDASH: It is, Your Honour.
- 13 JUDGE BOUTET: Okay, thank you.
- 14 MR JORDASH:
- 15 Q. Just a couple of questions to confirm a few points,
16 General. When you met Charles Taylor and he designated
17 you to go to Camp Konola, did you go straight away to
18 Camp Konola?
- 19 A. Again, a correction, sir. When I surrender 1990, June,
20 it was not just Konola, there was training bases,
21 Cuttington University College, Konola and the Booker
22 Washington Institute. And, lastly, Camp Naama
23 respectively.
- 24 Q. I am referring to when you first met Charles Taylor, you
25 surrendered to him and he said to you, "From what I can
26 hear, you can be a contribution to the revolution." Do
27 you recall?
- 28 A. Sure. Yes, sir.
- 29 Q. And you said, because that's all you could say, "Yes,

- 1 sir".
- 2 A. Yes, sir.
- 3 Q. You then told Mr Taylor that he had to be prepared and
4 take advantage of his enemies' unpreparedness.
- 5 A. No, I was only making reference to my tactical
6 explosions.
- 7 Q. You were assigned, you said, to Camp Konola at that
8 stage; is that correct?
- 9 A. Camp Konola, yes, sir.
- 10 Q. "Charles Taylor told me to go to Camp Konola"; is that
11 correct?
- 12 A. Mr Who?
- 13 Q. Mr Charles Taylor.
- 14 A. To what?
- 15 Q. Did he tell you to go to Camp Konola?
- 16 A. Specifically, I said there were four training bases, not
17 only Camp Konola. Yes, sir.
- 18 PRESIDING JUDGE:
- 19 Q. No, no, no, no, no. First, when you first met Charles
20 Taylor after your surrender --
- 21 A. Yes, sir.
- 22 Q. -- what was the first assignment, what did he tell you,
23 where did he send you to?
- 24 A. Training command with the 15 special forces.
- 25 Q. What was this training, where did you first go to? You
26 are talking of four [overlapping microphones].
- 27 A. At Konola, but it was not specifically Konola, but it was
28 Cuttington University College, Konola, there were four
29 bases, but I was based in Konola.

- 1 Q. Yes, that is it. You were assigned to Camp Konola?
- 2 A. Yes, sir.
- 3 Q. Yes.
- 4 A. I was based in Konola.
- 5 MR JORDASH:
- 6 Q. And he told you to go to Camp Konola?
- 7 A. I say yes, sir, I was based in Camp Konola.
- 8 Q. No, [inaudible] my note.
- 9 A. He did not specifically say, "Go to Camp Konola".
- 10 Q. [Microphone not activated]
- 11 JUDGE BOUTET: Mr Jordash, please, open your mike.
- 12 THE WITNESS: I was based -- I was based in Camp Konola.
- 13 MR JORDASH:
- 14 Q. Okay. After you had --
- 15 JUDGE THOMPSON: Just a minute, I'm not getting it.
- 16 Q. Were you assigned to Konola by Charles Taylor?
- 17 A. Yes, sir.
- 18 Q. So is this different from saying that you were based in
- 19 Konola?
- 20 A. Well, it doesn't matter, sir, I mean --
- 21 Q. As an assignment?
- 22 A. Whatever term --
- 23 Q. I think that was what counsel was trying to elicit,
- 24 whether, when you first met him after the surrender, he
- 25 assigned you to that camp.
- 26 A. Yes, sir.
- 27 Q. So that is correct?
- 28 A. Yes, sir, Konola.
- 29 Q. Yes.

- 1 MR JORDASH:
- 2 Q. The evidence you gave on Monday seems like a long time
3 ago. Charles Taylor told you to go to Camp Konola, at
4 this stage the NPFL were advancing towards the capital.
5 Is that what you said?
- 6 A. Exactly.
- 7 Q. Once you had been dismissed from Charles Taylor, did you
8 go straight to Camp Konola?
- 9 A. Say that again.
- 10 Q. Once you had been dismissed by Charles Taylor, did you go
11 straight to Camp Konola?
- 12 A. Dismissed?
- 13 Q. Once you had left Charles Taylor, did you go to Camp
14 Konola?
- 15 A. As opposed to the -- as opposed to going to the front
16 line, yes, I was --
- 17 Q. Did you go that day?
- 18 A. Camp Konola.
- 19 Q. Did you go that day?
- 20 A. The very day I surrendered?
- 21 Q. Yes.
- 22 A. It was not possible, because when I surrender, they took
23 me to Taylor, and when he made a pronouncement, of
24 course, I had to go to Konola and other bases, but I was
25 definitely assigned Konola. So I can't tell you exactly
26 I went the same day, the following, but I was in Konola
27 training together with the 15 missionaries from Gambia,
28 Burkina Faso and what have you.
- 29 Q. Yes. And were you based every day in Camp Konola once

- 1 you had arrived there?
- 2 A. Well definitely, I had to be there the first trainees,
3 the second, the third --
- 4 Q. Was the first time you saw Charles Taylor after that
5 first meeting when he came to the base with Foday Sankoh?
- 6 A. I told you that was in January of '91.
- 7 Q. So that was a few weeks after --
- 8 A. Because November -- the training commenced at the end of
9 November. I told you prior to my going there we had the
10 first trainees graduated, the second trainee -- I want
11 you to follow it chronologically.
- 12 Q. I can follow it chronologically.
- 13 A. Like I say, November it started -- I mean January was the
14 first visitation. We were conducting PT that morning
15 precisely around 4.30, 5.00, sir.
- 16 Q. General, General, please, just stay with me on this.
- 17 A. I'm staying with you, sir.
- 18 Q. Thank you. Was the first -- you went to Camp Konola,
19 Foday Sankoh and Charles Taylor came to Camp Konola in
20 January. Yes?
- 21 A. Of 1991?
- 22 Q. Of 1991. That was the first time you had seen --
- 23 A. That was the third batch of trainees that were on the
24 base -- The third batch.
- 25 JUDGE THOMPSON:
- 26 Q. And there were 15 in number?
- 27 A. Sir.
- 28 Q. 15 in number? What was the number of the trainees?
- 29 A. The number of trainees varies, sir.

- 1 Q. I see.
- 2 A. Sometimes maybe 1,000 plus, sometimes 2,000, sometimes,
3 you know, the number of the --
- 4 PRESIDING JUDGE: That was where they were -- they were the
5 '96 Sierra Leoneans.
- 6 JUDGE THOMPSON: [Microphone not activated].
- 7 THE WITNESS: They were not basically limited to that.
- 8 JUDGE THOMPSON: Okay.
- 9 THE WITNESS: That was the third -- that was the third
10 batch --
- 11 PRESIDING JUDGE: I mean the third.
- 12 THE WITNESS: That was the third batch group, yes, sir.
- 13 PRESIDING JUDGE: Yes.
- 14 THE WITNESS: Yes, sir. That's the third.
- 15 MR JORDASH:
- 16 Q. Was that when Charles Taylor attended the Camp Konola --
17 was that the first time you had spoken to him after your
18 first meeting?
- 19 A. The first time I spoke to him after the first meeting?
20 When I surrender it was -- it was -- that wasn't the
21 first time, but it was the first time that he ever went
22 on the base with --
- 23 Q. When was the first time you spoke to him after your first
24 introduction?
- 25 A. Yes, sir. When I was at Konola Base. Yes, sir.
- 26 Q. When he came, Konola base?
- 27 A. When he came to Konola base.
- 28 Q. Thank you. Several weeks later; is that correct?
- 29 A. Say that again.

- 1 Q. Several weeks after your first introduction to him.
- 2 A. No, no, no, no, no, no; let's get it straight. Now,
3 don't tangle the questions, sir. Let's be very realistic
4 about this, because when I surrender during my
5 interaction with Taylor, they carried me over to him, so
6 definitely -- the first batch of trainees. The second
7 batch of trainees, of course, he did not come on the
8 base, but he heard -- I told you there was a meeting
9 heard -- I mean, he held in September when he talk about
10 the unprecedented movement of the fighters on the
11 frontline were very effective [overlapping microphones]
- 12 Q. [Overlapping microphones] September '91.
- 13 A. -- who were behind the tactics that were being
14 demonstrated their ability to fight.
- 15 Q. When is this?
- 16 JUDGE BOUTET: General, General, the question again is fairly
17 straightforward.
- 18 A. Yes, sir.
- 19 Q. You are not being asked to tell [overlapping
20 microphones].
- 21 A. Okay, go ahead, sir.
- 22 Q. Please, listen to me.
- 23 A. Yes, sir, chief.
- 24 Q. You were asked if that was the second time you met
25 Charles Taylor. So you said you met him when you first
26 surrendered.
- 27 A. Yes, sir.
- 28 Q. After that when he came in January --
- 29 A. I said yes, sir.

- 1 Q. -- was it a second time?
- 2 A. Yes, sir.
- 3 MR JORDASH: Thank you.
- 4 THE WITNESS: I'm sorry, Your Honour.
- 5 MR JORDASH:
- 6 Q. And you have given us evidence about what he said to you
7 on that occasion.
- 8 A. Yes, sir.
- 9 Q. Do you recall that evidence?
- 10 A. Vividly.
- 11 Q. Good. Was there anything else that Charles Taylor said
12 when he visited you that you have recalled since Monday?
- 13 A. Unless you want me to go over what --
- 14 Q. No, do you remember the evidence vividly?
- 15 A. I remember vivid, yes, sir.
- 16 Q. So can you think of anything else that he said to you on
17 that occasion?
- 18 A. I do remember whatever he said on that occasion, yes,
19 sir.
- 20 Q. The time after that when you saw him or spoke to him was
21 when?
- 22 A. That was in September when we had the general and special
23 staff meeting.
- 24 Q. September of 1991?
- 25 A. Say that again.
- 26 Q. September of 1991.
- 27 A. '91, no.
- 28 Q. When? September '99?
- 29 A. When I surrender -- when I surrender, the question of

1 having the general and special staff meeting was in
2 September of 1990.

3 Q. January 1991, we know Foday Sankoh came to the base --
4 A. Exactly.

5 Q. -- With Charles Taylor.

6 A. Right.

7 Q. Following January 1991, when did you next speak to him?
8 A. The next time was in February 24th.

9 Q. When the third batch were graduating?
10 A. When they were about to graduate, that was February.

11 Q. Then you had the meeting on the 27th?
12 A. Yes, the 27th.

13 Q. That was the next time you spoke to him; is that correct?
14 A. No.

15 Q. When did you speak to him between the 27th --
16 A. Besides the 24th, there was the 25th and it was the time
17 he had a rally point at Camp Naama.

18 Q. Were you --
19 A. That was when he had a rally point for all the forces.

20 Q. That was the 27th?
21 A. Between the 25th and the 26th.

22 Q. What you told us on Monday, General, was that you met
23 Charles. You spoke to Charles Taylor on the 24th; yes?
24 A. You are misquoting me.

25 Q. Did you speak to him on the 25th?
26 A. They graduated and I did call on the radio -- I did call
27 on the SB sophisticated radio, and then after that he
28 said okay, he was going to make arrangements logistically
29 with Philip Keboe, if he can vividly recall, and then

- 1 from there he said, "Okay, I am going to send -- I am
2 going to instruct Philip Keboe to send trucks for
3 those -- for the 70 -- I mean the 96 Sierra Leonean.
4 They are not supposed to go on the front line," even
5 though we had the military alliance.
- 6 Q. And he told you, Charles Taylor --
- 7 A. That was the third batch.
- 8 Q. On the 24th, Charles Taylor told you that there would be
9 a meeting on the 27th?
- 10 A. That's when I was informed officially, sir.
- 11 Q. By Charles Taylor?
- 12 A. By Charles Taylor.
- 13 Q. And on the 25th, did you speak to Charles Taylor?
- 14 A. On the 25th, yes, sir, at the executive ground where we
15 had to go to Camp Naama to make sure that the training
16 staff and those commanders that were being designated
17 from the National Patriotic Front, that is in person
18 Duopo Mekanzon and Mike Guan, Nixon Gaye, et cetera.
- 19 Q. Okay. So you saw him at Camp Naama; is that correct --
20 on the 25th?
- 21 A. Yes, Camp Naama.
- 22 Q. Okay. And then the Sierra Leoneans came to Camp Naama
23 after the meeting on the 27th.
- 24 A. Well, when I got over to Gbarnga, they transported them
25 on the 24th. So the 25th they were all there to include
26 the 150 NPFL that were designated by Taylor to report to
27 Camp Naama.
- 28 Q. So you say now that the Sierra Leoneans went to Camp
29 Naama on the -- what date, just so I am clear?

- 1 A. Well, they graduated on the 24th, I guess they arrived
2 there, but I guess the instruction was issued, because
3 from Konola to Gbarnga is like almost three to four hours
4 drive, and from Gbarnga to Belefuanai, it is like two
5 hours from Belefuanai --
- 6 Q. Did you --
- 7 A. -- to Camp Naama, it's like another hour or so.
- 8 Q. Did you accompany the Sierra Leoneans to Camp Naama on
9 the [overlapping microphones]
- 10 A. I said no, sir, it was through radio communication and
11 instructions were given to the G4 to make trucks
12 available to take the trainees.
- 13 Q. When did you next see the trainees?
- 14 A. Say that again.
- 15 Q. When did you next see the trainees?
- 16 A. That was between the 25th and the 26th. We were in
17 between -- from Gbarnga to Camp Naama is not too far, so
18 we were in between --
- 19 Q. So When did you go to Camp Naama then?
- 20 A. The 26th --
- 21 Q. The 26th.
- 22 A. Between the 25th and the 26th, yeah.
- 23 Q. What did you do at Camp Naama?
- 24 A. At Camp Naama it was when they were trying to put
25 together the organisation of structure, distributing men
26 in respective -- you know, breaking them down into
27 sections and squads, platoons and that's when we came up
28 with the skeleton battalions of 290 men.
- 29 Q. Thank you.

1 A. Yes, sir.

2 Q. And when was -- how long did you stay at Camp Naama on
3 that --

4 A. Well, I was there up to the evening time. Then we had a
5 drive to Gbarnga, slept, so that we go to the meeting
6 precisely on the 27th.

7 Q. When did you say you divided the Sierra Leoneans into
8 squads? What date was that?

9 A. Well, it wasn't specifically they alone; it was combined,
10 I told you -- it was combined number. I told you the
11 Liberian was 150 NPFL fighters from Duopo Mekanzon unit
12 strike force to be specific assigned in Lofa. Then you
13 have 15 special forces with Gambians, Burkina base, that
14 were part of the people that trained in Libya added to
15 the 150, making a total of 165 from the NPFL side. Then
16 the 96 to include the two squads that were trained in
17 Libya along with Corporal Sankoh [overlapping
18 microphones].

19 Q. When did you --

20 A. -- added -- making up to 27. So if you combine both
21 mathematically to 127 plus 165 will give you an aggregate
22 of 292, sir.

23 Q. Thank you for the mathematics. When did you divide the
24 men into squads?

25 A. I said that was between the 25th and 26th, because
26 deployment had to take over immediately after the
27 meeting. So we had to do what we had to do with the
28 15 -- along with the 15 special forces. So to break them
29 down, because the head of the training command -- I told

- 1 you, the stratified command you have Syan [phonetic],
2 Corporal Syan, Corporal Syan was in charge of planning
3 and training. So they were there in charge of that while
4 we were going to Gbarnga for the meeting.
- 5 Q. Now, my note of the evidence you gave on Monday is that
6 you said that the men from -- the Sierra Leonean men were
7 taken to Camp Naama and were told to wait for instruction
8 and this was on the 25th or 26th February.
- 9 A. Well, I guess maybe you misconstrued me, sir. And I am
10 ready at this point to make the clarifications and -- I
11 just telling you --
- 12 Q. [Microphone not activated].
- 13 A. It was misconstrued.
- 14 Q. What was your evidence --
- 15 A. I just repeated that --
- 16 Q. What is your evidence now, General?
- 17 A. The rally point there was the 25th and the 26th, not only
18 the 96 Sierra Leoneans --
- 19 Q. Let's stick with them then.
- 20 A. It was combined figures and accumulated up to 292 men.
21 That's what I said.
- 22 Q. So your evidence now - and let's be clear about this - is
23 that you attend Camp Naama on the 25th and 26th to give
24 them -- to do what?
- 25 A. It was not only me, it was the training staff --
- 26 Q. Let's stick with you, can we?
- 27 A. Yeah, go ahead, yes.
- 28 Q. You attended Camp Naama on the 25th or the 26th --
- 29 A. Oh yes, sir.

1 Q. To give them what -- to give them that particular
2 instruction?

3 A. No, I told you organisational structure.

4 Q. To give them what, General? Why did you go to Camp Naama
5 on the 25th or 26th?

6 A. Well, you are a counsellor. Before you go to court you
7 have to -- you have to do -- so we have to organise, make
8 sure that these people are breaking down into units.

9 Q. So you went there on the 25th and 26th [overlapping
10 microphones]?

11 A. Because 96 --

12 Q. Did you go on the --

13 A. The other people were coming from the frontline, 156, 150
14 plus the 70 -- I mean the 96 and the special forces
15 combined. So those special forces were supposed to be
16 leading these men and if -- a commander is supposed to
17 know their men and the men should know the commander,
18 because they, as commander, are seeking the welfare of
19 their subordinates.

20 Q. Is that your answer to my question?

21 A. Say that again.

22 Q. Is that your answer to my question?

23 A. What's the answer -- what question?

24 Q. 25th and 26th you went to divide the men; is that
25 correct?

26 A. That's right.

27 Q. Right. Anything else you did with the men on the 25th
28 and 26th?

29 A. There was nothing else.

1 Q. Nothing else. Right. Thank you.

2 A. Yes, sir.

3 MR JORDASH: Your Honours, I noticed the time and I am feeling
4 weak.

5 JUDGE BOUTET: But before we move ahead, I was trying to
6 follow you, because you were making reference to the
7 evidence-in-chief and I have in my notes - I stand to be
8 corrected - that indeed division was made. He did divide
9 them into platoons and squads and teams on the 24th/25th
10 February 1991, so I am just trying to see what it is you
11 are trying to show there. That's what I have in my
12 notes. So you were, I think, alleging that this is not
13 what he would have said in examination-in-chief. At
14 least my notes do not reflect what I have just told you.

15 MR JORDASH: I think there is some -- perhaps over the lunch
16 time the record could be checked or --

17 JUDGE BOUTET: Because I can tell you that from my notes we
18 were on the 24th February and then the witness testified
19 as to many issues and eventually it came back to 24th,
20 26th to the division we applied -- he described that they
21 applied the chain of command principle and they divided
22 them in squads and there was a squad of 15. All of this
23 on the 24th/26th. That is his evidence.

24 MR JORDASH: That is not our note, but I take no point on the
25 inconsistency, if there is one. I take no point on that.
26 I simply wanted to -- for the purpose of
27 cross-examination after lunch --

28 JUDGE BOUTET: I was just trying to find out from you what the
29 consistency you are alleging here, because I --

1 MR JORDASH: I am not actually alleging an inconsistency; I
2 was simply trying to get him to be as firm as he could
3 about what happened on the days up to the 27th, because I
4 am leading to quite a big part of my cross-examination.

5 JUDGE BOUTET: Okay, that's fine. Thank you. Yes,
6 Mr Prosecutor.

7 MR HARRISON: I am asking if it is with the leave of the Court
8 that the document that Mr Jordash wanted to be read could
9 be given to the witness by myself and Mr Jordash?

10 JUDGE BOUTET: This is the report that has been --

11 MR HARRISON: I just wanted to make sure that it is with the
12 Court's leave that Mr Jordash and I can do that during
13 the lunch break.

14 JUDGE BOUTET: Yes, we suggested that it might be done -- I
15 suggest that it might be done at the break at lunch time.
16 Yes. Thank you.

17 PRESIDING JUDGE: Right. The Court will rise and we will
18 resume sitting at 2.30 p.m. Court rises, please.

19 [Luncheon recess taken at 1.05 p.m.]

14:24:29 20 [On resuming at 2.47 p.m.]

21 [HS071004D]

22 PRESIDING JUDGE: We are resuming the session, learned
23 counsel. Mr Jordash, you may wish to proceed with the
24 continued cross-examination of General Tarnue.

14:41:00 25 MR JORDASH: Thank you, Your Honour.

26 Q. Good afternoon, General.

27 A. Good afternoon, sir.

28 Q. Did you have an opportunity over the lunch break to look
29 at the interview record relating to -- the interview --

1 interviews, it seems, on the 13th December, 14th December
2 and 15th of December 2002?

3 A. Yeah.

4 Q. That's page 8176. Did you have an opportunity?

14:42:05 5 A. Oh, yes, I had a opportunity; was 12 pages.

6 Q. Good. Before we move on to that, I just wanted to check
7 we were at that place, General.

8 MR JORDASH: Your Honours, may I just return briefly to the
9 issue of what this witness said on the 4th of October in
14:42:26 10 relation to Camp Naama. I -- over the lunch break I
11 obtained the transcript of that hearing, and -- for --
12 for -- and I hope the General is listening. The
13 evidence, as it presently stands about Camp Naama and
14 what happened at Camp Naama, is to be found on those
14:42:54 15 transcripts at page 100 of the 4th October transcript.
16 And there the General says --

17 THE WITNESS: So which number now?

18 MR JORDASH: Sorry, I'm just referring to -- I'm not referring
19 to those documents.

14:43:15 20 THE WITNESS: Oh, okay, okay.

21 MR JORDASH: I'm just addressing the honourable judges at the
22 moment. The evidence refers to General Tarnue saying
23 that the men went to Camp Naama. Question at paragraph
24 13 is:

14:43:37 25 Q. Okay. After they all arrived in Camp Naama --

26 A. Then the instruction was: 'Let them wait there.
27 We will give them the final instructions.'

28 Q. Okay.

29 A. That was between the 25th and the 26th. It was

1 like rally point trying to make sure to get
2 everybody to Camp Naama.
3 And then, at that stage, General Tarnue starts to talk
4 about the 27th of February meeting. And then, at
14:44:10 5 page 121 of the transcript, we return to Camp Naama, and
6 General Tarnue is asked, at paragraph 15: "Okay. What
7 happened next after you arrived at Camp Naama?"
8 The answer from General Tarnue was: "After we got in --
9 I mean, in Naama, we didn't sleep because we had to make
14:44:31 10 sure to divide the 292 men, the skeleton battalions into
11 squads, platoons and then give them the equipments and
12 what have you, and finally give them their warning orders
13 and their SOPs."
14 That seems to be the evidence.
14:44:55 15 JUDGE THOMPSON: What, you've been reading from the
16 transcript?
17 MR JORDASH: I have been, Your Honour, yes.
18 JUDGE THOMPSON: Yes.
19 MR JORDASH: I just wanted --
14:45:04 20 Q. Did you -- do you recall that evidence, General?
21 A. Well, you read so many things, sir, counsellor, and --
22 JUDGE THOMPSON: Yes. Why not counsel again proceed again
23 methodically; take them one by one --
24 THE WITNESS: Yes that would be --
14:45:15 25 JUDGE THOMPSON: -- and be very distinct as to the page
26 references, and probably get your mike near you a bit. I
27 know it's a bit difficult for you there.
28 THE WITNESS: That's right.
29 JUDGE BOUTET: So what you're reading from, Mr Jordash, is a

1 draft of the transcript?

2 JUDGE THOMPSON: [Microphone not activated]

3 MR JORDASH: Yes, it is the draft. It's the only --

4 JUDGE BOUTET: Yeah, okay.

14:45:47 5 MR JORDASH: -- one available, yes.

6 JUDGE BOUTET: I want to make sure that we're talking --

7 [Overlapping microphones]

8 JUDGE THOMPSON: Yeah, we don't have the finalised version

9 yet.

14:45:54 10 MR JORDASH: No.

11 JUDGE THOMPSON: That's okay.

12 JUDGE BOUTET: But what's -- what's the -- why are you

13 pursuing it, if I may on this? Because I remember before

14 we broke for lunch that I said I had in my notes, and

14:46:10 15 what you've read does not contradict what I was saying

16 from my notes. But what is it you're pursuing with this

17 witness in this respect?

18 MR JORDASH: Your Honour, I'm --

19 JUDGE BOUTET: I'm just trying to follow you.

14:46:26 20 MR JORDASH: I understand, Your Honour. Would Your Honour

21 mind if I wait for 20 minutes. It will become apparent.

22 JUDGE THOMPSON: Well, I take it [overlapping microphones]

23 JUDGE BOUTET: No, no, that's fine.

24 JUDGE THOMPSON: I take it that you don't -- you're virtually

14:46:37 25 admitting the possibility of error of your own notes of

26 the -- testimony. Your own notes --

27 MR JORDASH: My --

28 JUDGE THOMPSON: Your -- your notes.

29 JUDGE BOUTET: Your handwritten notes.

1 MR JORDASH: Yes.

2 JUDGE THOMPSON: Your handwritten notes. And, therefore, you
3 are in fact using this tentatively as the authentic
4 record - the Court record.

14:46:58 5 MR JORDASH: Yes.

6 JUDGE THOMPSON: I understand the trend.

7 MR JORDASH: Yes, your Honour, yes.

8 JUDGE THOMPSON: Yeah, learned counsel --

9 MR HARRISON: I apologise for interrupting.

14:47:06 10 JUDGE THOMPSON: Yes.

11 MR HARRISON: I was just wanting to ask if perhaps Mr Jordash
12 would agree to postpone this part of the
13 cross-examination until after the break, so that
14 photocopies of whatever it is he's reading from could be
14:47:19 15 obtained by us and by the witness as well.

16 JUDGE BOUTET: You don't have copies of those --

17 MR HARRISON: No.

18 JUDGE THOMPSON: No, okay.

19 JUDGE BOUTET: -- that transcript.

14:47:24 20 HARRISON: Nor does the witness, I don't think.

21 JUDGE THOMPSON: Right. Well, that's -- counsel, isn't that a
22 reasonable request? That we may all -- we may probably
23 get into difficult waters if we ourselves have not
24 familiarised ourselves with the draft transcript version
14:47:46 25 of the General's testimony. The other side may want to
26 follow carefully as you proceed. I want to follow
27 carefully, so, speaking for myself on the Bench, and
28 wouldn't it be better if we have the draft for everyone.
29 If we can have it now, that will be fine.

1 MR JORDASH: Well, Your Honour --

2 JUDGE THOMPSON: What do you think? Is it -- is it not a
3 reasonable request?

4 MR JORDASH: It's a reasonable request. However, two things
14:48:20 5 Your Honour: Firstly, the General has indicated he has a
6 vivid memory of these events, and may simply be able to
7 confirm what evidence he gave only three days ago.

8 THE WITNESS: Well, after I [Overlapping microphones]

9 JUDGE THOMPSON: Just a minute. General, please, restrain
14:48:35 10 yourself.

11 THE WITNESS: I'm sorry, I'm sorry.

12 JUDGE THOMPSON: I -- I'm -- I'm speaking for myself. I want
13 to make no assumptions at all.

14 THE WITNESS: I'm sorry.

14:48:44 15 JUDGE THOMPSON: I -- I think that we've had the experience of
16 whether -- verbal engagement here of what has been
17 recollected and what is -- so I think we need to focus on
18 whether the request by the Prosecution is not reasonable.

19 THE WITNESS: Yes, sir.

14:49:00 20 JUDGE THOMPSON: If all of us can have the draft transcript, I
21 think we might proceed a little more smoothly.

22 THE WITNESS: All right, sir.

23 MR JORDASH: The two difficulties I have with that,
24 Your Honour, are --

14:49:11 25 JUDGE THOMPSON: Yes.

26 MR JORDASH: -- firstly, that perhaps it's not the best of
27 precedents. Because, clearly, in the course of the next
28 year we will all refer to evidence that has been given
29 days before. If we have to pause every time we want to

1 raise that evidence, so that everybody can have a copy of
2 that transcript, then we may be here for some time.
3 But secondly --

4 JUDGE THOMPSON: Counsellor, let me interrupt you. I wasn't
14:49:40 5 spelling out a general rule. I was, in fact, having
6 regard to the peculiar situation here, and the
7 importance, from the Prosecution's perspective, of this
8 evidence, and also the importance of the
9 cross-examination and the need to go through this
14:50:00 10 methodically.

11 MR JORDASH: Well, that --

12 JUDGE THOMPSON: Isn't it in the interest of all of us to be
13 on the same web page, in terms of looking at what you're
14 putting to the witness so that we follow? I mean, is
14:50:14 15 that an unreasonable position?

16 MR JORDASH: Your Honour, no. However, as Your Honour will
17 appreciate, when preparing this afternoon, I'm prepared
18 to -- Camp Naama, Camp Konola, are very big areas for the
19 Defence. And so I'm prepared to cross-examine on this
14:50:36 20 subject for several hours, and, whilst I do have further
21 cross-examination after it, this is really what I'd
22 prepared for for this afternoon. I can continue if
23 Your Honours insist, but--

24 JUDGE THOMPSON: But doesn't my suggestion seem to help to
14:50:52 25 facilitate that process, rather than let you go on
26 without the other side having the draft, and then with
27 the possibility of objections upon objections. Is the
28 position that we are canvassing, as to methodology, that
29 difficult? I mean, I -- I -- I thought what we're saying

1 is to help you smooth the process considering how
2 comprehensive your cross-examination will be, and perhaps
3 ought to be, if you feel very strongly about the issues
4 that you're putting forth.

14:51:33 5 PRESIDING JUDGE: Could -- could these -- could copies of
6 these transcripts be immediately available?
7 MR JORDASH: If -- if --
8 PRESIDING JUDGE: I'm referring to the Court Management.
9 MR JORDASH: Certainly.

14:51:43 10 PRESIDING JUDGE: Could they be immediately available --
11 MR JORDASH: Certainly, I can --
12 PRESIDING JUDGE: Could we immediately make them available to
13 learned counsel for the Prosecution? Better pass them to
14 the Prosecution first. You don't have them, do you?
14:51:57 15 Please.
16 MR JORDASH: But I can, in the meantime, whilst they're being
17 handed over, continue, if that's convenient for
18 Your Honours. I can return to the interviews which
19 General Tarnue looked at over the lunch adjournment.

14:52:16 20 JUDGE BOUTET: So you're going back now to the interview
21 report?
22 MR JORDASH: I can do.
23 JUDGE THOMPSON: Does the Prosecution want to intervene again?
24 MR HARRISON: I was just wondering, is there an extra copy of
14:52:32 25 that transcript we can have?
26 JUDGE THOMPSON: Yes, for the Prosecution.
27 PRESIDING JUDGE: I sent one across there.
28 JUDGE THOMPSON: Yes.
29 MR JORDASH: The interview report of General Tarnue is what

1 I'm looking at now.

2 Q. Page 8176, General. You've had a look at that. Do you
3 recall -- and I'm not interested in who interviewed you,
4 but do you recall the interview?

14:53:01 5 A. Oh, yes, vividly. I -- I --

6 JUDGE THOMPSON: Report of which date?

7 MR JORDASH: Well, the interviews are from the --

8 JUDGE THOMPSON: Is that his exclusive document? Is that the
9 interview --

14:53:08 10 [Overlapping microphones]

11 THE WITNESS: No, sir, this is a different one completely.

12 JUDGE THOMPSON: Yes, well, let's have the date because
13 otherwise.

14 MR JORDASH: The 12th -- sorry, the 13th, 14th and 15th of
14:53:26 15 December 2002. The top of the document gives those
16 dates; interview Accra, Ghana.

17 Q. This is an interview, General, concerning your personal
18 background, and -- looking at the first paragraph - is
19 this right - your personal background?

14:53:54 20 A. Yeah, yeah, you're right. Yes, that's so. Yes, sir.

21 Q. "Knowledge of human rights violations in Liberia"?

22 A. Yes, sir.

23 Q. "Charles Taylor supports the conflict in Sierra Leone and
24 its relation to the regional diamond trade, and the
14:54:05 25 threat to your life while in West Africa." Yes? Yes?

26 A. Say that again.

27 Q. That's -- these -- these pages are -- this document is
28 the content of the interviews you gave; is that correct?

29 A. I just told you, yes.

1 Q. Okay, fine.

2 A. Yes, sir. 12, 13, 2002, up to the 12th, 15, 2002.

3 Q. Fine.

4 A. I say yes, sir.

14:54:44 5 Q. Fine, thank you. 8177, if you would, please, General.

6 A. Sir?

7 Q. Would you turn to page 8177, please?

8 A. 177?

9 Q. 8177.

14:54:56 10 A. Eight seven -- eight, one, seven --

11 Q. It's the second page --

12 [Overlapping microphones]

13 A. Yes, I got that.

14 Q. Yes. Looking at the -- what's the fourth paragraph

14:55:08 15 starting, "From" --

16 A. "Bong County".

17 Q. "From Bong County"?

18 A. I'm with you, sir.

19 Q. "The NPFL moved into Margibi County, Liberia, where

14:55:18 20 Tarnue was still posted as BWIs Chief of ROTC." Okay?

21 A. Yes, sir.

22 Q. And this is what it says: "Taylor had issued an order

23 for all AFL soldiers to surrender to the NPFL."

24 A. Yes.

14:55:37 25 JUDGE BOUTET: "Officers", "officers". It reads, "for all AFL

26 officers", not "soldiers". At least in my copy it says

27 "officers".

28 THE WITNESS: Yeah, "all AFL officers" --

29 MR JORDASH: In my copy it does, too; in my mind it didn't for

1 some reason.

2 Q. "Taylor had issued orders" -- "an order for all AFL
3 officers to surrender to the NPFL or be executed, which
4 many were, including the majority of those who
14:56:02 5 surrendered." Do you remember telling the interviewers
6 that?
7 A. I remember the 12th day's interview that I just read; I
8 remember every word in there.

9 Q. You do?

14:56:13 10 A. Yes, I do; I remember.
11 Q. Good.
12 A. I remember this interview very clear.

13 Q. Good. Now, the next section of that paragraph is what
14 I'm particularly interested in. "Fearing for his life,
14:56:27 15 then Captain Tarnue" --
16 A. As in continuation, sir?
17 Q. I'm continuing with that paragraph.
18 A. Okay, sir.

19 Q. "Fearing for this life, then Captain Tarnue fled from his
14:56:38 20 home and family and went into hiding", is what it says;
21 is that correct?
22 A. Sir?
23 Q. Is that correct; is that what you said?
24 A. Sir, everything here was said, so --

14:56:51 25 Q. Okay. "Subsequently, three NPFL fighters entered
26 Tarnue's home in Kakata, Margibi County looking for him.
27 The three fighters had been former ROTC students under
28 Tarnue, and they wanted to spare his life, as they felt
29 he was a good man and a good soldier. They convinced

1 Tarnue's wife to take them to his hideout on a nearby
2 rice farm, where they talked Tarnue into surrendering
3 peacefully." Is that not a different account to what
4 you've given to us?

14:57:38 5 A. What you mean "different account"?

6 Q. Well, let's break it down.

7 A. Sir.

8 Q. "Three NPFL fighters entered Tarnue's home looking for
9 him"; is that correct?

14:57:52 10 A. Yes, sir.

11 Q. "The three fighters had been students under Tarnue, and
12 they wanted to spare his life"; is that correct?

13 A. Yes, sir.

14 Q. Didn't you say before the luncheon adjournment that you
14:58:06 15 had sent students to your house to fetch your wife?

16 A. Can I -- can I -- no, I didn't say that.

17 Q. You didn't say that?

18 A. No, sir.

19 Q. What did you say then before?

14:58:20 20 A. You mean the --

21 Q. Before lunch?

22 A. If I sent three students to my house?

23 Q. Yes.

24 A. If I sent three students to my house?

14:58:27 25 Q. Did you not say you'd sent students to your house to go
26 and fetch your wife?

27 A. Oh, yes, Rudolph -- Rudolph Johnson, from where I was --
28 I was -- I was -- I was in hiding.

29 Q. Well, are these --

1 PRESIDING JUDGE: [Overlapping microphones] the name of a
2 student, Rudolph Johnson.
3 THE WITNESS: I did say that, sir.
4 MR JORDASH: Yes.
14:58:42 5 PRESIDING JUDGE: That is what he said.
6 MR JORDASH: Yes.
7 PRESIDING JUDGE: Yes. He didn't say he sent students.
8 MR JORDASH:
9 Q. Well, you -- you --
14:58:46 10 A. I sent Rudolph Johnson, sir.
11 Q. The student?
12 A. Yes, one of my students from BWI.
13 Q. To go and get your wife?
14 A. To go and inform my wife --
14:58:55 15 Q. To bring your wife to you?
16 A. -- that I was willing to surrender, but she has to come
17 along. I did say that, yes, sir.
18 Q. Yes. Well, who are these three NPFL fighters who were
19 coming to your house looking for you?
14:59:07 20 A. Can -- can I just -- 'cause this question is like -- it's
21 open. And -- and he asked who are these three NPFL
22 fighter based on the interview.
23 JUDGE BOUTET: Can you answer the question?
24 THE WITNESS: I said no, sir.
14:59:29 25 MR JORDASH:
26 Q. Who are these three -- who were these three --
27 [Overlapping microphones]
28 A. They were -- they were NPFL fighters.
29 Q. Who were they?

- 1 A. My students.
- 2 Q. They were looking for you 'cause they wanted to spare
3 your life?
- 4 A. Earlier, as I told you, counsellor, that I was the
14:59:47 5 Professor of Military Science and Tactics at the Booker
6 Washington Institute, where you have -- where you have
7 over 2,000 students from different counties. And when
8 the attack took place -- majority of these students from
9 Nimba county were my students. So, when the attack took
15:00:07 10 place, I left and went to hidings. And where I was
11 staying, within that vicinity, as I earlier stated, there
12 were Gia Tribal Group that were members of the fighting
13 forces from Charles Taylor. And so some of them were
14 students, and their parents were living, and there's some
15:00:23 15 interaction, so with the students and civilians. So they
16 felt I was doing what was right. There was no biasness
17 or unfairness with anybody else. So, when they came, the
18 first thing they do, they went to my house, and that
19 information was given to me by my wife. But I'm saying
15:00:39 20 where I was in hiding, I sent Rudolph Johnson to make
21 sure to get to my wife. And that's what I did; I sent
22 Rudolph Johnson, sir.
- 23 Q. Well, did Rudolph Johnson arrive before, after or during
24 the time of these three NPFL fighters, do you know?
- 15:00:58 25 A. Well, I can't predict that. But my wife did tell me when
26 she -- when she came along with Rudolph Johnson.
- 27 Q. So did your wife come to you accompanied by three NPFL
28 fighters?
- 29 A. In fact, the commander himself, they drove those three

1 NPFL fighters that came along. And they -- they were
2 able to come to where I was hiding, and I surrender
3 myself. And he took me over to the battlefront commander
4 Isaac Mussah.

15:01:27 5 Q. Well, where was Rudolph Johnson at this time?
6 A. Say that again.
7 Q. Where was Rudolph Johnson?
8 A. Rudolph Johnson?
9 Q. Yeah.

15:01:35 10 A. Rudolph Johnson, he has complete his mission. He went
11 back and took my wife, and then they -- they -- they --
12 the commander, Dolo, they came along. So they all came
13 along with the commander, because he knew exactly where I
14 was, plus the fighters that went to the house to be able
15:01:54 15 to ask for me. This is the facts I'm telling you, sir.
16 Q. Well, who brought your wife - the three NPFL fighters who
17 were looking to spare your life, or Rudolph Johnson who
18 was looking to bring your wife to you?
19 A. No, no. I -- well, I did not say Rudolph Johnson was
15:02:09 20 going to bring my wife.
21 Q. You didn't?
22 A. Rudolph Johnson went to inform my wife that I said I was
23 going to surrender. And so the commander, Rufus Dolo,
24 then, when I say if she agrees, then the commander can be
15:02:25 25 informed, they can drive to where I was in hiding. That
26 was a little rice farm in Division 31. And so they all
27 drove there together with the three NPFL. There was some
28 other fighters with Rufus, but the actual commander was
29 Rufus and the student I sent to talk to my wife was

1 Rudolph Johnson. They all came together and I surrender
2 because I saw my wife, and we all came home. That's what
3 I said, sir.

4 Q. You're making this up as you go along, aren't you,
15:02:56 5 General?

6 MR SANTORA: Your Honour, I don't -- I just think the last
7 question was actually just very argumentative and --
8 perhaps we can just proceed with this area, not an
9 argumentative question like that.

15:03:15 10 PRESIDING JUDGE: I think counsel has quite a latitude. It's
11 a borderline question. He may proceed. He's
12 cross-examining. You may proceed.

13 THE WITNESS: Yes, sir.

14 MR JORDASH:

15:03:30 15 Q. Just before I move on from this subject, General, who
16 were the three NPFL fighters who had been your former RT
17 -- ROTC students?

18 A. Say that again?

19 Q. Who were the three NPFL fighters?

15:03:52 20 A. They were BWI students.

21 Q. What were their names?

22 A. I can't recall their name now. I remember, quite
23 frankly, the names of Rudolph Johnson that I sent.

24 Q. Well, you previously called Rudolph Johnson, Rudolph
15:04:04 25 Weider -- Weedor?

26 A. Say that again.

27 Q. You previously called Rudolph Johnson Rudolph Weedor.
28 That's what you said earlier today?

29 A. Counsellor, I can't remember the three names right now,

1 but I remember Rudolph -- Rudolph Johnson and Rufus Dolo,
2 I said.

3 Q. Well, earlier today you called Rudolph Johnson Rudolph
4 Weedor?

15:04:22 5 A. I mean, not Rudolph Johnson; it's Rudolph Weedor.

6 Q. Which one is it?

7 A. Rudolph Weedor; it's not Rudolph Johnson.

8 Q. It's not Rudolph Johnson?

9 A. No, it's Rudolph Weedor.

15:04:30 10 Q. I thought for a moment ago you were saying Rudolph
11 Johnson?

12 A. No, Rudolph Weedor. Rudolph Weedor; it's not Rudolph
13 Johnson. I have Rufus -- I have Rufus Dolo and Rudolph
14 Weedor. W-E-E-D-O-R, Rudolph Weedor?

15:04:43 15 Q. Who's Rudolph Johnson?

16 A. Well, you know, you not giving me chance to do the
17 cross-examination. So, I mean, you are doing your
18 cross-examination, you want to trick me so that I will
19 say words and you pick it up. So I'm saying Rudolph
15:04:54 20 Weedor.

21 Q. Who's Rudolph Johnson?

22 A. It's Rudolph Weedor.

23 PRESIDING JUDGE: Yeah, because you were saying Johnson,
24 General.

15:05:00 25 THE WITNESS: Sir --

26 PRESIDING JUDGE: Are you now saying it is --
27 [Overlapping microphones]

28 THE WITNESS: It's not Johnson; it's Rudolph Weedor, sir;
29 sorry. It's Rudolph Weedor.

1 MR JORDASH:
2 Q. Who is Rudolph Johnson?
3 A. Rudolph Weedor; it's not Johnson.
4 Q. Who is Rudolph Johnson?
15:05:12 5 A. That's a slip of tongue. That's not Rudolph Johnson;
6 it's Rudolph Weedor.
7 Q. Okay.
8 A. Rudolph Weedor. That's not Rudolph Johnson.
9 PRESIDING JUDGE:
15:05:23 10 Q. How do you spell Weedor -- Weedor, for us?
11 A. Sir?
12 Q. Spell Weedor -- Weedor for us?
13 A. W-E-E-D-O-R, Rudolph Weedor. It's not Johnson. It's
14 Rudolph Weedor.
15:05:33 15 Q. That's -- that is the one you sent to your home?
16 A. That's the one I sent --
17 Q. -- to inform your wife?
18 A. Yes, sir. Rudolph Weedor. It's not Rudolph Johnson,
19 sir.
15:05:47 20 MR JORDASH:
21 Q. Okay, moving on then, General. Did you speak to General
22 Tarnue -- I mean, I beg your pardon. Did you speak to --
23 PRESIDING JUDGE: Learned counsel, there is -- there is a
24 second name he mentioned, Rufus --
15:06:10 25 THE WITNESS: Rufus Dolo. He was the overall commander, sir,
26 that --
27 PRESIDING JUDGE: I see.
28 THE WITNESS: -- chapter of Kakata.
29 PRESIDING JUDGE: I see. Okay, so --

1 THE WITNESS: Rufus Dolo.
2 PRESIDING JUDGE:
3 Q. Rufus Dolo, what did he do?
4 A. Rufus was the overall commander, and he's the one that
15:06:25 5 reported the case to respect to my surrendering. And
6 they drove to where I was hiding at Division 31, sir, in
7 Firestone Harbel.
8 MR JORDASH:
9 Q. In 1990, following your surrender to Charles Taylor, did
15:06:50 10 you have any conversations with Charles Taylor about AFL
11 officers?
12 A. Yes, I did. I went -- when I surrender -- I think in my
13 handwritten statement -- yes, I had --
14 Q. What were they? What were the nature of the
15:07:18 15 conversations?
16 A. I saw that they were doing lot of summary executions of
17 AFL officers surrendering at the time, and I felt that,
18 as a professional soldiers assigned, I needed to come up
19 and let him know that this was against the rules
15:07:34 20 governing the Geneva Convention of Warfare. Even if you
21 are fighting and a man surrenders, definitely he's been
22 paralysed. You have to rescue him, interrogate him; you
23 can have him incarcerated, but you don't just execute
24 him. You don't carry out summary executions, and that
15:07:52 25 was being done from various checkpoints. So I had to
26 make my own reservation that we should have an SOP, and
27 it has to be signed by him. So that's -- that was my own
28 observation.
29 Q. And -- and what -- what effect, if any, did that have on

1 Charles Taylor?
2 A. Sir?
3 Q. What effect, if any, did that conversation have on
4 Charles Taylor?
15:08:10 5 A. What effect?
6 Q. Indeed.
7 A. I don't know what effect it had. But all I did was to
8 tell him my professional advice.
9 Q. Well, looking down the page from 8177, you say there --
15:08:25 10 A. Say 8177?
11 Q. Same page.
12 A. What paragraph, sir?
13 Q. The last but one paragraph.
14 A. Paragraph 1.
15:08:33 15 Q. The last but one paragraph.
16 A. The last paragraph?
17 Q. The paragraph underneath the paragraph we've been
18 referring to, in relation to who entered your home to get
19 your wife?
15:08:44 20 A. Okay, go ahead, sir.
21 Q. Can -- would you just read that to yourself, so that you
22 know what I'm talking about?
23 A. Is it -- is that 8177, you say, paragraph 3?
24 Q. The paragraph starting with, "Tarnue was then taken to
15:09:15 25 Taylor, who was aware of Tarnue's reputation."
26 A. Okay, I have that last paragraph before the last two
27 sentences.
28 Q. Before we move on to that, actually, General I want to --
29 I beg your pardon for jumping around, but I want to just

1 stick with the subject of who took you to see Charles
2 Taylor in the first place. Could -- we've heard the name
3 -- I think it's settled on Rudolph Weedor, and he took
4 you to -- he came into your house and took you to Charles
15:10:07 5 Taylor; is that right?

6 A. No, sir.

7 Q. What did he do?

8 A. No, sir, that's contradictions.

9 Q. What did he do?

15:10:13 10 A. Rudolph Weedor was the -- one of my students that I sent
11 from where I did surrender in the camp of Division 31.
12 And I sent him over to my wife, sir, and then he relayed
13 a message. And when he relayed the message, my wife,
14 together with the commander, Rufus Dolo, and the fighters
15:10:37 15 that went to meet my wife to let her know that I was
16 their prof, they all got on board the pick-up; Toyota
17 Hilux, double-cabin, white. They went over to Division
18 31, and then, that's when I surrender. When they brought
19 me over, they turn me over to Rufus Dolo respectively,
15:10:59 20 because he was there. I mean, not Rufus Dolo, Isaac
21 Mussah. He was the battlefront commander. Rufus Dolo
22 was the base commander that I was turned over to, and he
23 turned me over to Isaac Mussah. But Rudolph Weedor was
24 my student that I sent from Division 31 to meet my wife.
15:11:23 25 So, Rufus Weedor is different from Rufus Dolo.

26 Q. Okay, thank you.

27 A. And that is different from Isaac Mussah.

28 Q. Thank you, General.

29 A. Yes, sir.

- 1 Q. Okay. Looking at the paragraph below, you can see there
2 you've written -- or you appeared to have said, "Tarnue
3 was then able to influence Taylor to stop executing AFL
4 officers who surrendered or were captured."
15:11:45 5 A. Oh, yes, sir, I -- I was able to talk to him and
6 minimise, but it didn't stop, though.
7 Q. Well, it says "stop executing AFL soldiers."
8 A. Well, I mean, when I say "stop", I did tell him, but --
9 it minimise, but I could still see he said you were going
15:12:01 10 to stop -- he said you're going to stop, but he -- it was
11 minimised, sir. Because I saw it continually happening.
12 Q. Who told you to teach the Geneva Convention to the
13 students at the NPFL training ground at Camp Konola?
14 A. Sir?
15:12:17 15 Q. Do you not understand the question?
16 A. I didn't get you.
17 Q. Could I just raise something with you, General? You were
18 interviewed, were you not, in your exclusive interview --
19 A. No, you said, "Who told you". I wanted to get that part.
15:12:29 20 Q. I want to ask you another question first. April and --
21 April of -- 9th of April and 10th of April 2003 you were
22 interviewed by Dr White, weren't you?
23 A. Where?
24 Q. Well, I don't think where is important, but you --
15:12:42 25 A. Dr White did not interview me. I told you that
26 repeatedly. You said April?
27 Q. Okay, why don't you turn to page 8188?
28 A. Did you say April?
29 Q. Turn to page -- [overlapping microphones]

1 A. Are you referring to --
2 Q. Turn to page 8188?
3 A. Which one? 188?
4 Q. You remember your exclusive interview you've told us
15:13:01 5 about?
6 A. No, 188 what?
7 Q. 8188.
8 A. 8188. Oh, okay.
9 Q. [Overlapping microphones] -- your exclusive interview
15:13:14 10 with Dr White?
11 A. Well, you got to bear with me, sir -- I didn't -- this
12 is --
13 Q. Well, I'm sorry if I'm hurrying you.
14 A. Well, this an exclusive interview, yes --
15:13:22 15 Q. Yeah.
16 A. April, that's right.
17 Q. You can look through it if you like, General, but over
18 the space of about six hours you were interviewed by
19 Dr White?
15:13:28 20 A. Yes, sir.
21 Q. I've looked through this transcript over lunch and not
22 once do you ask him to repeat a question. You understood
23 Dr White speaking English to you over six hours
24 perfectly, didn't you?
15:13:41 25 A. I understood him very clearly and sometimes I ask that he
26 should repeat the questions.
27 Q. No, no. You'll find, if you go through that --
28 [overlapping microphones]
29 A. Maybe it wasn't recorded by the manuscript.

1 Q. Really.

2 A. So that's not my fault. But if I don't understand the
3 question, I think I have all rights, sir, to ask.

4 Q. Not once during this interview, General Tarnue, do you
15:14:01 5 repeat the question back to Dr White. But yet you do it
6 with me completely -- continuously; why is that? Is that
7 the delaying tactic to give you time to think, General
8 Tarnue?

9 A. I'm not delaying. Why should I think? I mean, once I'm
15:14:16 10 knowledgeable of what you're asking, sir, I will answer
11 you directly. I'm sorry if you're offended, but if I
12 don't hear the question loud and clear, sir, I think I
13 need to seek clarification so that I can answer it that
14 would suit your best convenience, sir. I'm sorry.

15:14:33 15 Q. Well, I'm going to try and keep my questions very, very
16 simple for you, so you understand them the first time I
17 ask them.

18 A. Thank you, sir. I'll be very, very attentive.

19 Q. Good.

15:14:44 20 A. I'm sorry, sir.

21 Q. Who was it asked you to teach the Geneva Conventions to
22 the NPFL men in Camp Konola?

23 A. No-one told me that. No-one asked me to do that, sir.

24 Q. Did Charles -- did Charles Taylor know you were teaching
15:15:18 25 the Geneva Conventions to his soldiers?

26 A. Yes, sir, he knew that I was teaching the rules and
27 regulations governing the Geneva Convention on warfare to
28 the fighters.

29 Q. What did -- did he ever say anything to you about that?

- 1 A. Again, I didn't get you clear.
- 2 Q. Did he ever say anything to you about that?
- 3 A. The Geneva Conventions? Well, he didn't -- he -- well,
- 4 he didn't tell me anything, sir.
- 15:15:45 5 Q. Did he tell you to stop teaching them?
- 6 A. He did not tell me to stop teaching it; I continue.
- 7 Q. Did you ever have a conversation with anybody about the
- 8 contradiction between the instruction to forcibly
- 9 conscript people into an army and the Geneva Conventions?
- 15:16:14 10 A. No, sir.
- 11 Q. Because, according to you, Charles Taylor is telling you,
- 12 or telling Sankoh in front of you, on the 27th of
- 13 February 1991 to forcibly conscript, take the Bible out
- 14 of his hand. Did you not think that was somewhat a
- 15:16:31 15 contradiction with the training you'd given in the -- on
- 16 the Geneva Conventions?
- 17 A. Well, I think that question should be answered by Taylor;
- 18 not me.
- 19 Q. What, didn't -- were you disappointed that all your
- 15:16:41 20 training had come to nothing on the Geneva Conventions?
- 21 A. Well, if he didn't apply it, definitely, that's not my
- 22 responsibility. My responsibility was to be able to put
- 23 the training out, which I did on a professional level as
- 24 far as I -- my knowledge served me, sir.
- 15:16:58 25 Q. You said, I think yesterday or the day before, that in
- 26 fact Charles Taylor had come to Camp Konola having heard
- 27 how you were teaching such good discipline, and you
- 28 suggested he'd been quite pleased about that; is that
- 29 accurate?

1 A. That he was quite pleased?

2 Q. Pleased?

3 A. He was quite pleased, oh, yes, sir, he was quite pleased,
4 'cause the tactics was improved. The discipline became
15:17:28 5 -- the looting was under marked -- it was -- it was very
6 high initially when I joined, but it begin to minimise,
7 because strict disciplinary measures were leveled against
8 those that were looting and that commander -- the
9 commanders knew. So that's when we reinstated the
15:17:43 10 uniform code of military justice, sir.

11 Q. Didn't you say yesterday - or, sorry, I think it was
12 Tuesday - "Charles Taylor loved looting"? That's what
13 you said, isn't it?

14 A. Loved what?

15:17:56 15 Q. Loved looting. That's what you said, isn't it?

16 A. Oh, yes. I mean, normally I usually say his middle name
17 is looting.

18 Q. Really?

19 A. Yes.

15:18:04 20 Q. But he comes to your camp pleased that his soldiers are
21 not looting; is that correct, too?

22 A. He did not tell me he loved looting. I mean, I am a
23 trained soldiers, and I can be self-descriptional. And I
24 saw the actions of the fighters previously when I joined
15:18:23 25 the NPFL, and they were all looting every time they
26 enter. So definitely that was against the rules
27 governing the Geneva Convention of Warfare, and
28 humiliating civilian who were not combatants. And I
29 decided to tell them this is not how you supposed to do

1 it. So when I began to participate in the training of
2 the National Patriotic Front fighter, I decided to
3 definitely teach them in the class room to let them know
4 that look, the very -- the very people you going to meet
15:18:47 5 in the village, it could be your sisters or brothers, so
6 you have to know exactly how you treat them. And they
7 should be specific about military targets, not --
8 Q. You said, I think it was Monday or Tuesday, that you
9 taught the Geneva Conventions, and part of that was
15:19:12 10 teaching your students not to kill civilians because they
11 might be of some use. Is that part of the training --
12 A. They might -- they might be what, sir?
13 Q. This is -- this is what you said: You said that you
14 taught the Geneva Conventions; part of that teaching
15:19:31 15 involved teaching your students not to kill civilians --
16 A. Innocent civilians.
17 Q. -- because they may be of some use. That's what you
18 said.
19 A. They may be of some?
15:19:41 20 Q. Use?
21 A. Used.
22 Q. Use?
23 A. U-S-E-D.
24 Q. U-S-E?
15:19:48 25 A. Well, I say you shouldn't kill innocent civilians. You
26 should not also kill soldiers.
27 Q. No. You said, "because they may be of some use". Which
28 Geneva Convention did you get that from?
29 A. Not civilians.

1 Q. That's what you said, General.

2 A. No, no, no, no, no. No, don't misquote me, sir.

3 Q. I'm not.

4 A. Don't misquote me. That's why I asked you say "used".

15:20:10 5 No. Military personnel that was surrendering. I said

6 police, soldiers, walking, coming, once they surrender,

7 you may have use for them because you are going to enter

8 the city. And these people surrendering will be able to

9 lead you to the right places in the city. So civilian

15:20:27 10 people are not combatant; they're not trained so why

11 would I say they would be useful. All they want is to be

12 safe behind rebel lines so they can be felled [sic].

13 PRESIDING JUDGE: Stop a second.

14 MR JORDASH: Well, Your Honour, I can -- perhaps we can at a

15:20:41 15 later stage look at the transcript, because it says --

16 well, it's clear, the transcript, I would submit. But I

17 can move on from that anyway.

18 THE WITNESS: Yes, sir.

19 MR JORDASH:

15:20:57 20 Q. Now, the -- I just want to touch very briefly on -- and

21 then I'm going to come, if I may, to Camp Naama and the

22 transcript.

23 A. Yes, sir.

24 Q. I want to talk to you, if I may, about Qaddafi for a

15:21:14 25 moment.

26 A. The what?

27 Q. Colonel Qaddafi?

28 A. Muammar Qaddafi?

29 Q. It's the only Qaddafi I know.

1 A. Well, Muammar Qaddafi.

2 Q. Yes.

3 A. Yes, sir.

4 Q. What was his motive, you say, for being involved in this?

15:21:32 5 A. Well, if you go through, sir --

6 Q. Well, why don't you tell us now?

7 A. No, if you -- if you go through your -- your modern

8 history --

9 Q. [Overlapping microphones]

15:21:43 10 A. Okay, my own statement that I gave was it wasn't me that

11 said Qaddafi, sir. According to Charles Taylor's

12 explanations -- that was September of 1990, when we had a

13 general inspection meeting. He was very happy about the

14 way the war was moving.

15:22:01 15 Q. What did he want out of it; that's what I'm getting at?

16 A. Sir?

17 Q. What did Qaddafi want out of this plan?

18 A. Well, definitely Charles Taylor, according to him, he

19 was, in fact, a Libyan Secret Service agent, where

15:22:18 20 Qaddafi wanted to use him so that he would be able to

21 capture Liberia and station there to destabilise the

22 entire West Africa.

23 Q. What -- is that --

24 A. That was his motive. And that's why Taylor kept

15:22:27 25 emphasising, "Look the mission you on now, I have a lot

26 of missionaries. I have Sierra Leoneans, I have Ghanian,

27 I have Gambians, I have Senegalese, I have Burkinabes.

28 And so, when we are done with what we're doing, after we

29 capture Liberia and I become president, I am going to be

1 supportive to the rest of you to be able to accomplish
2 the missions."
3 Q. So Qaddafi wanted to destabilise West Africa, is that
4 what he wanted to -- [overlapping microphones]
15:22:55 5 A. Well, that's according to Charles Taylor; not me.
6 Q. According to Charles Taylor?
7 A. Yes, sir.
8 Q. Was Qaddafi interested in diamonds?
9 A. Well, I don't know, sir. But I know, according to --
15:23:05 10 Q. Did Charles Taylor say he was?
11 A. Sir?
12 Q. Did Charles Taylor say he was?
13 A. I didn't get that too clear, sir, I'm sorry.
14 Q. Did Charles Taylor say Qaddafi was interested in
15:23:17 15 diamonds?
16 A. Oh, yes, sir, he -- every -- every diamond collector from
17 there was -- was sent over to Compaore and -- not only
18 Compaore, but Compaore and Qaddafi.
19 Q. So your evidence is that Colonel Qaddafi, head of an
15:23:34 20 oil-rich state, wanted a few diamonds from the RUF; is
21 that your evidence -- from what Charles Taylor told you?
22 A. Well, I mean, it was going through Charles Taylor. So
23 Charles Taylor, as I told you -- the four stratified
24 levels of command, definitely he was one of those
15:23:50 25 hierarchy. So everything that went through Charles
26 Taylor went through Qaddafi. He was partly representing
27 the RUF, so, in practically, they had full responsibility
28 - not me, sir - according to him.
29 Q. According to him, and that's where your information comes

1 from, isn't it?
2 A. According to Charles Taylor.
3 Q. Okay. Will you turn to 8152, please?
4 A. Thank you, sir. 8152?
15:24:18 5 Q. Yes.
6 JUDGE BOUTET: I have page 8152, but for greater certainty for
7 the record, this is not the same report that we were
8 talking about earlier.
9 MR JORDASH: No, Your Honour.
15:24:58 10 JUDGE BOUTET: This is a different document.
11 MR JORDASH: Yes.
12 JUDGE BOUTET: Okay.
13 MR JORDASH: This is General Tarnue's answers emailed to Alan
14 White on the 11th of February 2002.
15:25:08 15 THE WITNESS: Did you say 8152?
16 MR JORDASH: Yes, General.
17 PRESIDING JUDGE: General Tarnue's --
18 JUDGE BOUTET: Email.
19 PRESIDING JUDGE: -- emailed replies.
15:25:17 20 MR JORDASH: Yes.
21 JUDGE BOUTET: To Alan White.
22 PRESIDING JUDGE: To Alan White.
23 MR JORDASH: Indeed.
24 THE WITNESS: Yes, sir, I'm there.
15:25:39 25 MR JORDASH:
26 Q. Okay. Can I just ask you to look at page 4. The second
27 answer there --
28 PRESIDING JUDGE: Page what, please?
29 MR JORDASH: Page 4 of that document, Your Honour.

1 THE WITNESS: Page 4?
2 [Overlapping microphones]
3 THE WITNESS: 8152?
4 [Overlapping microphones]
15:25:52 5 MR JORDASH: I've only got the front page of the document, I'm
6 afraid.
7 JUDGE BOUTET: Okay, but this is page 8155.
8 THE WITNESS: Exactly. Then 8155, that's right. Yes, sir.
9 MR JORDASH:
15:25:58 10 Q. And the --
11 A. I got it.
12 Q. There you describe, halfway down -- sorry, towards the
13 bottom of the page, "Colonel Qaddafi of Libya and
14 President Compaore of Burkina Faso, who he described" --
15:26:22 15 this is Charles Taylor's description -- "who he described
16 as his financial and logistical backbones in sustaining
17 the NPFL revolution through their support"; is that
18 right?
19 A. Can you go -- all right, you have, "Qaddafi of Libya and
15:26:41 20 President Compaore of Burkina Faso, who he described as
21 his financier and logistical backbones in sustaining the
22 NPFL revolution through their support." Is that what
23 you're asking, sir?
24 Q. Yeah.
15:26:58 25 A. Yes, sir.
26 Q. So, is your evidence that Charles Taylor told you that
27 Qaddafi was funding the NPFL?
28 A. I say yes, sir.
29 Q. And his own interest in the RUF was simply to receive

1 diamonds and destabilise West Africa; is that what
2 Charles Taylor told you?
3 A. They had military alliance, sir.
4 Q. Okay, thank you.
15:27:21 5 A. Yes, sir.
6 MR JORDASH: Now, I want to move on to Camp Konola if I --
7 with Your Honour's leave. Could I just ensure that the
8 -- my learned friends have had the transcript. I
9 wouldn't want to be --
15:27:36 10 PRESIDING JUDGE: You want to go back to the transcript?
11 MR JORDASH: If I may, Your Honour.
12 PRESIDING JUDGE: Yeah.
13 JUDGE BOUTET: So this is the draft transcript?
14 MR JORDASH: It is, Your Honour, yes.
15:27:53 15 JUDGE THOMPSON: Yes, Mr Santora, you are on your feet.
16 MR SANTORA: I am on my feet.
17 PRESIDING JUDGE: May we hear what you have to say?
18 MR SANTORA: I have -- I have three pages of transcript:
19 Pages 100, 121 and 123. I don't know if that's -- is
15:28:06 20 that correct? If it's --
21 JUDGE BOUTET: There's more than that.
22 MR SANTORA: Okay.
23 JUDGE BOUTET: There's more than that.
24 MR SANTORA: And we only have three pages and not sequential
15:28:13 25 pages.
26 PRESIDING JUDGE: I have three pages. I have one -- 100, 121
27 and 123.
28 JUDGE THOMPSON: I have what the Prosecution has.
29 MR SANTORA: Right. Is that -- is that what we're --

1 MR JORDASH: It's 100 and 121 -- yes, that's right. And 123,
2 there is a section which I'd missed.

3 JUDGE BOUTET: So these are the three pages you'll be making
4 reference to?

15:28:50 5 MR JORDASH: Yes, Your Honour.

6 PRESIDING JUDGE: That is 100, 121 and 123?

7 MR JORDASH: Yes.

8 PRESIDING JUDGE: Right.

9 MR JORDASH:

15:28:57 10 Q. General, I just want to ask you about what you said in
11 relation to Camp Naama, first of all. Fourth of October
12 -- and just -- I just -- I just want you to if you -- if
13 you would -- I'm not after explanation, just confirmation
14 that this is -- you recall saying this, okay? You
15:29:19 15 understand that?

16 A. Say that again, sir.

17 JUDGE BOUTET: Maybe you should tell him that you will be
18 reading from the transcript of his evidence.

19 MR JORDASH: Yeah.

15:29:27 20 JUDGE BOUTET: So he knows what you're talking about.

21 MR JORDASH: Your Honour, yes.

22 THE WITNESS: Okay, sir.

23 MR JORDASH:

24 Q. I'm going to read from the -- these proceedings are
15:29:34 25 recorded --

26 A. I was listening.

27 Q. These proceedings are recorded, and I have in front of me
28 a copy of the transcript of what you said. It's draft
29 transcript, but it's the best we've got at the moment,

1 okay?

2 A. Okay, sir.

3 Q. And I'm just going to read --

4 A. You got to do it slowly so that I can understand,

15:29:52 5 basically, because, I mean, you don't want me to say yes

6 to something I didn't understand, so --

7 Q. You're absolutely right.

8 A. Yes, sir.

9 Q. I want you to be clear about it.

15:30:02 10 A. Okay, Your Honour, sir.

11 Q. Okay.

12 A. I will listen very well.

13 Q. Good. I'll speak very clearly. The discussion, General,

14 is about the NPFL 100 -- well, the NPFL strike force

15:30:23 15 fighters, the Sierra Leoneans, and when they are going to

16 Camp Naama, okay -- when they went to Camp Naama?

17 A. Yes, sir. Excuse me.

18 Q. And you say this: "They were all in Camp Naama".

19 Question --

15:30:42 20 JUDGE THOMPSON: Page, counsel?

21 MR JORDASH: I beg your pardon. Page 100 -- page 100,

22 paragraph 12.

23 Q.

24 "A. They were all in Camp Naama.

15:30:51 25 Q. Okay. After they all arrived in Camp

26 Naama -

27 You intervene and say, "Then the instruction was: 'Let

28 them wait there. We will give them the final

29 instructions.'

1 Okay."
2 You then say, "That was between the 25th and the 26th.
3 It was like rally point trying to make sure to get
4 everyone to Camp Naama."
15:31:21 5 A. Yes, sir.
6 Q. Do you stand by that evidence?
7 A. I do stand by that evidence, sir.
8 Q. If I can just turn to 121. You then talk about the 27th
9 of February meeting, and then we come back to the subject
15:31:45 10 of Camp Naama.
11 A. Yes, sir.
12 Q. And you say -- the question is this: "What happened
13 next" -- and you're talking about after the meeting on
14 the 27th. "What happened next after you arrived at Camp
15:32:05 15 Naama?" You say, "After we got in -- I mean, in Naama,
16 we didn't sleep because we had to make sure to divide the
17 292 men, the skeleton battalions into squads, platoons,
18 and then give them the equipments and what have you, and
19 finally give them their warning order and their SOPs.
15:32:29 20 They have to make sure, because --
21 Q. What are their SOPs?
22 A. Well, the SOP was the standard operation
23 procedure."
24 And then -- do you recall that evidence?
15:32:44 25 A. That -- that is not too clear to me, because you're
26 talking about the 27th we did not sleep, and we had to --
27 so I want a little clarification on that, because --
28 Q. Well, I'll go through it again.
29 A. There was something when, from the 26th -- the 25th and

1 the 26th. So that is very doubting.

2 JUDGE BOUTET: Yes, counsel?

3 MR HARRISON: I'm asking the Court for the opportunity to
4 provide that draft transcript before the witness.

15:33:15 5 There's two different pages; it's somewhat confusing.

6 JUDGE BOUTET: Mr Jordash?

7 MR JORDASH: I don't have a spare copy at hand. But I'm happy
8 for my copy to go before him. I think I can remember the
9 substance of it.

15:33:42 10 THE WITNESS: What I can verify and just go through --

11 JUDGE BOUTET: Maybe we can get an extra copy, can we? So, in
12 the meantime, General, what is being read to you is a --
13 what you will be looking at is a draft of the transcript
14 of your evidence given on 4 October here in this Court.

15:34:21 15 THE WITNESS: Yes, sir.

16 JUDGE BOUTET: So, first question you were asked, you are
17 going to see in that document, is at page 100, and then
18 you continued to give evidence and we have now moved to
19 page 121. So, between 120 and 121, you did testify about
15:34:40 20 some other matters; and, at 121, you do come back to Camp
21 Naama. So the questions have to do now with Camp Naama.

22 THE WITNESS: Okay, sir. So where are we right now, sir?

23 JUDGE BOUTET: The question was at page 121. The last
24 question is at line 17.

15:34:58 25 THE WITNESS: Okay, sir. Okay, sir, I see that.

26 MR JORDASH: Okay.

27 THE WITNESS: Sir, "After we got in -- I mean, in Naama, we
28 didn't sleep because we had to make sure to divide the
29 202" --

1 MR JORDASH:
2 Q. 292.
3 A. -- "men, the skeleton battalions into squads, platoons,
4 and then give them the equipments that we have that --
15:35:21 5 that what have you to finally gave them their warning and
6 their SOPs. They have to make sure, because --"
7 Okay, so what are you trying to get, sir?
8 Q. Do you stand by that evidence? Is it the truth?
9 A. Oh, yeah, I stand by this evidence; yes, sir.
15:35:40 10 Q. And one, two, three -- this is less important, but just
11 for completeness sake, paragraph 11 --
12 JUDGE BOUTET: Of what? Which page are we on?
13 MR JORDASH: Page 123, Your Honour.
14 JUDGE BOUTET: Okay.
15:36:00 15 THE WITNESS: 123?
16 MR JORDASH: Yes.
17 THE WITNESS: Okay, sir.
18 MR JORDASH:
19 Q. And at paragraph 13 you say, "And on the 25th -- the 26th
15:36:16 20 we had to get them to the rally points"?
21 A. Paragraph -- paragraph what, sir - 14?
22 Q. Thirteen.
23 A. Thirteen.
24 Q. "And on the 25th -- the 26th we had to get them to the
15:36:28 25 rally points"?
26 A. Yes, sir.
27 Q. So the sequence of events, according to you, is that they
28 went to Camp Naama between the 25th and 26th where they
29 remained as a rally point, okay?

1 A. At the rally point, yes, sir.

2 Q. Nothing happened there until -- with those troops
3 until the --

4 PRESIDING JUDGE: So, counsel, you are referring to paragraphs
15:37:08 5 13 -- or, let's say, 11, you know, to 15.

6 MR JORDASH: Yes.

7 PRESIDING JUDGE: Eleven to 14 or so; would that -- would that
8 be correct, learned counsel?

9 MR JORDASH: This -- is this page 100, Your Honour?
15:37:28 10 [Overlapping microphones].

11 PRESIDING JUDGE: Yes, yes, yes, 123, yes.

12 MR JORDASH: Yes. And then down to -- from 17 to 19,
13 referring to --

14 PRESIDING JUDGE: No, you started from -- you started from --

15:37:37 15 MR JORDASH: Twelve, yes.

16 PRESIDING JUDGE: Yes.

17 MR JORDASH: And I went from --

18 PRESIDING JUDGE: Twelve, yes.

19 MR JORDASH: And I went down to 19.

15:37:43 20 PRESIDING JUDGE: You went down to 19. You pressed -- you
21 ended up, you know, at "rallying point".

22 MR JORDASH: Yes.

23 PRESIDING JUDGE: so you have moved -- you have moved now to
24 19?

15:37:51 25 MR JORDASH: Yes.

26 THE WITNESS: Is that 123, 19, sir?

27 MR JORDASH: No, 100, page 100.

28 JUDGE BOUTET: Okay, so you're --

29 MR JORDASH: I'm coming to the point.

1 JUDGE BOUTET: I'm -- [overlapping microphones] -- confused
2 too. So, you've left 123; now you're back to 100?
3 MR JORDASH: Yeah, I'm -- what I'm doing is just summarising
4 the -- the -- the substance --
15:38:12 5 JUDGE BOUTET: Okay.
6 MR JORDASH: Of what he said on those three pages. Just
7 because -- I'm just trying to lay the foundation for what
8 I have to put to him after this. I simply wanted to be
9 fair to the witness so his evidence on this point is as
15:38:25 10 clear as it could be. I'm sorry -- I'm sorry it's taken
11 so long.
12 PRESIDING JUDGE: No, no, it's okay, please take your time,
13 take your time; he's an important witness.
14 MR THOMPSON: [Overlapping microphones]
15:38:37 15 MR JORDASH: Thank you.
16 PRESIDING JUDGE: Good.
17 MR JORDASH:
18 Q. How long did the 96 Sierra Leoneans -- how long was their
19 training at Camp Konola?
15:38:53 20 A. Well, I say that that was from November ending -- meaning
21 that was 1991 -- I mean, 1990 November, and then January,
22 February. It was 8 weeks -- 8 weeks.
23 Q. Eight weeks?
24 A. Eight weeks.
15:39:10 25 Q. Okay --
26 [Overlapping microphones]
27 PRESIDING JUDGE:
28 Q. 1990s -- [overlapping microphones]
29 A. Eight weeks -- [overlapping microphones]

1 Q. General?

2 A. Between 8 weeks or 9 weeks. Yes, sir?

3 Q. So it's November 19 -- [overlapping microphones]

4 A. Yes, sir, November 1990; that was like zero week,
15:39:20 5 because --

6 Q. Yes, to?

7 A. -- from -- up to February 24, sir.

8 Q. Up to the February graduation date?

9 A. Graduation day, yes, sir. Not precisely 9, 10, but
15:39:30 10 normally we don't count the zero weeks. The zero week is
11 being used to harass the body to see -- so those are not
12 countable.

13 [HS071004G 3.45 p.m.]

14 MR JORDASH:

15:47:47 15 Q. And we heard from you yesterday, General, that it was
16 only on the 24th of February graduation of these
17 96 Sierra Leoneans that you learnt that they weren't to
18 go to the front, they were to go to Camp Naama; is that
19 correct?

15:48:00 20 A. Yes, sir.

21 Q. And it was only on the 27th at the meeting with Charles
22 Taylor and Foday Sankoh when you first learnt that these
23 men were going to be part of the RUF; is that correct?

24 A. Yes, sir.

15:48:24 25 Q. And on the 28th the men set off --

26 A. To deployment, yes, sir.

27 Q. Now, I want you to think about your answer quite
28 carefully, General, because I'm going to suggest to you
29 that you did not train the initial RUF soldiers to go

1 into Sierra Leone and it's a lie; is that correct?

2 A. No, sir.

3 Q. Would you please turn to page 8255?

4 JUDGE BOUTET: This is document described as "Witness
15:49:45 5 statement 1".

6 MR JORDASH:

7 Q. Eight pages, starting off with, "Corporal Sankoh was in
8 Liberia during the 1990 civil war." Do you have that?

9 A. Yes, sir.

10 Q. Is another name for Camp Naama Camp Jackson Naama?
15:50:02

11 A. Yes, sir, that's another name Camp Jackson Naama.

12 Q. I just want to read out -- is this your document that you
13 wrote? Is this your document?

14 A. Yes, this is the document. It's [inaudible].

15 Q. You say this -- it's the second sentence I'm interested
15:50:22 16 in.

17 A. The second one?

18 Q. Sorry, it's the second and third statement particularly
19 I'm interested in at this stage?

15:50:36 20 MR HARRISON: Could I just ask which line that is on the page?

21 MR JORDASH: Five lines down -- I'm going to read from five
22 lines down.

23 Q. This is what it says: "In 1991 Corporal Sankoh, with the
24 help of Charles Taylor, formed the Revolutionary United
15:50:59 25 Front (RUF) as its leader to wage war on Sierra Leone.
26 The training of the RUF rebels was done in Liberia at
27 Camp Jackson Naama, the former AFL artillery base."
28 A. Located in Bong County, Liberia.

29 Q. No mention there, General, about Camp Konola. Why is

1 that?

2 A. But I tell you, Camp Jackson Naama, Camp Konola,
3 Cuttington University College, Brooker Washington
4 Institute, they were all training bases for the National
15:51:45 5 Patriotic Front, sir. I did mention that, too, sir.

6 Q. You're referring here, aren't you, to the training of the
7 RUF?

8 A. Yeah, but the training activity was still going from
9 Konola, it extended to Camp Naama where they were
15:52:05 10 breaking down -- that was the rally points -- and there's
11 something in the military we call TONE -- that's
12 [inaudible]. That's when we were on the 27th after the
13 meeting when they were distributed from the 25th to the
14 26th at the rally point there, we distributed the arms
15:52:23 15 and the equipments with all the rest of it and they took
16 off the next day. So I was there in continuation with
17 the training -- the briefing. The SOPs, they were not
18 knowledgeable, so they had to be briefed; there were no
19 war started, and until they were taken off, they were
15:52:42 20 still in the hands of the training commands, and once
21 they went out, they deployed, I think I told you, after
22 the mandate of Charles Taylor they should be escorted.
23 And formerly they're the tactical strategic battlefield
24 plants and when we got there, Sanyang, who was then the
15:52:58 25 G3 in charge of planning, training and operations took
26 over, so we left and came back.

27 Q. Why no mention of Camp Konola?

28 A. Say that again.

29 Q. Why no mention of Camp Konola where they'd spent 8 weeks?

1 A. Why I didn't mention that?

2 Q. Yes.

3 A. But it was mentioned.

4 Q. Not in this document it's not.

15:53:15 5 A. No, but this document, I mean it was just handwriting and
6 that's why, besides this, when he sent me the email with
7 the questions, I decided to give a complete breakdown and
8 that's when I mentioned all the training bases.

9 Q. Look through that document, General, if you want. You'll
15:53:31 10 not find mention of training RUF at Camp Konoła, take it
11 from me.

12 A. Konoła?

13 Q. You don't mention it. Why not?

14 A. But I'm telling you that these RUF men were trained in
15:53:45 15 Konoła --

16 Q. No --

17 A. -- in 1996. In fact, Konoła base was the base for the
18 National Patriotic Front, and had a series of, you know,
19 skirmishes.

15:53:56 20 Q. 8276, would you turn to that, please, General?

21 A. Sir?

22 Q. Would you turn to page 8276?

23 A. Page what?

24 Q. 8276.

15:54:07 25 A. 8276?

26 Q. Yes.

27 A. Yes, sir, I'm there. It's a written three -- five pages
28 written statement.

29 Q. And it's dated 14th -- I think it's 14 December 2002.

1 A. Right.

2 Q. Nearly halfway down, the second paragraph.

3 A. Okay.

4 Q. "The training of the RUF rebels was done in Liberia at
15:54:35 5 Camp Jackson Naama in Bong County, Central Liberia." No
6 mention of Camp Konola?

7 A. So, what is this, sir?

8 Q. That's what I'm asking you, General.

9 A. No, but I mean Konola is where I was based and that's
15:54:56 10 where the 76 RUF -- I mean the Sierra Leoneans were sort
11 out. I didn't even know they were RUF fighters, so
12 finally --

13 Q. I'll come to that in a minute, General.

14 A. Okay, sir; okay, sir.

15:55:11 15 Q. Why no mention of Camp Konola?

16 A. Because we had five training bases.

17 Q. Not for those five Sierra Leoneans, though. They spent
18 8 weeks in Camp Konola and you still haven't mentioned it
19 in those two documents. Why --

15:55:24 20 A. It was not -- I told you earlier, sir, that those foreign
21 national persons -- in fact, the first two trainees group
22 that graduated and the last group came in November --
23 I didn't even know there were people present until
24 I began to hear that these foreign nationals were
15:55:41 25 present, so I had to go through to do a complete survey.

26 Q. 8184 if you would, General.

27 A. Say that again, please.

28 Q. Would you turn to page 8184?

29 A. 8184?

1 Q. Do you have it?
2 A. I'm trying to go through it, sir. I got that, sir.
3 Q. One, two --
4 A. 8184?
15:56:40 5 Q. 8184, the paragraph --
6 A. It has to do with the --
7 Q. Now, I want you to have a look at the paragraph --
8 I think it's the second one -- the second proper
9 paragraph. "Tarnue" -- starting with "Tarnue"; do you
15:56:55 10 see that?
11 A. Yes, sir.
12 Q. "Tarnue used Camp Jackson Naama in Bong County as the
13 training base for the RUF's Special Forces." No Camp
14 KonoLa?
15:57:13 15 A. RUF Special Forces were not -- -
16 Q. No --
17 A. Excuse me, sir, you asked me a question. I think you
18 want me to clarify that. I mean --
19 Q. I'm asking you to explain --
15:57:24 20 A. That's the whole explanation, but the way it is, that's
21 why I try to verify. This was not a written statement.
22 This was an interview, so it's possible that while you're
23 taking dictation, there can be something that you write.
24 I never got this copy until now, so I'm saying here that
15:57:42 25 Special Forces from Sierra Leone were trained in Libya.
26 I didn't train Special Forces in Camp Naama. Those that
27 trained in Camp Naama and Camp KonoLa were junior
28 commandos -- junior commandos.
29 Q. 8282, if you would, General.

1 A. 8282?

2 MR JORDASH: I think this is 8282, Your Honours, because

3 I didn't receive this particular document, but I worked

4 out sequentially that I think it's 8282, but it's

15:58:12 5 entitled "Witness statement six pages"?

6 JUDGE BOUTET: It is a handwritten one.

7 MR JORDASH: It is.

8 THE WITNESS: 8282?

9 MR JORDASH: 8282, I think.

15:58:32 10 THE WITNESS: I don't think I have that here. 8282, okay.

11 MR JORDASH:

12 Q. Before I ask you to turn to this --

13 JUDGE BOUTET: Open your mike, please.

14 MR JORDASH: I beg your pardon.

15:59:02 15 Q. Now, training 96 Sierra Leoneans who became the start of

16 a 10-year conflict is not an everyday occurrence, is it?

17 A. Can you go over that, sir?

18 Q. It's an unusual occurrence, isn't it?

19 A. Unusual occurrence?

15:59:26 20 Q. Yes, you haven't ever trained any men to start off any

21 other conflict, have you?

22 A. Well, that question is difficult to answer, but I haven't

23 heard anything of that nature here.

24 Q. Presumably, as you watched the events unfold in Sierra

15:59:48 25 Leone, being a Christian man, you must have watched the

26 horror unfold with horror of your own; is that correct?

27 A. Go over that again, sir.

28 Q. What I'm saying is, as you -- the RUF men left Liberia,

29 you, being one of Charles Taylor's military men, must

1 have watched the next 10 years with a degree of horror
2 that you, against your will perhaps, but had been part of
3 the start of a conflict of this kind; is that fair?
4 A. The Special Forces under Corporal Sankoh.
16:00:31 5 Q. Let's stick to this?
6 A. What?
7 Q. Is this something which you recall well?
8 A. No, sir.
9 Q. You don't recall very well the training of rebels who
16:00:41 10 started off a 10-year conflict in Sierra Leone -- you
11 don't remember that?
12 A. Besides the 96 that were trained by Special Forces from
13 Burkina Faso to include the training staff and myself.
14 Q. How do you feel about it, General?
16:00:57 15 A. How do I feel?
16 Q. How did you feel?
17 JUDGE THOMPSON: Learned counsel --
18 THE WITNESS: I can't answer that.
19 JUDGE THOMPSON: General, please, please, restrain yourself.
16:01:06 20 Learned counsel, can't you put specific questions and
21 then wait for the answers. You've really been unleashing
22 a barrage of questions, which clearly require careful
23 answers. So let the witness have a chance to reflect.
24 MR JORDASH: Indeed, I'm sorry.
16:01:25 25 JUDGE THOMPSON: And give his answers. As far as I'm
26 concerned, they are legitimate questions, but why not
27 just have them responded to, one after the other?
28 MR JORDASH: I'm sorry, Your Honour.
29 Q. Let me start this again, General. As the conflict in

1 Sierra Leone unfolded, did you follow it with interest
2 and with a degree of horror?
3 A. I was busy with the frontline training at BWI at the
4 time, from Kono to BWI, so they had Special Forces that
16:02:06 5 came that were directly involved and in charge of the
6 portion of the National Patriotic Front --
7 PRESIDING JUDGE: General, general, wait --
8 JUDGE THOMPSON: Did you follow with interest --
9 THE WITNESS: No, sir.
16:02:19 10 PRESIDING JUDGE: Did you follow --
11 THE WITNESS: No, sir.
12 PRESIDING JUDGE: Did you follow the evolution of the conflict
13 in Sierra Leone?
14 THE WITNESS: No, sir.
16:02:25 15 MR JORDASH:
16 Q. You weren't interested?
17 A. I was interested?
18 Q. Yes.
19 A. I had a war in my country.
16:02:32 20 Q. But you'd --
21 JUDGE THOMPSON: "I did not follow --"
22 THE WITNESS: I did not follow, because I was busy with the
23 training. That's why I came back.
24 JUDGE THOMPSON: "-- the conflict as it unfolded with
16:02:46 25 interest." What was the next part of the question or the
26 follow-up further question?
27 MR JORDASH: Well --
28 JUDGE BOUTET: Yes, counsel?
29 JUDGE THOMPSON: I'm sorry.

1 MR HARRISON: It's just an observation, but I think there's a
2 misunderstanding about the use of the word "follow" as in
3 whether one followed troops across a border.

4 JUDGE THOMPSON: You think the witness does not understand
16:03:10 5 that?

6 MR HARRISON: That's my observation.

7 JUDGE THOMPSON: That's the observation. Let the witness tell
8 us. This witness is good at amplifying, clarifying, and
9 let us give him a chance to tell us whether in fact there
16:03:24 10 is an ambiguity in the use of the word "follow".

11 THE WITNESS: He didn't -- Your Honour, sir --

12 JUDGE THOMPSON: I got -- the question was: Did you follow
13 with interest the conflict as it unfolded and with
14 horror -- that was the second part of it -- and I asked
16:03:45 15 him to disentangle the question so that we can have two
16 parts of it.

17 MR JORDASH: Certainly.

18 JUDGE THOMPSON: And I got: I did not follow the conflict as
19 it unfolded with interest.

16:03:56 20 THE WITNESS: Yes.

21 JUDGE THOMPSON: Do you have any problem with the word
22 "follow"?

23 THE WITNESS: I don't have any problem with the word "follow".

24 JUDGE THOMPSON: You understand the word "follow"?

16:04:06 25 THE WITNESS: Follow with interest.

26 JUDGE THOMPSON: You understand the word to follow?

27 THE WITNESS: To make a follow-up on a daily basis.

28 JUDGE THOMPSON: Well, I'm not even asking whether it was on a
29 daily basis, but did you find the word "follow", which

1 counsel asked or used, ambiguous at all?
2 THE WITNESS: Yes, sir, I understood the word "follow".
3 JUDGE THOMPSON: You understood it.
4 THE WITNESS: Yes, sir.
16:04:25 5 JUDGE THOMPSON: Thank you.
6 MR JORDASH: Thank you, Your Honour.
7 Q. Let me ask you this, General: Do you have a vivid
8 recollection of training the RUF 96 -- the RUF troop at
9 Camp Konola for 90 days -- do you have a vivid
16:04:45 10 recollection of that?
11 A. Recollections?
12 Q. Memory?
13 A. Yes, I have a vivid memory of --
14 Q. I - sorry, I interrupted you?
16:04:56 15 A. I have a memory of that, sir.
16 PRESIDING JUDGE: Of training?
17 MR JORDASH: Of training the troops at Camp Konola, the troops
18 that went into Sierra Leone to start off the conflict.
19 THE WITNESS: I've answered that over 100 times, sir.
16:05:10 20 MR JORDASH:
21 Q. Turn to page 8282, if you would.
22 A. Sir?
23 Q. Are you there?
24 A. Where?
16:05:20 25 Q. Page 8282. It's the same page, I think, that my learned
26 friend for the Prosecution found.
27 JUDGE BOUTET: 8282 is a blank page.
28 MR JORDASH: I was going to ask him to turn over. I just
29 wanted him to find it.

1 THE WITNESS: Which one?
2 MR JORDASH:
3 Q. 8283 is the first page, I think.
4 A. Okay.
16:05:41 5 Q. Just looking down, I want you to look at the last
6 paragraph --
7 PRESIDING JUDGE: Learned counsel, are you sure he's looking
8 at the same page? You better make sure that he's looking
9 at the same page.
16:05:54 10 JUDGE THOMPSON: Counsel, what's the reference - page 82 --
11 MR JORDASH: Page 8283.
12 PRESIDING JUDGE: I had 8282.
13 MR JORDASH: It was just so that the witness could find it.
14 JUDGE BOUTET: The document is described as "Witness
16:06:09 15 statement 4, six pages".
16 MR JORDASH: Yes, Your Honour.
17 Q. The last paragraph, "I was ordered by Charles Taylor to
18 train the RUF recruits headed by Corporal Foday Sankoh as
19 training commandant for the NPFL at Camp Jackson Naama
16:06:30 20 base in November 1990 to February 24th 1991, which I did
21 in 90 days."
22 A. So what is your own contention?
23 JUDGE THOMPSON: What is your question?
24 MR JORDASH:
16:06:49 25 Q. The question is: Why did you put in this document that
26 you trained the RUF at Camp Jackson Naama in 90 days?
27 A. If you basically understand NPFL training commandant,
28 I controlled Camp Naama, Konola, Cuttington University
29 campus, the Brooker Washington Institute, and that's what

1 it is. So the activity of the RUF and the NPFL, the last
2 three training batches was in November of 1990, and it
3 did not commence after the zero week until two, three
4 weeks within January at Konola. That's what I said, and
16:07:45 5 it was Special Forces alongside Corporal Sankoh where the
6 two squads, they were -- they was on the frontline and
7 when Taylor ordered that they should withdraw them, they
8 came --

9 Q. General --
16:07:57 10 A. -- they all came and rallied at Camp Naama, one of the
11 training bases of the NPFL, sir.

12 Q. General, you can see the inconsistency between what
13 you've said and what's in that document, can't you?
14 A. Say that again, sir.

16:08:13 15 Q. Can you not see the inconsistency --
16 A. What inconsistencies I'm talking about. I mean, the
17 finalisations of the take-off point was at Konola and
18 Konola is the training base and that's where we had the
19 rally points and I gave you the configuration --

16:08:28 20 PRESIDING JUDGE: Can you draw his attention to the
21 inconsistencies, please?

22 MR JORDASH: Yes.
23 Q. On the one hand, you've testified for several days and
24 impressed upon this Court how you trained the RUF rebels
16:08:42 25 at Camp Konola for 90 days; do you agree with that?

26 A. I mean inclusively. You say 90 days, but the actual
27 training was 8 weeks to 9 weeks, because zero weeks are
28 not countable.

29 Q. Do you agree with that?

1 A. Agree with what?
2 Q. That's what your evidence has been until today?
3 A. To Konoła.
4 Q. Stick with the question, General.
16:09:05 5 A. To Konoła, yes, sir.
6 Q. Yes. This statement suggests you suggested in this
7 document you trained the RUF recruits in Camp Jackson
8 Naama in 90 days.
9 A. No, sir.
16:09:22 10 JUDGE THOMPSON: Let me get this. What's the emphasis? Is it
11 on the location, or the time period?
12 MR JORDASH: It is the location.
13 JUDGE THOMPSON: Why not single that out, because we're really
14 getting entangled here. I don't know whether the dispute
16:09:39 15 is over the location or the time period.
16 MR JORDASH: Well, I've put four documents to this witness
17 where he said that the training took place at Camp Naama.
18 JUDGE THOMPSON: Counsel, I think you can put it precisely and
19 tell him the inconsistency that you're complaining about
16:09:53 20 is between Camp Konoła and Camp Naama.
21 MR JORDASH: Well, to be honest, Your Honour, I thought it was
22 clear from --
23 JUDGE THOMPSON: I thought it was clear myself, but the
24 witness seems to be talking about the duration also, so
16:10:07 25 if you can narrow your question down.
26 MR JORDASH: I will.
27 JUDGE THOMPSON: That's why we're having this impasse.
28 MR JORDASH:
29 Q. You've given evidence Monday, Tuesday, Wednesday --

1 A. Yes, sir.

2 Q. -- and earlier today that you trained the rebels in Camp
3 Konola for 90 days -- Camp Konola.

4 A. Yes, Konola academy, that's where they were originally.

16:10:36 5 JUDGE THOMPSON: Do you agree that you gave that evidence in
6 this Court.

7 A. Like I --

8 Q. That you trained them in Camp Konola?

9 A. Camp Naama. I mean, the fact -- I said no, sir.

16:10:47 10 Q. You don't agree that you gave that evidence in this
11 Court?

12 A. In the Court, here?

13 Q. Before us, yes.

14 A. The 76 -- I mean the 96 RUF were trained in Liberia
16:10:59 15 and were sent out from Konola.

16 Q. No, just a minute, General. Counsel wants to know
17 whether you did tell us here in this Court --

18 A. I did; yes, sir.

19 Q. Well, you don't even wait for me to finish.

16:11:12 20 A. I'm sorry, sir.

21 Q. Whether you told us in this Court that they were trained
22 at a location called Camp Konola?

23 A. Camp Konola.

24 Q. Yes. Did you tell us --

16:11:21 25 A. Yes, sir.

26 Q. You gave that evidence in this Court?

27 A. I gave that.

28 JUDGE THOMPSON: Learned counsel, let's move on.

29 MR JORDASH: Thank you, Your Honour.

1 JUDGE BOUTET: But I'm still confused, so we're talking here
2 of Camp Naama, Camp Konoḻa, and the other one is --
3 A. Cuttington University College.
4 JUDGE BOUTET: Camp Jackson - Jackson Naama is the same thing.
16:11:52 5 THE WITNESS: It's the same thing.
6 JUDGE THOMPSON: It's the same thing, yes, quite.
7 JUDGE BOUTET: But you've also been talking about an academy,
8 so is it the same thing again?
9 JUDGE THOMPSON: He said Camp Konoḻa Academy?
16:12:03 10 THE WITNESS: Yes, Konoḻa Academy, and then you have Camp
11 Jackson Naama, and then you have Cuttington University
12 College and then you have the Brooker Washington
13 Institute.
14 JUDGE THOMPSON: The third one is not -- apparently counsel is
16:12:13 15 not saying the third one is an issue. I think what he's
16 asking us -- asking you, rather, is whether you agree
17 that you testified in this Court that they were trained
18 in Camp Konoḻa, whether academy or not --
19 THE WITNESS: Yes, sir; they were trained at Camp Konoḻa, the
16:12:34 20 96, along with the NPFL, yes, sir.
21 JUDGE THOMPSON: Then, counsel, we can move on.
22 MR JORDASH: Thank you, Your Honour.
23 Q. Yet here you say in this document, 8283, that you trained
24 them for 90 days in Camp Jackson Naama. That's the
16:12:52 25 inconsistency I'm putting to you.
26 A. If I say I trained them in Camp Jackson Naama in
27 90 days --
28 Q. Can you see that in this document?
29 A. That was in Camp Konoḻa -- Camp Konoḻa was where they had

1 the training. Camp Jackson Naama --

2 Q. Look at the document?

3 A. -- was where they did the organisations.

4 Q. Look at the document.

16:13:14 5 JUDGE BOUTET: Mr Witness.

6 A. Yes, sir.

7 Q. The question is, if you look at the documents you have in

8 front of you --

9 A. Yes, sir.

16:13:20 10 Q. -- at page 8282 --

11 A. Yes, sir.

12 Q. -- this is a document that you wrote yourself?

13 A. Yes, sir.

14 Q. And in the second part where it starts with, "I was

16:13:30 15 ordered by Charles Taylor" and so on, you see, "I trained

16 at Camp Jackson Naama," so that's what you say in there,

17 not Konola?

18 JUDGE THOMPSON: And following that, counsel is asking, or is

19 suggesting, that there's an inconsistency between the two

16:13:54 20 versions -- what you told us in this Court and what is in

21 your six-page statement. That is what I think counsel is

22 suggesting. Am I right, learned counsel? Do sit down

23 Prosecution, for the time being.

24 MR JORDASH: Yes.

16:14:08 25 JUDGE THOMPSON: Do I reflect you correctly?

26 MR JORDASH: Yes, sir.

27 JUDGE THOMPSON: Right. Do sit down.

28 MR SANTORA: I want to make sure this is fair and this is

29 being put to him as an actual inconsistency. Perhaps the

1 entire sentence can be read, because if you read the
2 sentence in its entirety, it's not --

3 JUDGE THOMPSON: Wait. We are not saying that there is an
4 inconsistency -- the Bench doesn't hold that view. It is
16:14:33 5 alleged -- it is a perceived inconsistency there, and
6 this witness is a man of so much knowledge and he does
7 not just answer questions and he thinks carefully through
8 them. I think, clearly, it is fair to let him tell us
9 whether the two versions are, as alleged, inconsistent.

16:14:58 10 I think you will make submissions subsequently later on
11 if the issue is not clarified.

12 MR SANTORA: Okay. Thank you, Your Honour.

13 JUDGE BOUTET: But, if I may, I do have one question for my
14 own clarification.

16:15:13 15 A. Yes, sir.

16 Q. In the same statement, the same document, page 8283 --

17 A. Yes, sir.

18 Q. -- and I'll read again from the very same paragraph:
19 "I was ordered by Charles Taylor to train the RUF
16:15:27 20 recruits headed by Corporal Foday Sankoh as training
21 commandant for the NPFL at Camp Jackson Naama base in
22 November," and so on and so on.

23 A. Yes, sir.

24 Q. I'm just trying to understand the relationship between
16:15:42 25 that location and Camp Konola, if there is any. I know
26 you'd been assigned to Camp Konola --

27 A. Yes, sir.

28 Q. But you say here "commandant of Camp Jackson Naama", so
29 are you residing in one place and commanding elsewhere?

1 JUDGE THOMPSON: You are the only one to assist us clear up
2 this alleged inconsistency.

3 THE WITNESS: If you look at the manuscript of the
4 communication sent me when I replied, "general training
16:16:10 5 commandant", everything falls under the command of the
6 general training commandant, so be it Konola, be it Camp
7 Jackson Naama, as far as I'm concerned they are all under
8 my jurisdiction and the jurisdiction of the Special
9 Forces. So those five -- those four bases -- Konola,
16:16:31 10 Cuttington, Camp Naama -- Camp Jackson Naama, and BWI, so
11 there's no distinction. The fact is that the 96
12 physically were trained at Camp Konola and they were sent
13 over to Camp Naama where they have the old artillery
14 base, Camp Jackson Naama, to be able to divide it into
16:16:55 15 manpowers and separate the different units and then give
16 them different equipments and, after the 27th, the 28th
17 deployment took place. So Camp Jackson Naama was used
18 last, but they got their training from Konola.

19 JUDGE BOUTET: But we're talking here of three or four
16:17:11 20 different locations.

21 THE WITNESS: Yes, sir.

22 JUDGE BOUTET: Okay, thank you.

23 THE WITNESS: Three or four different locations but
24 specifically we used Konola and --

16:17:20 25 JUDGE BOUTET: Although you comment --

26 THE WITNESS: Under my command generally, yes, sir.

27 JUDGE BOUTET: Four different locations.

28 THE WITNESS: Under my command, yes, sir.

29 PRESIDING JUDGE: And those four locations are Konola --

1 THE WITNESS: Konola, Camp Jackson Naama, Cuttington College
2 base and you have Brooker Washington Institute -- that's
3 BWI.

4 JUDGE THOMPSON: And so your answer would be, if you want to
16:17:43 5 go by it again for us -- what would be your answer to his
6 complaint?
7 A. Well, he asked that if they were trained at Konola,
8 I said yes, sir, they were all trained at Konola.

9 Q. Just wrap up that answer which you gave just now when you
16:18:00 10 said that all these four constituted [Overlapping
11 microphones]
12 A. All of these four training bases constituted under my
13 authority as training commandant.

14 JUDGE BOUTET: Mr Jordash, are you ready to proceed further?
16:18:34 15 Are we through with this aspect? I'm not trying to cut
16 you off here. I'm just --

17 MR JORDASH: I'll move on to my next point actually, yes, Your
18 Honour.

19 Q. The first time that you learnt that these men were being
16:18:55 20 trained for the RUF was on the 27th of February, wasn't
21 it?
22 A. Yes, during the meeting, sir.

23 Q. Would you turn, please, to 8152, please?
24 A. 8152?

16:19:13 25 Q. Yes, and specifically, of that document, page 9.

26 PRESIDING JUDGE: Of the manuscript?
27 MR JORDASH: Of the --
28 JUDGE BOUTET: This is page 8160, for the record.
29 THE WITNESS: 8152.

1 JUDGE BOUTET: Page 8160.
2 THE WITNESS: 8160?
3 MR JORDASH:
4 Q. Yes.
16:20:04 5 A. Okay, sir, I'm there.
6 Q. Look at the top of the page if you would. Your words:
7 "When Corporal Foday Sankoh visited me at the Konola
8 Training Base and at the Camp Naama training facility
9 where I was training his men in preparation for the
16:20:26 10 invasion of Sierra Leone based on the orders of Charles
11 Taylor, he expressed his deep gratitude and appreciation
12 to me for my work and he explained to me that he, along
13 with two squads of Sierra Leoneans, were all trained in
14 Libya, along with Charles Taylor."
16:20:43 15 A. Yes, sir.
16 Q. So did Foday Sankoh visit you at the Konola training base
17 and thank you for training his men for the invasion of
18 Sierra Leone?
19 A. Yes, sir, that was after the meeting he went to Konola
16:20:55 20 training base -- I mean, at Konola, Camp Naama, that was
21 generally -- I mentioned that.
22 Q. No, no. "When Corporal Foday Sankoh visited me at the
23 Konola Training Base and at the Camp Naama training
24 facility where I was training his men in preparation for
16:21:02 25 the invasion of Sierra Leone..."
26 A. Of course I left him in Bongo. Remember, after the
27 meeting we went together and then he followed later. It
28 was when we were preparing the SOP and the TONE so that
29 they would --

1 Q. In Camp Konola?
2 A. In preparation -- the training was over already.
3 Q. Camp Konola, did Foday Sankoh visit you at the Camp
4 Konola training camp?
16:21:35 5 A. Foday Sankoh visited me at Camp Konola and he also came
6 in on the 27th.
7 Q. Did he express his gratitude for the work preparing his
8 men for the invasion of Sierra Leone?
9 A. But they were preparing already.
16:21:44 10 Q. Did he come there and thank you?
11 A. And thank me? Yes, sir, he thanked the training command
12 and myself.
13 Q. So he thanked you at Camp Konola for preparing his men
14 for the invasion of Sierra Leone?
16:21:58 15 A. Yes, sir.
16 Q. When was that?
17 A. That was after the 27th meeting, finally.
18 Q. What date?
19 A. I just told you - after the 27th meeting, February.
16:22:09 20 Q. What date?
21 A. What date? 27th of February.
22 Q. 27th of February.
23 A. 1991.
24 Q. So he visited you at the Camp Konola training base on the
16:22:23 25 27th?
26 A. No, sir, I didn't say Konola. It's Camp Naama. That's
27 what you're talking about right here.
28 Q. Let's just stick with this, shall we? "When Corporal
29 Foday Sankoh visited me at the Konola training base"

1 -- you understand that?

2 A. I thought you were talking about Camp Naama.

3 Q. You understand that? "When Corporal Foday Sankoh visited
4 me at the Konola training base..."

16:22:39 5 A. Okay, yeah.

6 Q. Let's stick to this, shall we?

7 A. But, you see, you have two training bases. He visited me
8 at Konola and at Camp Naama facilities. Now, let's be
9 very specific. He visited me at Konola when initially
16:22:59 10 these boys were on a training. At that time there were
11 like inconsistency with respect to the -- own exposure of
12 these men that were being trained under cover at Konola
13 base. I got concerned because it was creating a problem.
14 That's when he and Charles Taylor came. After that
16:23:18 15 training base, Naama is mentioned -- that's where you see
16 Konola base and Camp Jackson Naama training facilities.

17 Q. I don't understand a word of that, General.

18 A. Say that again.

19 Q. I didn't understand a word of that.

16:23:31 20 A. The word, what, "facility"?

21 Q. I want you to answer this question.

22 A. What?

23 Q. "When Corporal" -- just look at the words.

24 A. What words?

16:23:38 25 Q. "When Corporal Foday Sankoh visited me at the Konola
26 training base..."

27 A. Yes. And --

28 Q. "And at the Camp Naama training facility..."

29 A. Right.

1 Q. "Where I was training his men in preparation for the
2 invasion..."
3 A. Yeah.
4 Q. "Of Sierra Leone he expressed his deep gratitude."
16:23:53 5 A. "Based on the order of Charles Taylor."
6 Q. Now just pause there, if you would, General.
7 A. Yes, sir.
8 Q. What I'm asking you is a very straightforward question.
9 A. Go ahead.
16:24:01 10 Q. So, please, listen to it.
11 A. Go ahead, yes, sir.
12 Q. You appear to say there that Foday Sankoh visited you at
13 the Konola training base and at Camp Naama and at both
14 places expressed his deep gratitude and appreciation to
16:24:16 15 you.
16 A. Maybe, you know --
17 Q. Did he do that at Camp Konola?
18 A. Excuse me, sir, I'm not a grammarian; I'm a military man.
19 Q. Did he do that at Camp Konola?
16:24:27 20 A. I use the conjunction here "and" -- I use the conjunction
21 "and", because he visited me at Konola base and Camp
22 Jackson Naama facility where his men were being prepared.
23 Perhaps -- I was trying to say beside his visit to
24 Konola, he came to Camp Naama facility where the men were
16:24:47 25 being prepared for the invasions, and that's when they
26 took off the 292 men. I think that was clearly explained
27 and on the 27th eve, before the 28th, they were already
28 organised and giving them the necessary equipment,
29 weapons --

1 JUDGE THOMPSON: Counsel, what's your question, because I'm
2 losing my train. What's your question?
3 MR JORDASH: My question is that paragraph --
4 JUDGE THOMPSON: You cited a paragraph there.
16:25:16 5 MR JORDASH: Yes.
6 JUDGE THOMPSON: What was the follow-up question from that?
7 When you read that passage, which I listened carefully to
8 but I've lost you, what was your question?
9 MR JORDASH: Whether Corporal Foday Sankoh visited General
16:25:32 10 Tarnue at the Konola training base and expressed his
11 gratitude and appreciation for preparing for the invasion
12 of Sierra Leone.
13 JUDGE THOMPSON: As stated in that.
14 MR JORDASH: As appears to be stated.
16:25:45 15 JUDGE THOMPSON: What's the answer then, General?
16 THE WITNESS: I say yes, sir, he visited Konola base and Camp
17 Naama. I told him that, but he wanted more
18 clarification. That's why --
19 MR JORDASH:
16:25:55 20 Q. Was that then -- when was that?
21 A. Counsellor --
22 JUDGE THOMPSON: 27th February --
23 THE WITNESS: We already stated January of 1991 he visited
24 Konola -- 27th --
16:26:11 25 JUDGE THOMPSON: General.
26 THE WITNESS: Yes, sir.
27 JUDGE THOMPSON: Counsel is on his feet.
28 MR HARRISON: I have quite a clear recollection of the witness
29 giving the answer to that question on at least two

1 occasions.

2 JUDGE THOMPSON: Yes. I have something down here clearly
3 agreeing that this did happen. [Inaudible] He's given
4 the dates, also. He said that was in -- was it in
16:26:43 5 January or February, General?

6 THE WITNESS: You say Konola or Camp Naama, sir? Which one of
7 the bases are you talking about, sir?

8 JUDGE THOMPSON: You asked for a date. You said when was
9 that.

16:26:56 10 THE WITNESS: Which one of the bases.

11 JUDGE BOUTET: The question was in reference to what has been
12 read to you, you say, "When Sankoh visited me at the
13 Konola training base and at Camp Naama training
14 facility." When was that, the question is.

16:27:14 15 THE WITNESS: When was that?

16 JUDGE BOUTET: That's right.

17 JUDGE THOMPSON: He thanked you for preparing --

18 THE WITNESS: At Camp Naama -- Camp Naama training base was
19 the 27th finally before the --

16:27:26 20 JUDGE THOMPSON: 27th of what?

21 THE WITNESS: 27th of February 1991 and at Camp Konola it was
22 in January and I did not give a specific date in January,
23 because it was the zero recontinuing, so that's why
24 I couldn't give specificity. Like I say, I mean,
16:27:43 25 14 years of civil war, it's very hard to be [overlapping
26 microphones]

27 PRESIDING JUDGE: And Konola, it was --

28 THE WITNESS: That was in January. It was 1991, sir.

29 JUDGE THOMPSON: Okay, Konola in January 1991, and Camp

1 Naama --

2 THE WITNESS: Was February, after the meeting in -- yes, sir.

3 JUDGE THOMPSON: 27 February 1991.

4 THE WITNESS: Yes, sir.

16:28:19 5 MR JORDASH:

6 Q. So logically then, General, you knew that you were

7 training the men for Foday Sankoh to invade Sierra Leone

8 in January of 1991, according to you now?

9 A. Upon the order of Charles Taylor.

16:28:35 10 Q. But you've told us for the last few days that you only

11 knew about this on the 27th of February 1991.

12 A. But it was after -- but 27 February was when it was

13 concluded and in the evening he went there. That's it.

14 After the 27th meeting, I told you Foday Sankoh went over

16:28:53 15 to Camp Jackson Naama. That was when we had the men in

16 preparation -- prepared for departure, for deployment,

17 sir. That's what I meant -- preparation for the

18 invasion. It's mentioned here. You cannot send

19 untrained people to invade when they don't have the

16:29:17 20 requisite training. They were already trained, prepared,

21 equipped, getting ready to move for deployment and under

22 the command of Corporal Sanyang, the trainee officers and

23 there were commanders designated for the operation, sir.

24 MR JORDASH:

16:29:34 25 Q. But you've told us, General, that you spoke to Charles

26 Taylor on the 24th, thinking that the Sierra Leoneans

27 were going to the front and it was Charles Taylor who

28 told you, "No, they're going to Camp Naama." Isn't that

29 right? That's what you've told us.

1 A. But I'm not disputing that fact, sir. I did communicate
2 with Charles Taylor informing him that the men have
3 completed their graduation and he said specifically the
4 96 Sierra Leoneans should not go on the frontline and I'm
16:30:14 5 sending Philip Keboe to come and pick them up to take
6 them to Camp Jackson Naama, along with the 150 men, the
7 strike force from Lofa County under the command of
8 Kpaingbah Konah.

9 MR JORDASH: Your Honours, I would ask Your Honours to
16:30:30 10 consider -- and I say this with every due respect -- to
11 consider the way that this witness answered questions to
12 Mr White during his interview and note the way he's
13 answering them now. I would submit he's been purposely
14 evasive.

16:30:53 15 MR HARRISON: That's a submission that can certainly be made
16 in closing argument but ought not to be made in the
17 presence of the witness while he's testifying.

18 JUDGE THOMPSON: Is that an objection?

19 MR HARRISON: It certainly is.

16:31:07 20 JUDGE THOMPSON: It's sustained.

21 MR JORDASH:

22 Q. Let's stick with this for a moment, General.

23 A. Yes, sir.

24 Q. If at any stage you don't understand a word, please say.

16:31:22 25 A. Yes, sir.

26 Q. You've told us --

27 PRESIDING JUDGE: Learned counsel, you'd better prepare
28 yourself for the next set of questions. Take a brief
29 pause and a brief reflection before you continue. The

1 Chamber will rise and we'll be coming back shortly.
2 Thank you. The Court will rise, please.
3 [Break taken at 4.31 p.m.]
4 [On resuming at 4.54]
16:53:10 5 [HS071004F]
6 PRESIDING JUDGE: Mr Jordash, I hope that you have had some
7 respite from the break and that --
8 MR JORDASH: I'm grateful for it.
9 PRESIDING JUDGE: -- you are now in a better form like the
16:54:02 10 General as well.
11 THE WITNESS: Sir.
12 PRESIDING JUDGE: I'm saying I hope that you had some respite,
13 you know, from the break and you are in a better form to
14 proceed with learned counsel.
15 THE WITNESS: Yes, sir, Your Honour.
16 PRESIDING JUDGE: Right, okay. Mr Jordash, can you proceed,
17 please.
18 MR JORDASH: Thank you, Your Honour.
19 Q. Can I just ask you, General, please to turn to 815 --
16:54:40 20 8162.
21 A. I'm there sir.
22 Q. 8162. The second paragraph, "Corporal Sankoh then put
23 his arm around my neck." Just so that you are clear,
24 General, this is referring -- if you look at the page
16:55:10 25 before -- to the February 27, 1991 meeting, and what you
26 appear to say here is that as you walked out, Corporal
27 Sankoh put his arm around your neck "and as we walked
28 out, saying: General, I would do anything to make you
29 happy. Please give my boys the best military training

1 that you can offer."

2 A. So what are you trying to say, sir; I'm not getting you
3 too clear.

4 Q. I'm just asking you -- I'm going to ask you a question.

16:55:42 5 A. Okay, sir.

6 Q. The question is what was, in your mind, Foday Sankoh
7 referring to?

8 A. Training. I don't know what he meant by that, but all I
9 know was after the 27th meeting, definitely, the boys
16:55:56 10 needed to know regulations, SOPs and what have you, so I
11 don't know whether he meant training or what. So I don't
12 know what you're trying to reach at. Be specific with
13 your question chief.

14 Q. But were you surprised by that comment, given that you'd
16:56:14 15 already trained --

16 PRESIDING JUDGE: Retake the comment, you know -- retake the
17 comment.

18 MR JORDASH:

19 Q. I'm asking --

16:56:24 20 PRESIDING JUDGE: What comments did Sankoh make? He put his
21 hands on his back and then made a comment --

22 MR JORDASH: And said, "General, I would do anything to make
23 you happy. Please give my boys the best military
24 training that you can offer."

16:56:46 25 JUDGE THOMPSON: What is your question, counsel? I didn't get
26 your question. You didn't ask?

27 MR JORDASH: No, no, not yet.

28 JUDGE THOMPSON: Okay.

29 MR JORDASH:

1 Q. The question is, did you ask Foday Sankoh what he was
2 referring to?
3 A. No, sir.
4 Q. Did you know what he was referring to?
16:57:02 5 A. No, sir.
6 Q. Because you'd already, if your evidence is right, trained
7 his boys, hadn't you?
8 A. They were already trained.
9 Q. What did you say to that, do you know; can you remember?
16:57:16 10 A. Well, I don't know if you can ask Foday Sankoh, but as
11 far as I know, I don't know what he meant by that.
12 Q. What did you say? Can you remember what you said to him
13 in response?
14 A. In response?
16:57:26 15 PRESIDING JUDGE:
16 Q. Yes, when he made this comment --
17 A. Yes, sir.
18 Q. -- to you --
19 A. Yes, sir.
16:57:34 20 Q. "I'm going to do everything to make you happy, you know.
21 All I want is for you to give my boys the best military
22 training." What did you tell if at all -- did you tell
23 Sankoh anything in reply -- did you say anything in reply
24 to --
16:57:50 25 A. Well, I said, "Yes, sir, I will give them the right
26 advice." Maybe he meant to say advice, but I said, "Yes,
27 sir.
28 Q. You just said, "Yes, sir."
29 A. Yes, sir.

1 MR JORDASH:
2 Q. I want you, if you would now, please to turn to 8184.
3 A. Yeah.
4 Q. First paragraph, this time.
16:58:52 5 JUDGE BOUTET: So this is part of the interview, Mr Jordash?
6 MR JORDASH: Your Honour, yes. It's the --
7 JUDGE BOUTET: Interview report.
8 MR JORDASH: In Accra.
9 A. Yes, sir.
16:59:02 10 Q. Now, just keeping in mind the evidence you've given about
11 this area of your evidence, this is what you appear to
12 have said, "Shortly after Tarnue's capture by the NPFL,
13 Tarnue was present at a meeting between Taylor and a
14 Sierra Leonean rebel named Foday Sankoh at Taylor's
15 headquarters. At this meeting Tarnue was introduced as
16 the head of the training for the NPFL. Based on this
17 introduction, Sankoh asked Taylor if it would be possible
18 for Tarnue to also train special forces soldiers for use
19 in Sankoh's planned rebellion to overthrow the government
20 of Sierra Leone. Taylor agreed and Tarnue began to train
21 Sankoh's rebel troops which would eventually form the
22 foundation for Sankoh's Revolutionary United Front, RUF."
23 A. Yes.
24 Q. Do you say that paragraph is what you told the
25 interviewer?
26 A. Well, like I said -- I mean, when you explained it, I
27 didn't say that specifically, but I did say something in
28 reference to a meeting that was held, but probably it was
29 not recorded the way it should have been.

1 Q. But you --

2 JUDGE THOMPSON: Just a minute, "I did not say that
3 specifically."

4 THE WITNESS: I did not say this specifically, but I do know
5 that --

6 JUDGE THOMPSON: Yes, further, yes. Let's get the answer;
7 continue, General.

8 THE WITNESS: I did not say that specifically, but I do know
9 that I did make one or two comments in this particular
10 paragraph concerning the meeting with Taylor, Sankoh and
11 the rest of it, sir --

12 JUDGE THOMPSON: "But this particular paragraph --

13 THE WITNESS: -- I'm aware of that.

14 JUDGE THOMPSON: -- concerning the meeting between Taylor and
15 Sankoh."

16 MR JORDASH:

17 Q. Which bits of that did you say to the interviewer?

18 A. Sir?

19 Q. Just for clarity's sake, General Tarnue, which bits of
16:59:46 20 that paragraph did you say to the interviewer?

21 A. I was telling from the summary -- from the sense I gather
22 here, there was a meeting between Sankoh, Taylor -- not
23 only me, but other people as mentioned earlier. So this
24 was what they were trying to write, but they didn't get
17:02:08 25 perhaps all of the clues that was supposed to be in here
26 and that's -- I was not served this copy. Probably I
27 would have done one or two corrections.

28 Q. But what corrections would you have done?

29 A. But just what you are reading now, because you're trying

1 to capitalise on one or two sentences in here, perhaps,
2 but in a nutshell most of this that was written in here,
3 perhaps there were some little errors in there that they
4 would have asked.

17:02:36 5 Q. What would you have corrected?
6 A. What do you mean?
7 Q. What would you have corrected from this paragraph; what
8 didn't you say to the interviewer?
9 A. Corporal Sankoh and Taylor met at Konola training base -
17:02:46 10 that's one aspect of it, and then, besides that, we had
11 the 27th -- 1991 February 27th meeting. That's another
12 aspect of it.
13 Q. Were you introduced to Foday Sankoh as the head of
14 training for the NPFL?
17:03:12 15 A. But, I said that repeatedly, sir; over three, four, five
16 times here in Konola, he did introduce me to Corporal
17 Sankoh and in the 27th meeting generally, he did
18 introduce me, and in the special forces and general staff
19 training, again on the 27th where we had the general and
17:03:26 20 special staff meeting, of course he did. So it was on
21 several other occasions.
22 Q. Based on this introduction, Sankoh asked Taylor if it
23 would be possible for Tarnue to train -- also train
24 special forces -- soldiers for use in Sankoh's planned
17:03:38 25 rebellion. Did you tell the interviewer that?
26 A. No, sir. That's why just said special forces here were
27 not trained by me already. I talked about junior
28 commando, so the English word "special forces", that's
29 what I don't agree with, because all the special forces

1 that were behind Corporal Sankoh were already trained
2 from Libya, and I just want you to understand, sir, I was
3 the training commandant for the National Patriotic Front.
4 It was not specifically for the RUF, but it happened
17:03:50 5 coincidentally.

6 Q. Did Sankoh ask Taylor --

7 A. When the third batch were being trained --

8 Q. Did Sankoh ask --

9 A. We had to sort out those Sierra Leoneans that were
17:03:50 10 smuggled into the training base and, based on my
11 intelligence, I had to sort them out.

12 Q. Did Sankoh ask --

13 JUDGE THOMPSON: Just a minute. General.

14 THE WITNESS: Yes, sir.

15 JUDGE THOMPSON: Listen to that part again --

16 THE WITNESS: Okay, go ahead, sir.

17 JUDGE THOMPSON: -- because I think what counsel is saying is,
18 did Sankoh make that request about training for special
19 forces, not whether you volunteered to do that.

20 THE WITNESS: No, sir.

21 JUDGE THOMPSON: I mean, let's try to --

22 THE WITNESS: I'm sorry, no, sir; he didn't make that request
23 to train special forces.

24 MR JORDASH:

17:04:42 25 Q. So you didn't tell the interviewer that?

26 A. No, I didn't say that Sankoh make the request to train
27 special forces.

28 Q. You don't know how that got into this document?

29 A. I am just seeing the document today. You are a living

1 evidence to that.

2 Q. You also said straight after lunch that you read it
3 careful and you agreed with every word in it.

4 A. Yes, sir.

17:05:06 5 Q. Didn't you?
6 A. Say that --
7 Q. You also said after lunch that you read it very carefully
8 and you agreed with every word in it.
9 A. I should be careful?

17:05:08 10 Q. You also said after lunch that you'd read it very
11 carefully and you agreed with every word.
12 A. I said I agreed to the document and everything in here,
13 but I mean, it's not word by word. I can't memorise the
14 whole 12-page paper. You don't expect me -- even what I
17:05:30 15 wrote in my handwriting, you don't expect me to say D for
16 D, A for D, so I have to sometimes say if I use a word,
17 maybe chronological, I would say sequence.

18 Q. Okay. Well, I suggest that is what you did tell the
19 interviewer and the reason it's different to your account
17:05:50 20 is because you are lying about it. What do you say to
21 that?
22 A. I don't know, sir, because --
23 PRESIDING JUDGE: Are you lying?
24 THE WITNESS: I'm not lying, sir. No, sir, I'm not lying;
17:06:06 25 I'm telling the truth and nothing but the truth.
26 MR JORDASH:
27 Q. Okay. Well, let's look down to the next paragraph. I'm
28 looking at the third sentence, the fourth line down.
29 A. Is that the same page?

1 Q. It's the same page.
2 A. Yes, sir.
3 Q. "Tarnu's initial task was to train a battalion size
4 unit --
17:06:36 5 PRESIDING JUDGE: Sorry, Mr -- Mr Jordash, what page -- what
6 page is that, please.
7 MR JORDASH: 8184.
8 PRESIDING JUDGE: Page 184. Yes, please proceed.
9 MR JORDASH: Thank you.
17:06:56 10 Q. "Tarnu's initial task was to train a battalion size unit
11 of approximately 500 special forces soldiers for Sankoh";
12 is that correct?
13 A. No, sir.
14 Q. Did you say that to the interviewer?
17:07:14 15 A. No, sir.
16 Q. You can't explain why it's in the interview?
17 A. Well, what I quite remember was the initial size of a
18 battalion should be 500 and above, but the men that we
19 are talking about, the skeleton brigade -- I mean,
17:07:36 20 battalions were 292. So, no, sir, I did not say 500 men
21 that were supposed to be a skeleton battalion or
22 whatever. I did not say that, sir.
23 Q. And then just the first line of the next paragraph:
24 "Tarnue was also present at a meeting in which Tarnue
17:07:56 25 instructed Sankoh on how to conduct his revolution
26 against the Government of Sierra Leone."
27 A. Did you say what?
28 Q. "Tarnu" -- look at the document please, which --
29 paragraph 3: "Tarnue was also present at a meeting in

1 which Taylor instructed Sankoh on how to conduct his
2 revolution against the government of Sierra Leone."
3 A. But that was the 27th meeting.
4 Q. Exactly. What I am going to ask you is this --
17:08:24 5 A. I was present. That was the 27th meeting, sir.
6 Q. "Tarnue was also present", which suggests that you
7 discussed a meeting before that.
8 A. No, sir.
9 Q. No. Okay --
17:08:36 10 A. If you understand basically, "Tarnue was also present
11 when Taylor was advising Sankoh how to go about..." and
12 that's where this strategic and the tactical battlefront
13 came in from the 27th.
14 Q. Different subject, General. We've heard about you seeing
17:09:04 15 Issa Sesay in 1993; yes?
16 A. Yes, sir.
17 Q. Is that the first time you saw Issa Sesay?
18 A. I said the first time was in '93, the second time was in
19 '97 after elections, the third time was the abductions of
17:09:34 20 the UN Peacekeepers -- about three consecutive times.
21 Q. You're sure about three --
22 A. And then --
23 Q. -- occasions.
24 A. -- besides Kolahun, it was the same 2000 -- so the same
17:09:54 25 2000 from Kolahun, it was the same 2000, I think they
26 flew over to Liberia, to be specific at the Robert
27 International Airport, and that's when we interacted -- I
28 saw him casually and that was it.
29 Q. Thank you.

1 A. I just wanted to verify that I did see him.
2 Q. I just wouldn't need to know that.
3 A. Yes, sir.
4 Q. If I could turn to Camp Naama for a moment --
17:10:14 5 A. Yes sir.
6 Q. We've heard about several Liberians who were in Camp
7 Naama, Camp Konola: Kokoi Sanyang, Mustapha Jalloh,
8 Foday Sankoh, Dupo Makenzon, excuse my pronunciation.
9 A. Okay, ^ Dupo Makazon, yes, sir.
17:10:14 10 Q. Dupo Makazon, Benjamin Yeaten. We've only had I think
11 one Sierra Leonean -- the name of one, Sam Bockarie. Can
12 you name some of the 96 Sierra Leoneans you trained in
13 Camp Konolo -- Camp Naama?
14 A. Quite frankly, I want to be very honest with you. I
17:11:00 15 can't -- well, there were Banguras, there were other
16 names, but to say that 96 from 1991 up to -- I didn't
17 even expect I was going to come before the Special --
18 Q. Well, eight weeks, the man who led the rebellion into
19 Sierra Leone --
17:11:08 20 A. Sir?
21 Q. The man who led the rebellion into Sierra Leone,
22 96 Sierra Leoneans, you cannot name anybody but Sam
23 Bockarie?
24 A. But listen, I want you to understand, sir, that all of
17:11:30 25 those NPFL fighters that we trained, you don't expect me,
26 sir, to remember all, and besides that, to be very
27 precise, after the first training batch, the second
28 training batch, the third trainees, I thought -- in fact
29 it was the entire Liberian NPFL fighters. Not until when

1 discrepancies started -- arguments among the trainees, so
2 I got concern because it was bringing about mutineers in
3 and among the trainees. So I decided to set up my
4 intelligence and they informed me that it was because of
17:12:04 5 the presence of the non-Liberian personnel that were
6 present. So it was based on that, sir, that we had to
7 call and assemble immediately, formations and begin to
8 separate those that were from Nimba County, Lofa County,
9 Bong County and we begin to figure out there were some
17:12:20 10 foreign nationals. Then we check those that were among
11 was 96, that's what I told you. The Konola training base
12 was not specifically for RUF, so I didn't know that. It
13 was because I had to sort them out, so this is when I got
14 to verify and know that yes, this is when I informed
17:12:28 15 Charles Taylor about that and that's when he said we
16 should relay the information. Yes, sir.

17 PRESIDING JUDGE:

18 Q. General, counsel says that you trained 96 people?
19 A. Yes, sir.
17:12:50 20 Q. 96 men.
21 A. Yes, sir.
22 Q. To carry out -- to execute the revolution in Sierra
23 Leone?
24 A. Yes, sir.
17:13:02 25 Q. And he expected that you should remember at least some
26 names. Do you remember some of the names of those
27 trainees or no? You mentioned Bangura -- I heard you
28 mention Bangura.
29 A. Yes, sir, Bangura, you have Muhamed, there were names --

1 several names. I can't memorise all. This is it.

2 MR JORDASH:

3 Q. Let me ask you this: Would it surprise you to know
4 Mr Sesay -- Mr Issa Sesay was in Camp Naama as one of the
17:13:32 5 first recruits?

6 A. No, no, no. I mean you have generally students, they are
7 many. You don't have to specifically -- but when they
8 begin to use them at high levels of command, then of
9 course you can begin to interact with them and know, yes,
17:13:42 10 this person. But if you are training 5,000 men, you
11 don't expect to remember them individually. I'm sorry,
12 sir.

13 Q. No, but you might --

14 JUDGE BOUTET: Did you understand the question? The question
17:13:56 15 is: Would you be surprised to know that Mr Sesay was
16 there in 1991 when you trained that group of recruits?

17 THE WITNESS: Well, I wouldn't be --

18 MR JORDASH: [Overlapping microphones] what he trained,
19 because our case is very certain this man did not train
20 the 96 Sierra Leoneans and that's why he doesn't know Mr
21 Sesay was in Camp Naama.

22 JUDGE BOUTET: I don't want to get into arguments about that.

23 MR JORDASH: Your Honour, I know.

24 THE WITNESS: So what did you say, sir?

25 MR JORDASH:

26 Q. What I'm suggesting to you, if you'd been at Camp Naama,
27 you would have recognised Issa Sesay in 1993, because he
28 was there as one of the first --

29 JUDGE BOUTET: '91.

1 MR JORDASH: '91, I beg your pardon, Your Honour.
2 Q. -- because he was there as one of the forcefully
3 conscripted recruits.
4 A. Yes, but I mean, do you expect me to be able to identify
17:14:42 5 all of the trainees? Not possible, honourable
6 counsellor.
7 Q. Okay.
8 A. You don't expect me to know everybody, sir, but I do
9 confirm that yes, RUF personnel were trained, civilians
17:14:54 10 that were recruited, conscripted involuntarily and
11 brought over to the place there. We didn't know who they
12 were, but we sort them out and in the final analysis
13 Taylor ordered, "Don't take these people to the
14 frontline; send them to Konoia." So if Bockarie -- I
17:15:04 15 mean, if Issa Sesay was one of those that were trained in
16 Libya, then he should say that. But as far as I know,
17 those that were trained, they were civilians, and they
18 were all brought to Camp Naama to be able to organise a
19 skeleton battalion to include the -- that's why I said to
17:15:06 20 include the two squads of special forces that were
21 fighting alongside the NPFL and trained at Libya.
22 Q. Which question are you answering at this moment, General
23 Tarnue? Which question do you think you are answering at
24 the moment?
17:15:46 25 A. The question about whether I know as to whether Issa
26 Sesay was one of those that I trained. That's what you
27 asked me and I said no, sir, and you were trying to say
28 you should be able to know. I say how do I know 500 men
29 that I'm training? I said no, sir. It is true he was in

1 Naama, but I don't know. All I know, I carry people over
2 there and based on Taylor's instructions.

3 Q. Can you name any of the special forces from Libya who
4 came with Sankoh and were part of the initial group into
17:16:44 5 Sierra Leone?

6 A. No, sir.

7 Q. None at all.

8 A. No, sir. I didn't interact with them and all I knew they
9 came in and they were -- they joined the other group in
17:16:54 10 Camp Naama and the 150 NPFL personnel plus the 15 special
11 forces, the 96, and I just give you an accumulated total,
12 but the special forces were absolutely under the command
13 of Corporal Sankoh, so I can't tell you that; I don't
14 know.

17:17:14 15 Q. You did tell us in evidence, General, that the special
16 forces were helping you train these men in Camp Konola.

17 A. These special force were Gambians and Burkinabes, not
18 Sierra Leoneans.

19 Q. Who were they?

17:17:28 20 A. You have Koikoi Sanyang, you have David Compaore, you
21 have Mustapha Jalloh, you have Njah -- You have Musa
22 Njah, you have Domingo, you have Kokoyesa Issa
23 [phonetic], you have could -- I can go on naming them as
24 far as you can -- but as far as I'm concerned, these were
17:17:30 25 special forces that were sent directly at Konola training
26 base and went on to Camp Naama and these people were
27 specifically assigned to the front line to include
28 Benjamin Yeaten and Dupo Makazon, Nixon Gay. These were
29 people that I was familiar with, but the two squad of

1 Sierra Leoneans that were trained to Libya were directly
2 under the command of Sankoh, so you don't expect me to
3 know them.

4 Q. Well, all the ones you've just mentioned are Liberians;
17:18:12 5 aren't they?

6 A. Sir?

7 Q. All the names you just mentioned are Liberians?

8 A. Yes, they are Liberians.

9 Q. No, Sierra Leoneans.

17:18:24 10 A. Wait a minute. Did you understand, sir? I'm saying that
11 the special forces under the command of Corporal Sankoh
12 were two squads, and the two commando squads were 30,
13 plus Corporal Sankoh made it 31, and the 150 NPFL plus
14 the 15 mercenaries that were directly with Charles
17:18:52 15 Taylor, they were Libyans, Burkinabes, Senegalese. These
16 are people that were directly with NPFL training base. I
17 wasn't interacting -- Sierra Leonean special forces were
18 on the front line fighting alongside the NPFL.

19 JUDGE BOUTET: Yes, counsel.

17:19:12 20 MR SANTORA: Your Honour, I just wanted to perhaps to avoid
21 confusion -- that when the reference to special forces is
22 made and it's put to him, that they identify which
23 special forces he is asking about, because the witness
24 has talked about testimony of special forces and two
25 groups. Special forces is not just with regards to one
26 specific group and so, if you're asking about special
27 forces, it's only fair that he is actually asked about
28 which group of special forces he's being asked about.

29 MR JORDASH: Well, I'm asking him about the special forces --

1 JUDGE THOMPSON: The point is taken. Counsel, would -- if I
2 recollect the evidence correctly, I think learned counsel
3 for the Prosecution is right.

4 MR JORDASH: Well, I'm asking this witness about special --
17:19:50 5 Sierra Leonean special forces --

6 JUDGE THOMPSON: All right.

7 MR JORDASH: -- whether he can name any of them.

8 MR WITNESS: No, sir, I don't know any of their names.

9 MR JORDASH

17:20:06 10 Q. Can I suggest to you why you can't, because there were
11 actually two camps --

12 A. Because I was not curious.

13 Q. -- one training the NPFL Liberians, one camp; another
14 camp, Camp Naama, training the Sierra Leoneans, which was
17:20:16 15 under the direct instruction of Foday Sankoh. That's why
16 you don't know the Sierra Leoneans, isn't it?

17 A. Counsellor, can I tell you that the Sierra Leoneans that
18 came from Libya with Charles Taylor -- for the second or
19 third time -- that these people were on the front line
17:20:40 20 fighting based on the military alliance -- based on the
21 military alliance. They only came at Camp Naama when
22 they decided to have a rally point where everybody, the
23 96 -- the 30 Sierra Leoneans to include Corporal Sankoh
24 and the 150 NPFL fighters that were brought from Lofa
17:21:00 25 under Dupo Makazon, the strike force division, together
26 with the 15 special forces from Libya, Burkina Faso and
27 what have you -- this is what I'm talking about, sir.

28 Q. Are you suggesting there were no special forces from
29 Sierra Leone? Are you suggesting in Camp Naama there

1 were no special forces from Sierra Leone?

2 A. I didn't say that.

3 Q. Right. You just can't remember any of them.

4 A. I cannot remember any of those special forces named.

17:21:22 5 Q. And in fact what happened, General, I suggest, is that

6 Foday Sankoh came to Camp Naama and lived on Camp Naama

7 and interacted --

8 PRESIDING JUDGE: No, no, no.

9 MR JORDASH: I beg your pardon?

17:21:38 10 PRESIDING JUDGE: Foday Sankoh came to Camp Naama and lived in

11 Camp Naama. First question, General, is that --

12 A. Well, if Foday was living in Camp Naama, definitely I

13 don't know, but he used to always come in at Camp Naama.

14 So like I say, all along the war was fighting.

17:21:56 15 Definitely Camp Naama was a base where the training

16 activity was being carried out. So it's possible that he

17 was there.

18 MR JORDASH:

19 Q. Did he always come in as you've just said?

20 A. Camp Naama?

21 Q. Yes.

22 A. Yes, Camp Naama was their terrorist base and definitely

23 Foday Sankoh and Taylor was in -- I was at Konola base so

24 definitely the only time I carried the other group was

25 when we had to have them rally. So I used to be in and

26 out Camp Naama, Konola and Cuttington University College.

27 Q. Given that you have been designated to take the

28 troops -- well, to be involved in dividing up the troops

29 and taking them to the border, how were the troops

1 divided up?

2 A. What do you mean how was the troop divided up?

3 Q. Were they divided up according to target areas?

4 A. Say that again.

17:22:52 5 Q. Were they divided up according to where they were going
6 to go in Sierra Leone?

7 A. No, sir. All we did was, after the break down, they got
8 on board the truck and they took them to the border, so
9 whatever -- who commanded or what unit they were
17:23:08 10 responsible for, it was the responsibility of the
11 training command -- I mean of the S3, that's Koikoi
12 Sanyang and the rest of the special forces for Sierra
13 Leone.

14 Q. Where were they going in Sierra Leone -- where was the
17:23:24 15 first town they were heading to?

16 A. I said we drop them over to Kailahun and according to the
17 tactical battlefront plan was they were supposed to begin
18 from Kailahun, Kono and what have you. So apparently, it
19 was left with the training command and their intelligence
17:23:40 20 [inaudible] so it was their own self description. I
21 wasn't there, so I can't tell you exactly where they
22 initially have started.

23 Q. In Camp Naama what was said to them about where they were
24 going into; what was the plan?

17:23:54 25 A. The strategic plan of action was they should attack area
26 of natural resources and we know that Kono District was
27 targeted and Kailahun also to include Koindu, but they
28 were deployed. So it was left with the commanders who
29 were in charge.

1 Q. But so far, General --

2 A. What, do you want me to account for the frontline? I
3 wasn't there.

4 Q. But you said that Charles Taylor was directing the RUF at
17:24:20 5 this --

6 A. Definitely he was in charge --

7 Q. Definitely --

8 A. On a long range.

9 Q. He was the one engaged in preparing the tactical plan?

17:24:30 10 A. Everywhere, yes. He was in charge up to the time he
11 became president.

12 Q. So aside from the obvious - that's to attack the diamond
13 areas - what were his tactical plans?

14 A. I just told you.

17:24:44 15 Q. What?

16 A. I just told you.

17 Q. But please --

18 A. Strategically, and the tactical battlefront plan, the
19 objective was what was on the paper to be implemented by
17:24:52 20 the men escorted by the 15 special forces was to be able
21 to attack the diamond rich area in the Kono district and
22 secured a set of defensive, fortified and the advance
23 follow. That implementation practically was on the
24 ground and they had to make sure to implement it. So if
17:24:52 25 you are given something on the map and you say you go
26 ahead and do this, they had to go and orient what is on a
27 map on the ground.

28 [HS71004G 5.27p.m.]

29 A. That implementation particularly was on the ground and

- 1 they had to make sure to implement it. So if you were
2 given something on the map and you say, "You go ahead and
3 do this," they have to go and orient what is on the map
4 on the ground.
- 5 Q. You were there on 27th February with Taylor, Sankoh; is
6 that correct?
- 7 A. I repeatedly say yes, sir.
- 8 Q. You were there in Camp Naama when the troops were divided
9 with Foday Sankoh.
- 10 A. But I gave you the full stratified division [overlapping
11 microphones].
- 12 Q. [Overlapping microphones]
- 13 A. I say yes, sir.
- 14 Q. You were there when the troops were taken, as you say, to
15 the border [overlapping microphones]
- 16 A. -- on the six-man diesel trucks [overlapping
17 microphones].
- 18 Q. Yes.
- 19 A. Yes, sir.
- 20 Q. You were there when these men were trained in Camp Konola
21 as well.
- 22 A. I told you yesterday over and over again, sir.
- 23 Q. Is the only tactical plan you can tell this Court that
24 was passed over from Charles Taylor to troops --
- 25 A. In fact --
- 26 Q. -- was to attack the diamond areas; is that it?
- 27 A. Let me tell you, within the course of the 24th -- I mean
28 the 25th and the 26th, all of these -- I think I have
29 explained that.

- 1 Q. Is that the sum total of the tactical plans which Taylor
2 passed on to these troops -- attack the diamond areas?
3 A. Say that again.
4 Q. Is that the sum total of the tactical plan?
5 A. Yes, sir. Yes, sir. That was the tactical plan and it
6 was implemented [overlapping microphones].
7 Q. And that was [overlapping microphones]
8 A. Fullest to the letter. That was the tactical plan, sir.
9 Q. What was the first town [overlapping microphones].
10 A. You're right.
11 Q. -- the RUF attacked?
12 A. Sir?
13 Q. What was the first town that the RUF attacked?
14 A. Well, I can tell you -- all I heard was RUF attacked and
15 they were already in Kono District when they entered in
16 March and they were advancing significantly and that was
17 it. I was busy with training people already.
18 Q. Which town; Which town did they attack first?
19 A. Sir?
20 Q. These are your troops which have gone off to attack
21 [overlapping microphones]
22 A. I wasn't on the frontline.
23 Q. Well, didn't you hear from your close relationship
24 with Taylor?
25 A. All I know they have entered Sierra Leone and that was in
26 March and apparently it continues.
27 Q. What was the cause of the delay from 28th February to the
28 end -- to the third week in March?
29 A. What was what?

- 1 Q. What was the cause of the delay?
- 2 A. What delay?
- 3 Q. Well, they go off, the Sierra Leonean troops all ready
4 for a revolution. Three weeks later they haven't
5 attacked.
- 6 A. Well, look, counsellor, before you do your defensive talk
7 and what have you, I am sure you prepare yourself and in
8 the process you have military intelligence. You don't
9 just go and then put the troops down and say, "Go and
10 start a fight." You have to do reconnaissance, you have
11 to do several other things involved to verify the terrain
12 on the ground, sir.
- 13 Q. Is that what they did?
- 14 A. I don't know, but that's exactly what they should have
15 done and those were the instructions. That's why talk
16 about standing operation procedures - SOPs.
- 17 Q. When Foday Sankoh and Taylor spoke to you, or when Taylor
18 spoke to you, I should say, before these troops went off
19 on the 28th February --
- 20 A. What you mean "spoke to you"; what are you referring to,
21 because we had -- the meeting was held on the 27th. So
22 Taylor spoke lengthily; he chaired the meeting.
- 23 Q. When Sankoh and Taylor came to Camp Konola --
- 24 A. Say that again.
- 25 Q. When Taylor and Sankoh came to Camp Konola --
- 26 A. Yes, sir.
- 27 Q. -- didn't Taylor explain to you that the su-su was that
28 Sankoh would assist Taylor to take over Liberia and, in
29 exchange for that, Taylor would support Sankoh?

- 1 A. Yes, sir.
- 2 Q. What happened? Why was the plan changed?
- 3 A. The plan -- the plan did not change; it continues.
- 4 Q. Well, Sankoh went off to launch his revolution before
5 Taylor had taken over Liberia.
- 6 A. No. [Inaudible] the su-su was, I told you, military
7 alliance; help me first and I'll help you. And they --
8 Taylor captured -- three-fourths of Liberia was Greater
9 Liberia. He was already advancing about less than 20
10 miles into the capital. So absolutely, the area in
11 question, Lofa, Bomi, Capemount, they were absolutely
12 under Taylor's control. You'll find there was no war
13 fought in Lofa.
- 14 Q. Well, what help did Sankoh give Taylor before he launched
15 his own revolution?
- 16 A. But I told you the inadequacies of Sankoh's men from
17 Libya, those two commando squads. "Still," I say, "you
18 don't have enough men." Add these men to my special
19 forces."
- 20 Q. What assistance did Sankoh give?
- 21 A. Sir?
- 22 Q. What assistance did Sankoh give before receiving his part
23 of the su-su bargain?
- 24 A. When you talk about assistance, what do you mean?
- 25 Q. What assistance did he give Taylor?
- 26 A. I did not mention anything about logistics, did I?
- 27 Q. What assistance did he give Taylor?
- 28 A. The two squads of commandoes when I talk about su-su is
29 he provided manpower. That is an assistance, he provided

1 manpower.

2 Q. Which men did Sankoh provide?

3 A. The special forces that came along with Sankoh from
4 Libya.

5 Q. Who were they?

6 A. I don't know. But I do know there were two squads of
7 special forces from Libya -- two squads.

8 Q. What did they do?

9 A. They fought alongside the special forces that came from
10 Libya, along with the Liberian special forces, the
11 Gambian special forces, the Burkina special forces, the
12 Senegalise special forces, the Ghanaian special forces,
13 that were directly under the supervision of Charles
14 Taylor.

15 Q. But you can't name any of them?

16 A. I didn't [inaudible] the special forces there, because
17 they were directly under -- in fact, they went straight
18 on the frontline.

19 Q. When was the first time -- given that you were privy to
20 tactical plans to attack the diamond areas, when was the
21 first time the RUF did attack the diamond areas?

22 A. I can't answer that question specifically. I can't give
23 you specific dates, sir, because I was on the frontline.

24 Q. But I thought you were meeting Mr Taylor.

25 PRESIDING JUDGE: He said he was not a battlefront commander;
26 he trained them.

27 THE WITNESS: I wasn't in the battlefield --

28 PRESIDING JUDGE: They knew that they had to secure the
29 diamond areas. Would you expect him -- was he the

1 operational commander from afar and things like that.

2 MR JORDASH: No, he was the man --

3 PRESIDING JUDGE: If you want to suggest that, you should do

4 that.

5 THE WITNESS: Sir?

6 PRESIDING JUDGE: Because it would be unfair, you know, to ask

7 him to answer questions which you clearly see he was not

8 involved in.

9 MR JORDASH: Let me put it his way --

10 PRESIDING JUDGE: Anyway, you may proceed, because he said,

11 you know, these forces were accompanied and handed over

12 to certain battlefield commanders and that thereafter

13 they went with instructions to secure the resource-rich

14 areas, like Kono and the rest of it, but he was not there

15 to direct the combat; he was busy with his training and

16 didn't quite follow up, you know, what was happening over

17 there. But if you have some questions which would

18 contradict this, you know, you can go on.

19 MR JORDASH: No, no. If that is the state of the evidence,

20 Your Honour, that this witness admits that he wasn't

21 following up and didn't receive information about what

22 the RUF were doing through either his relationship with

23 Mr Taylor, or through following up in the frontline, then

24 I am content with that. Could I just briefly take

25 instructions, Your Honours?

26 PRESIDING JUDGE: Please, go ahead. Go ahead, please.

27 [Defence counsel and accused confer]

28 PRESIDING JUDGE: Learned counsel, you have forgotten your

29 paper. A paper was passed to you there. I saw them

1 slipping a paper to you. I think it might contain some
2 vital information for you.

3 MR JORDASH: If I could just pick up on the subject, Your
4 Honour, just very briefly.

5 Q. You did say, during the course of your evidence to my
6 learned friend for the Prosecution, that Charles Taylor
7 was directing the frontline by long-range radio.

8 A. Yes, sir.

9 Q. What was he directing them to do? Did you hear -- well,
10 let me ask you this: Did you hear that?

11 A. Yes, sir. On one or two occasions I heard him talk to
12 Sam Bockarie and Benjamin Yeaten. Yes, sir.

13 Q. Was this in '91 or '92?

14 A. Sir?

15 Q. Was this in '91 or '92?

16 A. Well, '91 they had SSB up at the executive mansion in
17 Gboveh Hill, in '92 -- but I had to go back on the
18 training base.

19 Q. In '92?

20 A. Sir?

21 Q. In 1992?

22 A. No, in '92 I was up and down to Gboveh Hill, White
23 Flower.

24 Q. Well, let's be clear about this.

25 A. Yes, sir.

26 Q. You cannot give this Court evidence about any
27 instructions, apart from the instructions to attack the
28 diamond areas, which passed from Charles Taylor to the
29 RUF.

1 A. You are asking about '92 and I said I was -- I was --
2 Q. [Overlapping microphones]
3 A. I say I was at Gboveh Hill '92.
4 Q. [Overlapping microphones].
5 PRESIDING JUDGE: You can't -- General --
6 THE WITNESS: Yes.
7 PRESIDING JUDGE: -- please, follow counsel's questions.
8 THE WITNESS: Yes, sir.
9 PRESIDING JUDGE: Please. Follow his questions. Don't be
10 talking at the same time that he is asking questions.
11 THE WITNESS: All right, sir.
12 PRESIDING JUDGE: Listen attentively.
13 THE WITNESS: I'm sorry, Your Honour, I'm sorry.
14 PRESIDING JUDGE: [Overlapping microphones] yes.
15 THE WITNESS: I'm sorry.
16 MR JORDASH:
17 Q. What instructions, if any, did you hear Charles Taylor
18 giving the RUF during the course of 1991, apart from to
19 attack the diamond areas?
20 A. On the radio?
21 Q. Anywhere.
22 A. But the first instruction was after the meeting. After
23 the meeting in '92, of course it was when they brought in
24 the first diamond -- October of '92.
25 Q. So nothing in 1991 above and beyond attack the diamond
26 areas and the meeting of the 27th February?
27 A. Of course they communicated '91, '92.
28 Q. What was said?
29 A. I wasn't in there and definitely I can't tell you what

- 1 was said '91 --
- 2 Q. You can't?
- 3 A. -- there was one other communication at a time before
- 4 even they brought in some diamonds in October and he was
- 5 trying to make an inquiry, like I told you, the radio
- 6 operator named Korpu and definitely they will call and he
- 7 will return.
- 8 Q. But you cannot give any evidence --
- 9 PRESIDING JUDGE: Learned counsel, just a minute.
- 10 THE WITNESS: Sir.
- 11 PRESIDING JUDGE:
- 12 Q. General --
- 13 A. Yes, sir.
- 14 Q. You had said you heard Foday Sankoh instructing that they
- 15 should secure -- he gave instructions --
- 16 A. Yes, sir.
- 17 Q. -- as a high commander that they should secure
- 18 diamond-rich areas.
- 19 A. Yes, sir.
- 20 Q. Outside those instructions, or in addition to those
- 21 instructions, do you know of any other instructions that
- 22 Charles Taylor issued in respect of the operations
- 23 [overlapping microphones]
- 24 A. There was no other instruction besides --
- 25 Q. Are you aware of any other instructions that were issued
- 26 about the Sierra Leonean operations?
- 27 A. Besides the fortifications and capturing, securing? No,
- 28 sir, those were the major instructions.
- 29 MR JORDASH:

1 Q. That was 1991?

2 A. Yes, sir.

3 Q. Now, before you say the diamonds were brought in October,
4 November 1992, any instructions you can give us, aside
5 from the plan to attack the diamond areas, which passed
6 from Taylor to the RUF?

7 A. No, sir.

8 Q. No, sir. Thank you. Can you give any information which
9 has come through your dealings with Taylor as to when the
10 RUF first attacked the diamond areas?

11 A. What do you mean? Be specific.

12 Q. I thought it was specific, but if it is not -- through
13 your dealings with Taylor --

14 A. Yes, sir.

15 Q. -- can you give any instruction -- any indication -- did
16 you learn of any attack on the diamond areas before
17 October, November 1992?

18 A. Well, I heard there was attack, but it wasn't directly
19 from him; it was like -- the fighters were already coming
20 from the frontline with looting materials, so I would
21 stay at Konola training base and BWI respectively.

22 Q. You cannot say and you do not say that any diamonds were
23 brought to Charles Taylor before October 1992; is that
24 correct?

25 A. I can't say that, but basically when I was in Gbarnga in
26 '92, I remember -- I was not stationed there permanently.

27 PRESIDING JUDGE:

28 Q. General, you have answered the question.

29 A. Okay. No, sir.

- 1 Q. Before October 1992 --
- 2 A. I said no, sir.
- 3 Q. Yes, you cannot say whether diamonds were [overlapping
4 microphones].
- 5 A. Okay, no, sir.
- 6 Q. -- to Charles Taylor?
- 7 A. No, sir.
- 8 Q. Please, you need your breath. I know you are a military
9 man and you have a lot of energy.
- 10 A. I'm sorry, chief.
- 11 Q. Try to limit yourself to answering the questions.
- 12 A. No, sir.
- 13 Q. Don't exhaust yourself.
- 14 A. Okay. No, sir.
- 15 Q. The journey may still be quite long.
- 16 A. No, sir.
- 17 Q. Right. Okay.
- 18 MR JORDASH:
- 19 Q. After October - I will come back to the diamonds shortly
20 - but after October, November 1992, do you know, through
21 your dealings with Taylor, what the situation was with
22 the RUF and the diamond areas?
- 23 A. No, sir.
- 24 MR JORDASH: Can I briefly take instructions, Your Honour,
25 sorry?
- 26 PRESIDING JUDGE: Yes, feel free. Go ahead.
- 27 MR JORDASH:
- 28 Q. Would it be fair to say as well, General, that the first
29 time, according to you, you learn anything about the RUF

1 and their success or otherwise in Sierra Leone was in
2 October '92 when you say Foday Sankoh brought a diamond
3 or diamonds?

4 A. My question is simple. I don't understand. The first
5 time I ever heard about RUF?

6 Q. Can you -- maybe we can deal with this simply. Can you
7 say anything about Charles Taylor's relationship
8 specifically with the RUF after they had set off before
9 October 1992 when you say Foday Sankoh brought diamonds?

10 A. No, sir.

11 Q. Thank you. Now in 1991 to 1994, you were the training
12 commandant; have I got the dates right?

13 A. Yes, sir. After 1997 when Taylor became president of the
14 Republic of Liberia.

15 Q. Now, aside from -- now, how often were you seeing Charles
16 Taylor in 1992?

17 A. Well, '92 he was coming in and out, because the war was
18 still on and it was when they had the Octopus, and
19 Octopus he was based on BWI, so definitely his
20 concentration was on Octopus. And after the cease-fire,
21 '93, that's when we decided to set up this peace
22 initiative and consultative meeting in Abuja, Nigeria.
23 So I was based there with international tribunal at that
24 time, sir.

25 Q. What is the significance of that fact? Is that to say
26 you were too busy?

27 A. What do you mean I was too busy?

28 Q. Well, too busy to interact --

29 A. You asked the question.

- 1 Q. Yes. I am not criticising the answer. I am simply
2 asking you, is the significance of that that you had less
3 to do with Taylor.
- 4 A. I say yes, sir, I had nothing to do with him.
- 5 Q. You had nothing to do with him, between which dates, so
6 we are clear?
- 7 A. I was on the base training and then --
- 8 Q. Which dates did you have?
- 9 A. I can't remember the date.
- 10 Q. Well --
- 11 A. Only the year. I told you I don't have that.
- 12 Q. Which year?
- 13 A. Sir?
- 14 Q. Which year? Which year did you have nothing to do with
15 Taylor?
- 16 A. When I say I don't have anything to do with him, it
17 doesn't mean to say because you are talking about how
18 often you meet him. You say how often you meet him. In
19 '92 I was based at training, and then '93 that's when you
20 say it was not too important, I was telling you '93 I was
21 in and out of Gbarnga. I had to go to do some other
22 issues that -- where I had to go to Nigeria, Abuja and
23 ups and downs. So '92 I was not as often as respect, but
24 October, of course, I was there when --
- 25 Q. October?
- 26 A. That particular incident happened and that's what I am
27 telling you, the yellow truck, the man-diesel came in
28 with Sam Bockarie, Corporal Sankoh, Ibrahim Bah, Benjamin
29 Yeaten, Augustine Gbao --

- 1 Q. But aside from October?
- 2 A. -- these are people that I saw physically. I mean I am
3 telling you the facts, sir.
- 4 Q. Aside from October 1992, is it right that through 1993
5 you didn't see Charles Taylor very often? How often did
6 you see him?
- 7 A. When I came back from Abuja he was consistent.
- 8 Q. When was that?
- 9 A. That was '93, sir.
- 10 Q. Which month, can you remember?
- 11 A. I can't remember, but I was between maybe the middle or
12 the end perhaps, but that's when after the Abuja
13 consultative meeting then -- he finally went over to
14 Abuja '95, because of Octopus was on '92, so everybody
15 was based there.
- 16 Q. From October '92 when you say Foday Sankoh came with
17 diamonds, you haven't mentioned anything -- any deal with
18 diamonds until 19 -- any deals that you are aware of,
19 until 1997. Is that an accurate reflection of what you
20 recall?
- 21 A. Yes, sir.
- 22 Q. So you cannot give any evidence about any diamond
23 transactions between October 1992 and 1997?
- 24 A. Yes, sir, because I wasn't serving as a diamond liaison
25 officer. Benjamin Yeaten was in charge directly.
- 26 Q. Thank you.
- 27 A. Yes, sir.
- 28 Q. From October 1992, 1993, 1994, can you give this Court
29 any evidence about any instructions given to the RUF from

1 Charles Taylor?
2 A. No, sir.
3 JUDGE BOUTET: Excuse me, counsel. You said '92 to '94, your
4 last question?
5 MR JORDASH: Yes, Your Honour.
6 JUDGE BOUTET: Okay.
7 MR JORDASH: Just give me a moment, please.
8 PRESIDING JUDGE: Yes, learned counsel. Take it easy.
9 MR JORDASH: I am just conscious of the time, Your Honour.
10 PRESIDING JUDGE: We will just bear with you. Take it easy.
11 MR JORDASH: Thank you.
12 Q. Could you please turn to 8188, please?
13 A. In what, sir?
14 Q. 8188.
15 A. 8188.
16 Q. Yes.
17 A. Okay, sir.
18 Q. And if you would turn, please, in that document to page
19 23.
20 A. Page 23?
21 Q. Page 23.
22 JUDGE BOUTET: This is the interview with Dr White?
23 MR JORDASH: Sorry, Your Honour.
24 JUDGE BOUTET: This is the interview with Dr White?
25 MR JORDASH: It is, Your Honour.
26 JUDGE BOUTET: Page 23, that is page 8194 in the court record.
27 THE WITNESS: Okay, I got 23 right here.
28 MR JORDASH: I do beg your pardon. Can we please go first to
29 8178, which is the interview in Accra, the interviews

1 between the 12th and the 15th. I do beg your pardon,
2 Your Honours. 8176, and turn then to 8178.

3 JUDGE BOUTET: Do you go first to 8176 and then to 8178?

4 MR JORDASH: 8178. I am very sorry, it's been a long day.

5 PRESIDING JUDGE: Never mind, the day will soon be over. So
6 you can plan your next strategies for tomorrow.

7 MR JORDASH: I am praying.

8 PRESIDING JUDGE: Yes, go ahead, please. It's tiring, we
9 understand.

10 MR JORDASH: Thank you, Your Honour.

11 Q. Third paragraph, please, General. You list there,
12 General, the jobs you had between 1994 and 1997. High
13 level liaison duties for the NPFL. NPFL representative
14 to the Disarmament Committee chaired by the Economic
15 Communities Military Observation Group, the military arm
16 of the Economic Community of West African States.
17 Additionally, Tarnue was appointed as the NPFL
18 representative to the United Nations Observer Mission in
19 Liberia Cease-fire Violation Committee, elevated to the
20 rank of Major-General.

21 A. Yes.

22 Q. You were a very, very busy man between 1994 and 1997; is
23 that fair to say?

24 A. [Inaudible] sir.

25 Q. Is it fair to say you were extremely busy with a number
26 of posts in the period of 1994 to 1997?

27 A. Definitely.

28 Q. Could I ask you now to move to the page number I gave
29 before, which was 8188.

- 1 A. One what?
- 2 Q. 8188 for the interview with Alan White.
- 3 JUDGE BOUTET: And that is page 8194.
- 4 MR JORDASH: Thank you, Your Honour.
- 5 JUDGE BOUTET: You referred to page 23 of the interview.
- 6 MR JORDASH: I did, that's right.
- 7 THE WITNESS: 8194.
- 8 JUDGE BOUTET: 8194.
- 9 THE WITNESS: Yes, sir.
- 10 MR JORDASH:
- 11 Q. Looking at the bottom paragraph there, you are asked --
- 12 well, look at the question, if you would, before.
- 13 "Let me take you back to Ibrahim Bah's role. After
- 14 1995, what was your understanding -- specific knowledge
- 15 of Ibrahim Bah's role with Charles Taylor in the RUF from
- 16 1995 forward?"
- 17 And your answer,
- 18 "Well from 1995 forward, like I say, I mean, their
- 19 relationship was still cordial. They were still
- 20 interacting. But like I used to be very close. I was
- 21 mostly with ECOMOG at the time."
- 22 Sorry, have you not found that?
- 23 A. Sir, where is that?
- 24 Q. It's page -- if you look at page 23 on that same page as
- 25 you have. There is a page 23 at the top right-hand
- 26 corner.
- 27 A. There is a 22. It's 23, okay.
- 28 Q. It's 23, line 18.
- 29 A. Okay, line 18. Okay, go ahead, sir.

- 1 Q. And you were asked -- well, let's go up a bit to line 14
2 so we get the context.
- 3 A. Okay, sir.
- 4 Q. "Let me take you back to Ibrahim Bah's role after 1995".
- 5 A. Is that line 14?
- 6 Q. This is line 15 now.
- 7 A. Okay, sir.
- 8 Q. I can go back to 14, if it makes it easier. 14,
9 "Okay. Let me again take you back to Ibrahim Bah's
10 role. After 1995, what your was understanding --
11 specific knowledge of Ibrahim Bah's role with
12 Charles Taylor in the RUF from 1995 forward? Well,
13 from 1995 forward, like I say, I mean their
14 relationship was still cordial. They were still
15 interacting, but like I used to be very close and I
16 was mostly with ECOMOG at the time".
- 17 A. What is that?
- 18 Q. Is it fair to say that in 1995 you were mostly with
19 ECOMOG?
- 20 A. Yeah, I was busy from 1993 up to that time with peace
21 accords.
- 22 Q. When you say you used to be very close to Charles Taylor,
23 you are saying that in 1995 you weren't, aren't you?
- 24 A. No, when I say I wasn't very close, I am not saying that
25 I wasn't never in the fence, or whenever he sent me on
26 errands outside of the country when I cannot be far away
27 from him; no. When I say not too close on a regular
28 basis, but I would stay the principal military staff
29 officer and training commandant.

- 1 Q. Well 1990 -- well, Ibrahim Bah, one of the men involved
2 in the diamond transactions, according to you?
- 3 A. Yes, sir.
- 4 Q. Is that right?
- 5 A. He was a mediator and then co-ordinator.
- 6 Q. But you cannot say, as you said here --
- 7 A. And operative. Yes, sir.
- 8 Q. Is it fair to say that what you are saying here is, "In
9 1995, I was busy with ECOMOG. I don't really know
10 anything about Ibrahim Bah's diamond dealing with Charles
11 Taylor and the RUF."
- 12 A. I didn't say "broadly".
- 13 Q. Well, I am asking you, is that [overlapping microphones]
- 14 A. I said I was busy. Yes, sir, I was busy.
- 15 Q. Okay. So 1995, you can't really say anything about
16 diamond dealings with the RUF; is that right?
- 17 A. I was saying designated. It was Benjamin Yeaten, so we
18 had different protocols. I was assigned as principal
19 military staff officer negotiating peace.
- 20 Q. Yes.
- 21 A. So I never had anything to do with diamond issues anyway.
22 I was only telling you exactly the initial planning and
23 what have you. No, sir.
- 24 Q. Thank you. Benjamin Yeaten, one of Charles Taylor's
25 confidantes --
- 26 A. Yes, sir.
- 27 Q. -- might -- from what you have said, might be able to
28 tell us something about it if it was going on, but you
29 can't?

- 1 A. You want me to tell you something about Benjamin Yeaten,
2 sir?
- 3 Q. No, I am just saying Benjamin Yeaten, from what you have
4 just said to us --
- 5 A. Yes.
- 6 Q. -- he might have been able to say something about it,
7 but you can't.
- 8 A. Yes, Benjamin Yeaten was the personal representative of
9 Taylor, so he can. Not me, sir.
- 10 PRESIDING JUDGE:
- 11 Q. The liaison, the diamond liaison --
- 12 A. Liaison, yes, sir.
- 13 Q. -- between the front and Charles Taylor?
- 14 A. Exactly.
- 15 MR JORDASH: Well if it was going on --
- 16 PRESIDING JUDGE: That is what he said earlier on. I got him
17 on that, you know, that Benjamin Yeaten was the liaison.
- 18 MR JORDASH:
- 19 Q. And I think we heard the other day - and His Honour Judge
20 Thompson summed up your evidence - that in 1998 you
21 didn't know if diamonds were brought to Charles Taylor by
22 Sam Bockarie; is that correct?
- 23 A. If I didn't know?
- 24 Q. You didn't know in 1998 whether diamonds were brought by
25 Sam Bockarie or any -- well, let's stick with Sam
26 Bockarie.
- 27 A. No, sir, the only thing I am aware was March, April,
28 there was a call came and definitely they came through
29 the operator and the operator sent [inaudible] to the

1 aide-de-camps and they were relayed to Charles Taylor
2 when he came, and then he went in there and ordered that
3 Benjamin Yeaten and Sam Bockarie should report to White
4 Flower immediately without delay, and the following day
5 they came.

6 Q. That was in '97; is that right?

7 A. No, sir. I mean, April or March -- between March and
8 April when the RUF --

9 PRESIDING JUDGE:

10 Q. Of what year, General -- of what year?

11 A. Sir?

12 Q. March and April; repeat, of what year?

13 A. Of 1998.

14 Q. 1998.

15 A. 1998, sir.

16 PRESIDING JUDGE: Well, learned counsel, I just wanted to draw
17 your attention to the fact that we will soon be hitting
18 6.00. You should ask the last set of questions, you
19 know, so that we close a chapter for today and certainly
20 you are not finishing. Then we can continue tomorrow.

21 MR JORDASH: [Microphone not activated]

22 PRESIDING JUDGE: Pardon me?

23 JUDGE BOUTET: Open your mike, please.

24 MR JORDASH: Sorry. This is as good a time as any; I am going
25 to be moving to a new subject.

26 PRESIDING JUDGE: I see. Good.

27 MR JORDASH: Thank you.

28 PRESIDING JUDGE: So it was good enough I reminded you.

29 MR JORDASH: It was perfect.

1 PRESIDING JUDGE: Right. Okay. Thank you. General, we are
2 not -- yes, yes, learned counsel.

3 MR HARRISON: I apologise. It is just a housekeeping matter.
4 Is it the wish of Mr Jordash that the witness retain any
5 of the documents through -- normally we would take those
6 documents back and they would not be in their possession.

7 MR JORDASH: Well, it appears in any event that the General
8 has got a copy of the documents in his house. So I think
9 it probably best --

10 PRESIDING JUDGE: He was prepared to give you the key to his
11 hotel room for you to personally go and take the
12 documents.

13 MR JORDASH: [Overlapping microphones] best offer I've had in
14 weeks.

15 THE WITNESS: Your Honour, he has been talking about
16 confidantes and credibility, so everything I said are you
17 sure you got your bag with you --

18 PRESIDING JUDGE: We understand, General.

19 THE WITNESS: Go ahead print and bring it and then open it up
20 and you will see the documents.

21 PRESIDING JUDGE: We understand. We understand.

22 THE WITNESS: Yes, sir.

23 PRESIDING JUDGE: Yes. Well, it is done for the day and we
24 will be adjourning and resuming the session at 9.30
25 tomorrow morning. The Court will rise, please.
26 [Whereupon the hearing adjourned at 6.01 p.m., to be
27 reconvened on Friday, the 8th day of October 2004, at
28 9.30 a.m.]
29

C E R T I F I C A T E

We Maureen P Dunn, Momodou Jallow, Susan G Humphries and Ella K Drury, Official Court Reporters for the Special Court for Sierra Leone, do hereby certify that the foregoing proceedings in the above-entitled cause were taken at the time and place as stated; that it was taken in shorthand (machine writer) and thereafter transcribed by computer, that the foregoing pages contain a true and correct transcription of said proceedings to the best of our ability and understanding.

We further certify that we are not of counsel nor related to any of the parties to this cause and that we are in nowise interested in the result of said cause.

MAUREEN P DUNN

Momodou Jallow

Susan G Humphries

Ella K Drury

WITNESSES FOR THE PROSECUTION:

WITNESS: JOHN S TARNUE [continued] 1

CROSS-EXAMINED BY MR JORDASH [Continued] 1