



Case No. SCSL-2003-01-T

THE PROSECUTOR OF  
THE SPECIAL COURT  
V.  
CHARLES GHANKAY TAYLOR

TUESDAY, 15 JULY 2008  
9.30 A.M.  
TRIAL

TRIAL CHAMBER II

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**Before the Judges:**

Justice Teresa Doherty, Presiding  
Justice Richard Lussick  
Justice Julia Sebutinde  
Justice Al Hadji Malick Sow, Alternate

**For Chambers:**

Mr William Romans  
Ms Doreen Kiggundu

**For the Registry:**

Ms Rachel Irura

**For the Prosecution:**

Ms Brenda J Hollis  
Mr Mohamed A Bangura  
Ms Maja Dimitrova

**For the accused Charles Ghankay  
Taylor:**

Mr Courtenay Griffiths QC  
Mr Terry Munday  
Mr Morris Anyah

1 Tuesday, 15 July 2008

2 [Open session]

3 [The accused present]

4 [Upon commencing at 9.30 a.m.]

09:29:29 5 PRESIDING JUDGE: Good morning. I notice some changes of  
6 appearance. Mr Bangura?

7 MR BANGURA: Good morning Madam President, good morning  
8 your Honours and counsel opposite. Your Honours, representation  
9 for the Prosecution is the same as yesterday: Brenda J Hollis;  
09:29:48 10 myself, Mohamed A Bangura; and Ms Maja Dimitrova. Thank you,  
11 your Honours.

12 PRESIDING JUDGE: Thank you, Mr Bangura. Mr Munyard?

13 MR MUNYARD: Good morning your Honours, counsel opposite.  
14 The Defence today are represented by myself, Terry Munyard,  
09:30:02 15 Morris Anyah and Scott Schaeffer. I am in a slightly different  
16 position today, Madam President, because the computer to my right  
17 is not fully functioning, it is only partially functioning this  
18 morning, and I hope that I don't have any problems with mixing up  
19 microphones and headphones today.

09:30:26 20 PRESIDING JUDGE: If there is a problem we will do what we  
21 can to help. If there are no other matters I will remind the  
22 witness of his oath? No.

23 Mr Witness, good morning. I again remind you, as I have  
24 done on other mornings, that you have taken the oath to tell the  
09:30:42 25 truth, that oath is still binding on you and you must answer  
26 questions truthfully. Do you understand?

27 THE WITNESS: Yes, ma'am.

28 WITNESS: TF1-388 [On former oath]

29 PRESIDING JUDGE: Very good. Please proceed, Mr Munyard.

1 MR MUNYARD: Thank you, Madam President.

2 CROSS-EXAMINATION BY MR MUNYARD: [Continued]

09:31:10

3 Q. Mr Jaward, we broke off yesterday when you were saying that  
4 you were shown 50 US dollars by the Prosecutors and on the first  
5 occasion they showed you that money you turned it down. Do you  
6 remember saying that?

7 A. Yes, sir.

8 Q. Was that true?

9 A. Yes, sir.

09:31:23

10 Q. You were offered 50 dollars because you have had to leave  
11 your taxi outside the location where you are interviewed and you  
12 say to the Prosecutors, "Oh, no. Don't bother, thanks. I am  
13 doing this for the sake of ...", whatever it may be, world peace  
14 whatever. Is that an honest answer that you gave?

09:31:43

15 A. Yes, sir.

16 Q. Well you changed your mind by the following day, didn't  
17 you, on your account?

18 A. Yes, sir.

09:32:01

19 Q. You were interviewed on one occasion in February of 2006,  
20 the first time you saw the Prosecution, weren't you?

21 A. I cannot remember the exact date, sir.

22 Q. I wasn't putting the date to you. I was asking if you were  
23 interviewed on only one occasion in February 2006. That is  
24 correct, isn't it?

09:32:29

25 A. I cannot remember the date that you are referring to,  
26 really.

27 Q. The first time you were interviewed by the Prosecution was  
28 following telephone contact between you and somebody in the  
29 Prosecution. Is that correct?

1 A. Yes, sir.

2 Q. And you go and see them in a hotel in Monrovia. Is that  
3 correct?

4 A. Yes, sir.

09:32:56 5 Q. They interview you and they write notes of what you are  
6 telling them. Is that correct?

7 A. Yes, sir.

8 Q. And it is that day that you are telling us that they  
9 offered you - they showed you 50 US dollars and you said, "No,  
09:33:14 10 thanks. I don't want it." Is that correct?

11 A. Yes, sir.

12 Q. But the next day you go along and say to them, "Actually,  
13 I have changed my mind. I will have the money, thanks." Is that  
14 correct?

09:33:28 15 A. Yes, sir.

16 Q. And so when you got the money did you sign a receipt?

17 A. Yes, sir.

18 Q. And that will be dated the day after you were interviewed  
19 by them, correct?

09:33:51 20 A. Yes, sir.

21 Q. What were your - what was your occupation at the time?

22 A. Well, at this time I was driving my private taxi and at the  
23 same time going to school.

24 Q. This is two and a half years ago at the beginning of 2006.

09:34:26 25 What is your current occupation?

26 A. Presently I am a student.

27 Q. So are you earning any money apart from your - by doing  
28 work other than your studies?

29 A. Well at present I am not doing any other work to earn any

1 other money, except what the WVS is helping me and my family with  
2 because of the time that we have taken under their care.

3 Q. So your current earnings come entirely from this Court,  
4 yes?

09:35:17 5 A. Yes, sir.

6 Q. And how long has that been the situation? We saw yesterday  
7 that you started receiving money from the Prosecution - sorry,  
8 from the Court in April of 2007. Have you been earning any money  
9 from any other source since the WVS started paying you in April

09:35:46 10 2007?

11 A. No, sir.

12 Q. So since 2 April 2007 up to - and I only have figures up to  
13 25 June this year - the 32,685,000 Sierra Leone Leones spent on  
14 you and your family by WVS has been your entire source of income,  
15 yes?

09:36:29 15

16 A. Yes, sir.

17 Q. And you have provided for your family in terms of  
18 accommodation, food and clothing from that money, is that right?

19 A. Yes, sir.

09:36:42 20 Q. And provided for yourself in terms of accommodation, food,  
21 clothing, et cetera from that money?

22 A. Yes, sir.

23 Q. And the clothes you are now wearing, the suit and shirt and  
24 tie and shoes, they have all been bought from that money, have  
25 they?

09:37:03 25

26 A. At present the suit I am wearing had been with me since  
27 I was - before I even got in contact with the Special Court, sir.

28 Q. Is that right?

29 A. Yes, sir. I think even the other suit I wore last week was

1 my graduation suit from my computer institution that I was  
2 attending, sir.

3 Q. And when did you attend the computer institution?

09:37:46

4 A. Please, sir, when I said I was driving my taxi and at the  
5 same time attending school this was the computer institution  
6 I was attending at that time in Monrovia, sir.

7 Q. Right. Now, you were first interviewed by the Prosecution  
8 on 24 February 2006. We know that from interview notes that we  
9 have been provided by the Prosecution and on that occasion also  
10 handwritten as well as typed notes. I don't suppose you would  
11 disagree with that date, would you, Mr Jaward, even if you can't  
12 remember it?

09:38:26

13 A. Well I cannot remember the date, but I am not - I do not  
14 think they would tell lies or make false document in that area.

09:38:54

15 Q. The date of the receipt that you signed for your first  
16 batch of 50 US dollars is the same date, 24 February 2006, and so  
17 you took that money from them on the day of your first interview,  
18 didn't you?

19 A. As I told you earlier, I met them for the first time.

09:39:31

20 Whether they took any official note to be kept really I am not  
21 aware of that, but I only received money from them on the second  
22 day that I met them when I spent a very long time with them for  
23 interviews.

24 Q. You told me a little earlier this morning that the first  
25 contact by you with them was by telephone and the next time you  
26 saw them you were interviewed by them.

09:39:48

27 A. This is what I am saying. I met them in the Great Wall  
28 Hotel and when I met them there we had discussions. I did not  
29 know whether there was a written document to be kept on that day,

1 but I did not receive the money they gave to me on that  
2 particular day.

09:40:26 3 Q. I also asked you, "The first time you were interviewed by  
4 the Prosecution following the telephone contact between you and  
5 them you were interviewed and they wrote notes of what you were  
6 telling them?", and you replied, "Yes, sir." Do you remember  
7 saying that?

8 A. Yes, sir.

09:40:46 9 Q. So that is the first time you see them, when they interview  
10 you and write notes of that interview, do you agree?

11 A. I am still making you to understand that when I met them if  
12 they had any written document to be kept for this case at that  
13 time I do not deny that, but the facts here is the first day that  
14 I met them I never received any money from them. They showed me  
09:41:15 15 50 US dollars, but I rejected it for that first day, sir.

16 Q. The Great Wall Hotel, is that in Monrovia?

17 A. Yes, sir.

18 Q. The second time you met them, did you meet them in the same  
19 place?

09:41:39 20 A. No, sir. I met with them in a different area, sir.

21 Q. Let's just clear up this. The first time they interviewed  
22 you and took notes of the interview, was that in the Great Wall  
23 Hotel?

24 A. Yes, the first time that I met them in the Great Wall

09:42:04 25 Hotel.

26 Q. Yes, this is the first time you meet them and they take  
27 notes of interview. That is what you told us earlier, that the  
28 first time they met you they took notes of your interview. That  
29 was in the Great Wall, you say. What part of Monrovia is the

1 Great Wall Hotel?

2 A. The Great Wall Hotel is located between 11th and 10th  
3 street in Sinkor, Monrovia.

4 Q. Is it different from the Urban Chateau Hotel?

09:42:47 5 A. Yes, sir.

6 Q. How far is it from the Urban Chateau Hotel?

7 A. Approximately 100 metres from the Great Wall, sir.

8 Q. So these two hotels are very close by. Are they both in  
9 Sinkor?

09:43:16 10 A. Yes, sir. These two hotels are found in Sinkor, sir.

11 Q. Did you ever meet the Prosecution in the Urban Chateau  
12 Hotel?

13 A. Yes, sir, I met them there before.

14 Q. And when was that in relation to your meeting with them at  
09:43:36 15 the Great Wall Hotel?

16 A. After our first contact, you know, I used to, you know,  
17 have contact with them. I cannot remember the time or date, but  
18 the Great Wall Hotel I mean and the Urban Chateau Hotel  
19 I remember I met them there before after we had met at the Great  
09:44:06 20 Wall.

21 Q. But it is the Great Wall where they first interview you and  
22 first take notes of that interview, yes?

23 A. As I told you, I met them in the Great Wall. Whether the  
24 interview - because it was like an introduction to what I wanted  
09:44:25 25 to have with them. Whether they took a very good record of that  
26 to be kept for this purpose I cannot really remember, but that  
27 was the first day I met them, sir.

28 Q. And that was the day when they offer you 50 dollars and you  
29 turn it down, but you go back and accept it the next day, yes?

1 A. Yes, sir.

2 Q. And when you go back and accept the money the next day you  
3 are not interviewed again that day, are you? On your account you  
4 just go for the money the next day, don't you?

09:45:00 5 A. No, sir. When I went there the next day, you know, I had -  
6 I spent a long time with them. From there they gave the 50  
7 dollars to me and I told them that, "Yesterday I refused this  
8 money because I didn't want you people to feel that it was for  
9 money business that I really came to you to share my experience",  
09:45:28 10 but they said since I was a taxi driver and I had parked my taxi  
11 it was their duty to refund whatsoever, you know, lost wages as  
12 they put it at that time, for the time I had spent with them, so  
13 they said it was not anything like they were trying to bribe me  
14 or to influence me with money. I said, "Well, if that is the  
09:45:56 15 case I don't have problem with it", and then I received the  
16 money.

17 Q. What they actually said to you, "We are not trying to bribe  
18 you or influence you by handing out this 50 United States dollars  
19 to you", did they?

09:46:13 20 A. Yes, sir.

21 Q. So did it appear to you that they thought that you might  
22 think you were being bribed or influenced by this money?

23 A. Exactly, sir.

24 Q. Because it was rather a lot of money to park your taxi for  
09:46:39 25 two or three hours, wasn't it?

26 A. Well, from my experience again in my taxi driving sometimes  
27 it could be plenty money, sometimes it could be small money from  
28 what I experienced in my taxi, because there are some days I will  
29 have some contact such as business and I will make money more

1 than what we are referring to here, 50 dollars, and there are  
2 some days I cannot even have half of that and so I cannot say it  
3 was plenty money for parking my taxi to have discussion with  
4 them, sir.

09:47:14 5 Q. When was it before that day when they gave you 50 dollars  
6 that you last earned 50 United States dollars in the course of  
7 three hours taxi driving in Monrovia in 2006, or 2005?

8 A. Well, my contact, you know, during my taxi business, it  
9 does not mean that somebody has to hire my car for 50 dollars US  
09:47:45 10 just for three hours. But there were sometimes certain hires  
11 whereby your car is hired for that particular hour. Sometimes  
12 your car is parked, it cannot be for those particular hours.  
13 Maybe the contact may take two or three days or even a week, so  
14 that when you check the money that you had agreed on with the  
09:48:06 15 business partner it may be more than even the 50 dollars that you  
16 will be paid, more than within that particular time that you  
17 would have spent with that business partner, sir.

18 Q. Mr Jaward, did you think that they thought you would be  
19 influenced by the money they were offering you?

09:48:29 20 A. First of all on the first day that was what I was thinking,  
21 but after they had made their side clear that this money was not  
22 to influence me but that it was their responsibility as somebody  
23 doing business for them to really assist me for the time I had  
24 spent with them.

09:48:56 25 Q. So when you went back the next day and you saw them again  
26 and took the money, where was that? Was that back at the Great  
27 Wall?

28 A. As I told you earlier, really the meeting with these  
29 investigators - let me say WVS at that time, I cannot remember

1 the various points I used to meet them. There were - these two  
2 areas you've mentioned, I met them at other areas before I left  
3 to Monrovia. So really I want to make that clear to you, that it  
4 was not only the Great Wall and this hotel, Urban Chateau Hotel  
09:49:49 5 that we met.

6 Q. Leave the WWS out of it. You don't come into their money  
7 until April of last year. We are talking February 2006 now. You  
8 claim to have a very clear recollection of events going back to  
9 1991 in the course of your evidence-in-chief over the period of a  
09:50:11 10 whole week. I am asking you now to try and remember events only  
11 two and a half years ago.

12 Now, the first time you saw them you say you remember it  
13 was at the Great Wall, you remember being offered money, you  
14 remember turning it down and the next day you went and accepted  
09:50:30 15 it. Where did you go and accept the money?

16 A. Let me just make this area clear to you again. Before we  
17 even met at the Urban Chateau Hotel --

18 PRESIDING JUDGE: Mr Witness, can you remember where you  
19 met on this second day?

09:50:57 20 MR MUNYARD: Where you took the money.

21 PRESIDING JUDGE: On the occasion you took the 50 dollars.

22 THE WITNESS: Yes, this is the area I am trying to  
23 describe. It's a hotel, but I cannot remember the name now. The  
24 hotel is also behind the Great Wall, but between the same 11th  
09:51:20 25 and 10th Street in Sinkor.

26 MR MUNYARD:

27 Q. So you do remember it? You remember its location. If it's  
28 not the Great Wall and it's not the Urban Chateau can you  
29 remember its name?

1 A. No, sir, I cannot remember the name of the hotel at  
2 present.

3 Q. You still live in Monrovia, don't you?

4 A. Yes, sir.

09:51:47 5 Q. And you were working as a taxi driver until when? We know  
6 that by April of 2007 you had stopped because you were being paid  
7 by the WVS. When was it that you stopped being a taxi driver?

8 A. I only stopped when I came to Sierra Leone, sir.

9 Q. But did you come to Sierra Leone full-time, or did you just  
09:52:23 10 come for visits to see the Prosecution and the WVS for your  
11 money?

12 A. I did not go to WVS for money as I told you earlier. Since  
13 I pledged - how can I say it now - that obligation that I had to  
14 really pursue - how can I say it - the mission that I carried,  
09:52:55 15 especially the case that I knew they were really trying - the  
16 case that - they explained about Charles Taylor's involvement in  
17 Sierra Leone war --

18 Q. Mr Jaward, I am going to stop you there and take you back  
19 to the question I asked you. Did you come to Sierra Leone  
09:53:12 20 full-time or just for visits to see the Prosecution and the WVS;  
21 yes or no?

22 A. Well, I first came to Sierra Leone to see Freetown where  
23 they said it would look safer for me to come there, so that  
24 I will be working with them easily and I will be more protected,  
09:53:38 25 you know, once I was dealing with them at that time, but I told  
26 them that I had not been to Freetown for a long time and that  
27 I have to come and see to build confidence in the security for  
28 myself. That was before I brought my family. So I came and  
29 I went back.

1 Q. So you didn't come to Sierra Leone full-time?

2 A. Come back, sir.

3 Q. You didn't go to Sierra Leone full-time, you just went on  
4 visits?

09:54:09 5 A. Yes, sir.

6 Q. Right, last question about hotels in Monrovia.

7 JUDGE SEBUTINDE: That probably meant "no, sir", I imagine.  
8 You know how the English language is. He probably means "no,  
9 sir". Mr Witness, you are agreeing with counsel, isn't it, in  
10 that last question?

09:54:32

11 THE WITNESS: Yes, sir. What I understood from him was  
12 whether I came to visit and went back and I said yes, sir.

13 MR MUNYARD: Right, the "no" in that case meant he is  
14 agreeing with me. Thank you:

09:54:48

15 Q. This hotel the Urban Chateau - I will come back to it if  
16 there's doubt. This hotel the Urban Chateau, is it still called  
17 the Urban Chateau or does it have a different name now?

18 A. I don't know whether they have changed the name now because  
19 I have left there for over a year now.

09:55:17

20 Q. You told us earlier when I asked you the question, "Do you  
21 live in Monrovia?", you said yes?

22 A. I lived in Monrovia before I went to Freetown. This was  
23 what I said. Not that I left from Monrovia and came here  
24 straight.

09:55:37

25 Q. Let's clear this up. When I asked you this morning and  
26 indeed yesterday, "Do you live in Monrovia?", you said yes, but  
27 let us explore. When you say you came to Freetown to see the  
28 Prosecution, did you eventually come to live in Sierra Leone?  
29 This is after February of 2006.

1 A. I only went to Freetown - I mean Sierra Leone to stay there  
2 in 2007. In 2006 I never went to Sierra Leone.

3 Q. Right. So you were living in Monrovia in 2006. In 2007  
4 did you and your family come to live full-time in Sierra Leone?

09:56:25 5 JUDGE SEBUTINDE: Mr Munyard, I think you are still on the  
6 wrong channel because you keep overlapping with the interpreters.  
7 You are not captured on the record.

8 MR MUNYARD: Your Honour, I think what happened was that  
9 when my cable dislodged a moment ago it went from channel 1 to  
09:56:45 10 channel zero. I hadn't noticed when I plugged it back in. I am  
11 now on channel 1. Well, I am not hearing anything from the  
12 interpreters.

13 JUDGE SEBUTINDE: It's because you are speaking in English  
14 that you wouldn't hear them interpret. When the witness speaks  
09:57:06 15 then you will hear the interpreters.

16 MR MUNYARD: Yes:

17 Q. 2007 did you come with your family to live full-time in  
18 Sierra Leone?

19 A. Not to live full-time really, but I went purposefully for  
09:57:26 20 me to come for this case.

21 PRESIDING JUDGE: Mr Witness, I am not sure if your family  
22 came as well. That was part of the question.

23 THE WITNESS: I first came, you know - I first came in  
24 early 2007 and went back within the next two weeks. Then  
09:57:51 25 I finally came with my family.

26 MR MUNYARD: Thank you, your Honours, that clears up a  
27 confusion that was started earlier by him saying that he lived in  
28 Monrovia:

29 Q. When the Prosecution interviewed you did you see them

1 writing down what you said?

2 A. Where, sir, please?

3 Q. Are you asking where you were interviewed or where they  
4 wrote down what you were telling them?

09:58:30 5 A. Yes, sir.

6 Q. Which one of those two are you asking the question where  
7 about?

8 A. I heard you asking a question about coming to Freetown and  
9 you asked about when the Prosecution was interviewing you whether  
09:58:52 10 they took notes. I am asking you whether it was the time that  
11 I came to Freetown.

12 Q. Yes.

13 A. Yes, sir. When I came down to Freetown I had an interview  
14 with them at the Special Court, sir, and they wrote down what  
09:59:14 15 I was telling them, sir.

16 Q. Before you come to Freetown we know you are interviewed in  
17 several hotels in Sinkor in Monrovia, yes?

18 A. Yes, sir.

19 Q. When you were interviewed in those hotels did the  
09:59:29 20 Prosecution write down what you were telling them?

21 A. Well, really to make things clear to you, the area I used  
22 to take interviews with them was at one office, the UNMIL -  
23 I think the special representative of the United Nations at that  
24 time in Monrovia. They called them Jacques Klein, something like  
10:00:00 25 that, that earlier came to Monrovia. It was at his office area  
26 where I used to have interviews with them when statements used to  
27 be taken, sir. But this area, the hotel that I am talking about  
28 were like contact points.

29 Q. When you are interviewed in February of 2006 and you get

1 the first amount of money, was that in a hotel, or was that in  
2 this man Jacques Klein's office?

3 A. No, sir, the first interview was in that Great Wall, the  
4 first and the second day that I went to them it was at that Great  
10:00:48 5 Wall.

6 Q. Thank you. So we now know that the second day you went  
7 when you get the money is also at the Great Wall, yes?

8 MR BANGURA: Your Honours, just on the question of  
9 spellings, I think it has been the practice for counsel to  
10:01:02 10 assistant with spellings of names that come up. We have the name  
11 Jacques Klein and I don't think what has come up reflects the  
12 name or the pronunciation we had from the witness.

13 MR MUNYARD: I have no idea who Jacques Klein is or how he  
14 spells his name.

10:01:23 15 PRESIDING JUDGE: He was the under secretary special  
16 representative and it's J-A-C-Q-U-E-S K-L-E-I-N.

17 MR MUNYARD: I am grateful to Madam President. I don't  
18 know how he spells his name.

19 Q. Back to the story please, Mr Jaward. You have just told us  
10:01:46 20 that the first interview was at the Great Wall and the second day  
21 was at the Great Wall, yes?

22 A. Really to clear matters really, the sequence in these  
23 meeting, as I told you, this Great Wall I am referring to,  
24 I think the next day when I came I can remember behind the Great  
10:02:17 25 Wall there was another hotel, but it was between the same 10th  
26 and 11th Street. I could remember the first contact when I met  
27 them we used these two areas, but my first appearance was at the  
28 Great Wall. I can remember the second one was at this other  
29 hotel which I said I have forgotten its name, but it was between

1 the same 11th and 10th Street, sir, in Sinkor.

2 JUDGE SEBUTINDE: Mr Witness, do slow down in your answers  
3 to give the interpreters and transcribers a chance to properly do  
4 their work. Pause between sentences, please.

10:02:54

5 MR MUNYARD:

6 Q. Did they take notes of what you were telling them either at  
7 the Great Wall, or this other hotel?

8 A. This is what I am saying. I was talking with them, but  
9 whether they said what you are saying as I am talking I know  
10 people were taking notes because, you know, I had --

10:03:16

11 THE INTERPRETER: Your Honours, can he kindly repeat his  
12 answer.

13 PRESIDING JUDGE: Mr Witness, you are going too quickly for  
14 the interpreters. Please pick up your answer where you said,  
15 "I know people were taking notes because, you know ..." - in  
16 fact, I think you have answered counsel's question. Mr Munyard,  
17 is your current question answered?

10:03:33

18 MR MUNYARD: Thank you, your Honour:

19 Q. Were they taking notes by hand, or were they typing them  
20 into a computer?

10:03:55

21 A. They had a laptop computer in front of them and I think one  
22 Sierra Leonean they identified also had a book, writing.

23 Q. And at the end of the interview did they read back their  
24 notes of what you had been telling them?

10:04:31

25 A. On that first day I cannot remember, sir.

26 Q. Did they take notes at all of your interviews?

27 A. I cannot remember as far as that first meeting was  
28 concerned. For the rest of the time that they used to come, we  
29 used to go to this office I was describing between the Nigerian

1 and German embassies. Really it was like a complete interview,  
2 or statement taken. After that they used to read what I had told  
3 them, but for that first day really I cannot remember that -  
4 I cannot remember that that type of format was taken, sir.

10:05:30 5 Q. All right, but after the first interview on the next  
6 occasion when you were interviewed by them was it the same, or  
7 was it different interviewers? Can you now remember?

8 A. I said I really came to focus on what exactly they were  
9 taking a complete statement from me when we started going to the  
10:06:06 10 office I have just described here.

11 Q. Yes, I will ask the question again and kindly listen to it  
12 and see if you can answer it. On the second occasion they  
13 interviewed you, were any of the same people there interviewing  
14 you who had been present on the first occasion?

10:06:33 15 A. Yes, sir, I can remember the same people I met on the first  
16 day I had an appointment with them to meet with them on the  
17 second day, the next day. I think these were the people I met at  
18 that area that I was describing after the Great Wall.

19 Q. And what about the third time you were interviewed? Are  
10:06:55 20 any of the same people involved in your third interview?

21 A. I cannot remember, sir, because when I had this contact  
22 with them I used to meet different people since that time up to  
23 the time that I came to Sierra Leone here to - I mean, to Sierra  
24 Leone.

10:07:20 25 Q. Putting aside the first interview when you can't remember  
26 whether they read it back to you, was it their practice after  
27 that always to read back the interview notes to you so that you  
28 could confirm that they had correctly recorded what you had told  
29 them?

1 A. Yes, I can remember, you know, this continued later on in  
2 those interviews I used to have with them.

3 Q. And did you correct things that they had written down that  
4 they had either wrongly recorded, or that you had not made clear  
10:07:55 5 enough in any of the interviews?

6 A. Yes, sir, most of the time I used to - most of the times  
7 that I used to come in contact with them the previous time --

8 THE INTERPRETER: Your Honours, can he repeat.

9 PRESIDING JUDGE: Mr Witness, again you have gone a little  
10:08:16 10 too quickly for the interpreter. Please repeat your answer  
11 picking up where you said, "I used to come in contact with them  
12 the previous time".

13 THE WITNESS: Yes, ma'am. As I said, I used to meet them.  
14 As time went on really I used to meet them and, whenever I came  
10:08:40 15 in contact with them, I used to meet them for a fresh interview.  
16 I don't know how to put that. They always had to read the first  
17 - I mean the previous statement to me to confirm whether it was  
18 what I said before we continued a new one, or to do corrections.

19 MR MUNYARD:

10:09:03 20 Q. But at the end of each occasion when they interviewed you,  
21 did they read back all their notes that they had taken during  
22 that particular session to confirm that they had got down what  
23 you were telling them correctly?

24 A. Yes, it used to happen, sir.

10:09:27 25 Q. And did you correct them from time to time if you  
26 discovered they had made errors?

27 A. Yes, sir.

28 Q. And did you point out occasions when they had forgotten to  
29 write down something that you had told them that they hadn't

1 included it in their written notes?

2 A. Please come back with that question, sir.

3 Q. As well as correcting them, did you also ever point out  
4 things that they had forgotten to write down that you had told  
10:10:00 5 them when they came to read back the notes to you?

6 A. Yes, sir. Sometimes when we met the next time I used to  
7 tell them that I forgot really to add this important issue on  
8 this particular interview on the previous interview, you know,  
9 but it escaped my mind like people's names and other things.

10:10:31 10 Q. Mr Jaward, it must be me. The question I asked you wasn't  
11 about what you had forgotten. Let me try again. As well as  
12 correcting the notes that the interviewers read back to you, did  
13 you ever have occasion to point out to them that they had failed  
14 to record in the notes they had written down something you had  
10:10:53 15 told them during the course of that session? In other words, did  
16 you tell them things occasionally and when they read the notes  
17 back they had not included them in and so you had to point out,  
18 "You have forgotten I told you this bit"?

19 A. No, sir.

10:11:17 20 Q. And finally on this question of what went on in these  
21 interviews, you have talked about a statement being taken from  
22 you. You never actually have given a statement to them, have  
23 you, in which you have signed a declaration of truth and signed  
24 any pages of the statement?

10:11:43 25 A. I do not understand that question clearly, sir.

26 Q. There is a difference between an interview where somebody  
27 takes notes of what you said and a statement where they write out  
28 what you tell them and you then sign the statement declaring that  
29 it is true to the best of your knowledge and belief and usually

1 signing each page of the statement. You never, ever went through  
2 that standardised procedure, did you, signing anything?

3 A. When I talk about a statement in this case, it was a sort  
4 of an interview that was conducted like what was happening here  
10:12:33 5 since last week, you know? After the first - after we first met  
6 they asked what I knew about this topic, or this issue, so I had  
7 to explain to them what I knew at my own level. So this was how  
8 they were dealing with me, sir.

9 Q. You have never signed any document setting out your account  
10:12:58 10 of events, have you?

11 A. No, sir. I don't remember signing a statement, sir.

12 Q. That is what I mean by a statement, that's all. Now, apart  
13 from the first occasion when you turned down the money, were you  
14 given money every time you saw the Prosecution?

10:13:41 15 A. Like all the times that I was in Monrovia that we used to  
16 meet in this office I described earlier, you know, after we meet  
17 every day, as they told me before that this was a sort of lost  
18 wages, they used to give me 50 dollars after - you know, after  
19 the interview with them, sir.

10:14:07 20 Q. Right. Now, we know that you were given 50 dollars on 24  
21 February 2006. We also know that you were interviewed in July  
22 2006, on 11 July. Do you remember being interviewed in the  
23 middle of 2006?

24 A. As I told you, I cannot remember the date.

10:14:43 25 Q. No, I am not asking about a date. I am asking about a  
26 period of time, the middle of 2006. Can you remember being  
27 interviewed then?

28 A. This is what I am saying, really. I don't want to agree on  
29 a time. Maybe you are talking of a different time on a document,

1 but from after that first contact that I mentioned here, you  
2 know, I was in continuous contact with them, you know, until  
3 I left Liberia to go to Sierra Leone in 2007.

10:15:22 4 Q. I suggest that that was at the Great Wall again. Can you  
5 remember being interviewed a second time at the Great Wall over a  
6 period of some three and a half hours?

7 A. As I told you really, that first time for me to come in  
8 contact with them, you know, I think the second time that I met  
9 them I can remember it was not directly in that Great Wall on the  
10:15:55 10 main road of Sinkor that I am referring to at that time really.  
11 I met them after the Great Wall, the other hotel after the Great  
12 Wall, but within the same 10th and 11th street.

13 Q. Let's deal with that quickly, if we can. If you were  
14 interviewed by them over a period of two and a half hours in the  
10:16:15 15 middle of the day - sorry, three and a half hours in the middle  
16 of the day, you would expect them to have paid you for your loss  
17 of taxi earnings, wouldn't you?

18 THE INTERPRETER: Your Honour, can I learned counsel kindly  
19 repeat the question.

10:16:31 20 MR MUNYARD:

21 Q. If you had spent three and a half hours being interviewed  
22 by the Prosecution you would expect them to pay you for your lost  
23 taxi earnings, wouldn't you?

24 A. Please, sir, as I told you earlier this money that was  
10:16:52 25 given to me was not like I was doing business with them to  
26 compare what I am losing and what I am gaining from them. Even  
27 if it was given less than that I would have accepted it, sir.

28 Q. Was there any occasion on which you were interviewed by  
29 them over a period of hours when they didn't compensate you for

1 your lost earnings, yes or no?

2 A. No, sir.

3 Q. We have a copy of records from the Prosecution that you  
4 were paid 50 US dollars on 24 February, but there is no record of  
10:17:38 5 you being paid anything for your interview on 11 --

6 THE INTERPRETER: Your Honour, can counsel kindly come back  
7 with the question, please.

8 PRESIDING JUDGE: I think you need to be closer to the  
9 microphone, Mr Munyard.

10:17:54 10 MR MUNYARD:

11 Q. We have a record that shows you were paid 50 dollars on 24  
12 February and the next payment is on 10 November 2006, but you  
13 were interviewed by them for three and a half hours on 11 July  
14 2006 and there is no record of you having been paid anything for  
10:18:19 15 lost wages, transport or anything else on that occasion. Can you  
16 remember being interviewed by them for about three and a half  
17 years in the rainy season in the Great Wall Hotel in 2006?

18 A. No, sir, I cannot remember the date, sir.

19 Q. Right. 10 November - bear with me for just a moment.

10:19:07 20 Sorry, yes, 10 November 2006, which is a Friday, can you remember  
21 being paid 100 United States dollars by them? I don't expect you  
22 to remember the specific date, but at end of 2006 can you  
23 remember receiving - let me try and help you. On two consecutive  
24 days, first 100 United States dollars and then 50 United States  
10:19:47 25 dollars the very next day. Can you remember that?

26 A. Yes, sir, I can remember at one time when this Prosecution  
27 group went to meet me I was seriously sick and they assisted me  
28 with money. That was the day I received 100 US dollars from them  
29 for me to treat myself. I can remember receiving money more than

1 50 US dollars at that time.

2 Q. No, Mr Jaward, you received 144 US dollars for medical  
3 treatment on Tuesday 20 February 2007. I am talking about  
4 November 2006 where there's no mention of any medical problem or  
10:20:37 5 medical treatment. Do you remember receiving 150 US dollars in  
6 the space of two days?

7 A. Yes, I can remember they were giving me these monies, sir.

8 Q. Then on 1 December 2006 and 2 December 2006, 50 dollars for  
9 each of those days. Do you remember getting 100 dollars at the  
10:21:22 10 beginning of December and being interviewed on those two days, 1  
11 and 2 December in Monrovia?

12 A. As I told you, really I cannot remember all these dates but  
13 all the contact that I used to have with them from that time they  
14 used to give me money and it was not always 50 US dollars.

10:21:50 15 Sometimes they used to give me monies for things like - things  
16 which I mentioned just now for even my sickness at that time, but  
17 I cannot remember the dates that you are mentioning to be  
18 specific to really give account of a particular amount or a  
19 particular time, no. But I agree with you that, you know, all  
10:22:12 20 the times that I used to come into contact with them they used to  
21 give me money.

22 Q. We will come on to your sickness. We are nowhere near the  
23 time that you were sick at the moment, Mr Jaward. You were  
24 interviewed on 1 and 2 December and, as I've indicated, you  
10:22:27 25 received 50 dollars each day for transport/lost wages in  
26 Monrovia. That's where you were interviewed. What were your  
27 transport costs in December 2006 to get to an interview with the  
28 Prosecution if you were also paid for your lost earnings as a  
29 taxi driver? How did it cost you transport money?

1 A. I told you earlier that this was not like an agreement  
2 whereby when they called me I had to charge them for them to pay  
3 me, but then this was what they offered me and it was not like a  
4 business signed between them and me. So as a poor taxi driver  
10:23:24 5 when they offer me, I had to accept it. It was not like a  
6 business between them and myself. What I was going to do, it was  
7 not like they were going to pay me back for it.

8 Q. You say now that you are a poor taxi driver. Earlier this  
9 morning you were telling me there were occasions when you earned  
10:23:43 10 rather more than 50 United States dollars a day. Are you now  
11 agreeing that you were a poor taxi driver and that you were doing  
12 rather well on these occasions when they gave you 50 dollars for  
13 a few hours parking your taxi outside the Great Wall or other  
14 hotels?

10:24:04 15 A. Yes, sir, you know, refusing money does not mean you have  
16 enough money, you know. There are certain respects or maybe  
17 certain credits that I may want to get from a certain issue, no  
18 matter how attractive it is, I had to refuse it. This is how,  
19 you know, I am looking at it. It was not that I had enough money  
10:24:26 20 so I decided to reject their money. But the record there ended.  
21 If I had just come and started taking money from them that was  
22 what I was trying to make them understand at that time, that my  
23 coming to them was not only to come and make money from them at  
24 that time.

10:24:47 25 Q. Not only to come and make money from them, but also to  
26 cooperate with them and tell them what they wanted to hear. Is  
27 that right?

28 A. Exactly, sir.

29 Q. Thank you. Now, after 1 and 2 December 2006 you weren't

1 interviewed again until 18 April 2007 and by that time it would  
2 appear that you were being interviewed in Freetown. Does that  
3 sound right?

4 A. Please come back with that question.

10:25:29 5 Q. Yes. We have been supplied with notes of all your  
6 interviews and after the two interviews on 1 and 2 December 2006  
7 in Monrovia you are not interviewed again until 18 April 2007 and  
8 that would appear to be an interview that takes place in  
9 Monrovia - sorry, in Freetown. Do you agree?

10:26:08 10 A. I agree that I had an interview with them in April 2007 in  
11 Freetown.

12 Q. So can you explain why it is that on 4 December, two days  
13 after you have just been given 100 US dollars by them, you get  
14 another 100 US dollars from them? 4 December 2006, 100 US

10:26:39 15 dollars for transport/lost wages and scratch card.

16 A. Please, sir, as I told you earlier, I cannot - like let me  
17 just forget about the contact with these people. Somebody will  
18 not give me money and I turn around and judge him on why he was  
19 giving me this money when we were already working together at  
20 that time.

10:27:08

21 Q. Were you being influenced by these dollops of money that  
22 you were getting on occasions either when you were interviewed or  
23 even when you weren't being interviewed?

24 A. No, sir.

10:27:27

25 Q. Were you remembering things as time went on and as you were  
26 receiving more and more money from the Prosecution that you had  
27 never remembered before?

28 A. Please come back with that question, sir.

29 Q. Were you remembering things as time went on and you were

1 receiving more and more money from the Prosecution that you  
2 hadn't remembered in your earlier interviews?

3 A. Please, sir, you know, when you talk about receiving more  
4 and more money, you know, I cannot deny the fact that they have  
10:28:10 5 not been spending more money on me or my family, but this money,  
6 you know, spent on me was on conditions which, you know, at that  
7 time - I mean they were to protect me and my family for this  
8 particular - I mean for this particular case that I am on here  
9 today.

10:28:36 10 Q. Mr Jaward, we have not got anywhere near money for your  
11 family yet or protection. This is you nipping round in your taxi  
12 to the Great Wall or the Urban Chateau or German embassy compound  
13 to be interviewed by the Prosecution and receive 50 or 100  
14 dollars a time. That's what we're looking at at the moment,  
10:29:04 15 2006. Can you help this Court with why it was that just two days  
16 after your interview on 1 and 2 December for which you were paid  
17 100 dollars you get another 100 dollars for the same category,  
18 transport/lost wages and this time a scratch card thrown in?

19 A. As I told you earlier, I think my conscience behind even in  
10:29:43 20 this case will be revealed to you later if you permit me. But I  
21 can assure you that --

22 Q. I am going to interrupt you because I have asked you a  
23 specific question about can you remember why you got that money.  
24 We don't want a speech from you about your conscience. We want  
10:30:00 25 to know if you can remember why you were paid 200 United States  
26 dollars in the space of four days when you weren't even  
27 interviewed when you get the second batch of 100 United States  
28 dollars. Can you remember or can't you?

29 A. This is what I am saying, sir. If those monies were given

1 to me, actually they were given to me, but they were not  
2 something to influence me or to bribe me. That is all I know  
3 about at that particular time.

10:30:46

4 Q. Right. Had you gone to Freetown to see them by February of  
5 2007?

6 A. Yes, sir.

7 Q. Were you interviewed by them in February 2007?

8 A. Come back, sir. You mean February 2007?

9 Q. I do mean February 2007.

10:31:11

10 A. In Freetown?

11 Q. That's what I asked.

12 A. Well, I cannot remember February actually, but I came to  
13 Freetown some time around April actually.

10:31:29

14 Q. Well, let's go back to February of last year and see what  
15 you can remember about your dealings with the Prosecution in  
16 February of last year. The middle of February, the 17th. Can  
17 you remember getting 50 dollars, United States dollars, to cover  
18 lost wages on 17 February, that's the middle of February, last  
19 year?

10:31:58

20 A. As I told you actually I think we were not going to prolong  
21 on these issues. All the monies given to me at the time I had  
22 interviews with the Prosecution at that time, I don't have  
23 complete records of them because I did not take them to be a kind  
24 of business that went on between them and I, but if there is  
25 anything --

10:32:27

26 Q. I am going to interrupt you again. You were not  
27 interviewed in February of 2007. You may have forgotten that  
28 I pointed out that you were interviewed on 1 and 2 December 2006  
29 and not again until 18 April 2007. Why were you getting 50 US

1 dollars in the middle of February 2007 for lost wages? There was  
2 no question even of transport on that occasion.

3 A. That is what I am saying. They gave me that money and when  
4 they gave you the record they must have told you the reason why  
10:33:09 5 that money was given to me, because I was not given record of  
6 what has been given to you.

7 Q. Would you agree that during the period February 2006 to  
8 February 2007 you made quite a good amount of money out of  
9 cooperating with the Prosecution?

10:33:43 10 A. Is that a question, sir?

11 Q. It started with the words "Would you agree" so, yes, it is  
12 a question.

13 A. Yes, sir. Up to this time when I think about those monies,  
14 actually it is a good sum, sir.

10:34:01 15 Q. On 20 February you received 144 US dollars for medical  
16 treatment. You do remember receiving dollars for medical  
17 treatment, don't you?

18 A. In Liberia, yes, sir.

19 Q. If you had not been given that money by the Office of the  
10:34:27 20 Prosecution, would you have been able to afford the medical  
21 treatment yourself?

22 A. Yes, sir.

23 Q. So that amounted to a gift from the Prosecution, didn't it?

24 A. Well I don't know how they term it in a sense, but it was  
10:34:49 25 not just like giving me a gift.

26 Q. Well if you could have afforded it you didn't need them to  
27 pay for it, did you?

28 A. No, but what - but when you say "gift" somebody will have  
29 to say that, "The money I have given you is a gift", but really

1 in this case I don't have any other term to use regarding the  
2 money that was given to me at that particular time, but all  
3 I know is that it was like supporting me for what I have spent  
4 for my sickness.

10:35:31 5 Q. Yes, but you didn't need them to pay it because you have  
6 told us you could have paid it yourself. That is right, isn't  
7 it?

8 A. Yes, sir, if they had not been in contact with me.

9 Q. 9 March 2007, not a time when you were interviewed, you  
10:35:55 10 received 60 US dollars for loss of wages and to obtain passport  
11 photographs which cost 10 dollars, so in other words another neat  
12 round sum of 50 US dollars for the time that it took you to go  
13 and get passport photographs and then the 10 dollars for the  
14 passport photographs. Do you remember that occasion?

10:36:21 15 A. Yes, sir.

16 Q. Is there any particular reason, Mr Jaward, why they always  
17 paid you 50 dollars for loss of wages regardless of the amount of  
18 time that it seems to have taken?

19 A. Well that question is up to them to answer, but it was  
10:36:41 20 actually not like an agreement between them and I.

21 Q. I am just asking you if they ever explained to you, for  
22 example, "This is the standard amount of money that we are going  
23 to pay you every time you see us, a neat round 50 dollars, and  
24 you can always expect that sort of sum." Did they ever say  
10:37:04 25 anything to you along those lines?

26 MR BANGURA: Your Honours, I am not so clear from  
27 my learned friend with the expression "a neat round 50 dollars".  
28 I am myself not too clear what he means.

29 MR MUNYARD: Well, I will explain it.

1 PRESIDING JUDGE: Very well.

2 MR MUNYARD:

3 Q. If you had lost wages by parking your taxi for two and a  
4 half or three and a half hours you may have lost 11 US dollars,  
10:37:31 5 you might have lost 7 US dollars, you might have lost 23 US  
6 dollars, would you agree? You can't really predict exactly how  
7 much you would have lost?

8 A. Well that is the prediction you are making, but from my own  
9 experience I have explained to you earlier that as a taxi driver  
10:37:55 10 there wasn't any specific amount of money for a particular hour.  
11 You can make any amount at any time.

12 Q. Exactly, yes, and making any amount at any time includes  
13 making nothing at all, doesn't it, depending on business?

14 A. Exactly. That is what I am saying.

10:38:17 15 Q. But you got a precise figure, that is what I mean by neat  
16 amount of 50 dollars, a precise sum every time that you went to  
17 see them whether for interview or not, do you agree?

18 A. Yes, sir.

19 Q. Let's just go into the occasion when you go to get passport  
10:38:43 20 photographs. Where did you get the passport photographs done?

21 A. In a photo studio.

22 Q. Yes, where was that?

23 A. In Monrovia.

24 Q. How long did it take to get the passport photographs taken?

10:38:59 25 A. It was a short time just to get a passport photograph -  
26 passport photographs.

27 Q. It was a Friday. Would you normally have worked on a  
28 Friday?

29 A. Yes, sir, I used to work 24 hours.

1 Q. And so we know from this receipt that the passport photos  
2 cost 10 dollars and you got 60 for loss of wages and passport  
3 photos, so we know that you got a neat round 50 dollars for your  
4 loss of wages for the short time that it took for you to have  
10:39:42 5 your passport photographs taken. That is right, isn't it?

6 A. It is up to them how they felt about my effort in preparing  
7 all of those things, but I did not make any special request or  
8 until I give them any expenditures that I did.

9 Q. What had happened to the conscience that so troubled you in  
10:40:15 10 February 2006 when they said, "Oh, we will give you another 50  
11 dollars for the short time it took for you to sit in there and  
12 look at the camera"? What had happened to your conscience by  
13 March 2007, Mr Jaward, when they are doling out 50 dollars for  
14 you to have your photographs taken and paying for the snaps?

10:40:40 15 A. Whether what happened to the 50 dollars that was given to  
16 me, sir?

17 Q. I asked what happened to your conscience; the conscience  
18 that you claim back in February 2006 made you hesitate for a  
19 whole 24 hours before accepting the 50 dollars first time round.

10:41:11 20 Why didn't you say to them, "You can't possibly be paying me 50  
21 dollars for the few minutes it took in the photo studio. That is  
22 not right. That surely is influencing me with money"? Why  
23 didn't you say that to them in March 2007?

24 MR BANGURA: Your Honours, I --

10:41:30 25 PRESIDING JUDGE: Pause, Mr Witness. Yes, Mr Bangura?

26 MR BANGURA: I just want to be clear with what my learned  
27 friend is saying. We are talking about 60 dollars here and  
28 clearly my learned friend had in previous questions stated that  
29 10 dollars and got the witness to agree that 10 dollars was for

1 photographs and 50 dollars was for lost wages, or whatever. The  
2 question which my learned friend has recently just put to the  
3 witness seems to be suggesting that the 50 dollars were paid for  
4 photographs, instead of lost wages, and I think that seems to be  
10:42:07 5 at variance with what has come out from the witness previously.

6 PRESIDING JUDGE: Mr Bangura, the question was, "You can't  
7 possibly be ..." - a hypothetical statement, "You can't possibly  
8 be paying me 50 dollars for the few minutes it took in the photo  
9 studio", so I think the question is 50 dollars for a few moments  
10:42:30 10 in the photo studio and 10 dollars for the expenses of getting  
11 the photographs and so I will allow the question in the way it is  
12 put. Mr Witness, did you hear the question?

13 THE WITNESS: Yes, ma'am.

14 PRESIDING JUDGE: Please answer it.

10:42:50 15 THE WITNESS: You see, as I said earlier, the money given  
16 to me at that particular time, since I had declared my conscience  
17 to them that no amount of money given to me would be able to  
18 influence me for what I was doing and if they give me money I was  
19 going to accept it whether it was for photographs or for lost  
10:43:15 20 wages, so that was exactly how I was going on with them. And  
21 that maybe what they gave me at a point in time depended on what  
22 they had to be giving to me, but I did not make any demands for  
23 anything I was going to do to them in terms of money.

24 MR MUNYARD: I heard the witness say, "If they give me  
10:43:38 25 money, I have to accept it". It has come out on the transcript  
26 and it may be that the interpreter interpreted it this way,  
27 "I was going to accept it":

28 Q. But I thought I heard you say, "I have to accept it". Is  
29 that what you said?

1 A. I said when they gave the money to me as long as --

2 Q. No, please stop. Stop for a moment, listen to the question  
3 and answer the question. Did you just say in English in answer  
4 to the question, "If they give me money I have to accept it"?

10:44:17 5 Was that the words that you used that I thought I heard you use  
6 in perfect English?

7 A. No, sir, let me make it clear to you. Let me make what  
8 I said clear to you. I said as long as we had met before and  
9 that I had declared my intention to them that no amount of money  
10:44:38 10 will be able to influence me, so no matter how much was given to  
11 me for anything as long as I did not demand it myself I have to  
12 accept it. That is what I said here.

13 Q. 1 April 2007, no interview that day, another 50 dollars for  
14 transport and lost wages. What was that all about, Mr Jaward?

10:45:08 15 A. Well, I am telling you here that the people were giving me  
16 the money and I even regret that you are bringing money issues in  
17 this case at this particular point. If I was influenced by money  
18 I had taken my oath here before sitting here and I have to tell  
19 you here that that was the agreement between them and I, but  
10:45:38 20 under any condition you cannot judge them for what they were  
21 giving to me as long as I declared my intention to them that  
22 I came to them to willingly contribute to what they were doing.

23 Q. So all you have to do is say, "My conscience is clear.  
24 Give me as much money as you want to and I will accept it all."

10:45:59 25 Is that your position?

26 A. I made you to understand that I was not even in position to  
27 make any demands.

28 Q. On 2 April you are then brought under the Witness and  
29 Victims Service and you receive a total, as we have already

1 noted, of more than 32 and a half million Sierra Leone leones up  
2 to 25 June this year, but you also carried on getting money from  
3 the Prosecution, didn't you, as well as the Witness and Victims  
4 Service money?

10:46:52 5 A. I think I can remember that earlier the composition of the  
6 Special Court when I came to Freetown I did not even know who was  
7 witness management or who were the WVS. I only took the whole  
8 organisation as one organisation. So if I went there and any of  
9 those people gave me money I just felt that they were the same  
10:47:25 10 people that used to meet me in Monrovia. Only if you can break  
11 it down for me to understand which group is this and which group  
12 is that.

13 Q. I'll do that, but are you saying that as far as you're  
14 concerned you saw no distinction between the Office of the  
10:47:43 15 Prosecution and the Witness and Victims Service?

16 A. No, sir.

17 Q. Do you mean no, you saw no distinction between them? Are  
18 you agreeing with me?

19 A. The responsibility of that particular office I don't know  
10:48:04 20 any distinction between them in terms of money, sir.

21 Q. Right. We know from a document that we have been supplied  
22 with from the Witness and Victims Service that they first brought  
23 you within their purview on 2 April 2007 and from that date up to  
24 25 June they have spent over 32 and a half million leones on you,  
10:48:34 25 but what I'm asking you about at the moment is still limited to  
26 money that the Prosecution have been paying you. Do you follow?

27 A. Yes, sir.

28 Q. On 4 April, this is after you have come into the ambit of  
29 the Witness and Victims Service, the Prosecution paid you 200 US

1 dollars for what is called family care. Can you remember getting  
2 200 dollars, the round sum of 200 dollars on 4 April, shortly  
3 after you had been taken under the wing of the Witness and  
4 Victims Service?

10:49:26 5 A. I don't know how - what they named that particular money at  
6 that time, but I remember the money I received from them when  
7 I came earlier and that was when I had transported my whole  
8 family from Liberia to Sierra Leone, you know, in my taxi and  
9 when I came they said they would reimburse my expenditures  
10:49:59 10 because that was what took me to bring me to Sierra Leone,  
11 because they encouraged me to move from where I was to come to  
12 Sierra Leone, so I can remember that when I gave the receipt to  
13 them they reimbursed me.

14 Q. And did the Witness and Victims Service also look after you  
10:50:17 15 financially, you and your family, from 2 April last year as they  
16 have informed us, or did you draw no distinction between the two  
17 organisations again?

18 A. Well, I never knew their responsibilities as far as the  
19 expenditures you are making mention of here were concerned at  
10:50:47 20 that time.

21 Q. Mr Jaward, would this be right to say: It didn't matter to  
22 you where the money was coming from as long as you were being  
23 paid once you were in Sierra Leone?

24 A. Come again with that question, please.

10:51:09 25 Q. It didn't matter to you at all, did it, from whom you were  
26 getting the money as long as you were getting money while you  
27 continued to cooperate with the Prosecution by coming to see them  
28 in Sierra Leone?

29 A. Yes, sir.

1 Q. Now, 400 United States dollars from the Prosecution two  
2 days after the Witness and Victims Service start to look after  
3 you, then the next day you are paid in local currency 11,000  
4 Leones for food.

10:51:58 5 MR BANGURA: Your Honour, did my learned friend say 400  
6 United States dollars?

7 PRESIDING JUDGE: Yes.

8 MR MUNYARD: I did, I'm sorry. I am jumping ahead of  
9 myself. We will come to the 400 in a moment.

10:52:09 10 JUDGE LUSSICK: Mr Munyard, I don't think anything turns on  
11 this but just for the sake of accuracy WVS stands for Witness and  
12 Victims Section, not service.

13 MR MUNYARD: Thank you, your Honour. I have trouble with  
14 getting the first two the right way round. I thought I had  
10:52:28 15 managed the third letter, but I am grateful. I will try and  
16 stick to the acronym in future:

17 Q. 5 April you get 11,000 Leones from the Prosecution for food  
18 and then on the very same day you get 19,000 Leones for the  
19 purchase of a SIM card and a 250 unit scratch card for  
10:52:59 20 communicating with the Office of the Prosecution. Can you  
21 remember that?

22 A. Yes, sir, I can remember that, sir.

23 Q. Then on 12 April from the Prosecution you get 40,000 Leones  
24 for an affidavit and a birth certificate. Can you remember that?

10:53:29 25 A. Yes, sir, that was done for me, sir.

26 Q. Now, on 27 April you get a further payment, and I am going  
27 to come to that, but I will just remind you on 18 April 2007 you  
28 are interviewed at the Special Court in Sierra Leone. Do you  
29 recall that? It appears to be the first time that you are

1 interviewed at the Special Court.

2 A. Yes, I was interviewed at the Special Court.

3 Q. Can you remember who it was who interviewed you at the  
4 Special Court, that's the first time you go there presumably?

10:54:18 5 A. I cannot remember really.

6 Q. Well, can you remember if it was men or women, or a man or  
7 a woman?

8 A. I cannot remember the specific interview you are referring  
9 to.

10:54:37 10 Q. Right. 27 April you get 50 US dollars for a document to  
11 cross the border and lost wages. Can you remember that?

12 A. Yes, sir. Yes, sir.

13 Q. What was the loss of wages for then?

14 A. That question should be referred to those who gave me the  
10:55:12 15 money because I did not demand anything to them that they will  
16 have to pay me this or pay me that before I do this.

17 Q. Had you lost any wages on 27 April?

18 A. I cannot remember what I exactly did on that day, so  
19 I cannot even say I lost wages.

10:55:38 20 Q. Because between 18 April and 10 July you are not  
21 interviewed on the face of it. 23 May you are provided - here is  
22 the 400 US dollars - you are provided with 400 US dollars for  
23 relocation of your wife and family. Do you remember getting 400  
24 dollars then?

10:56:08 25 A. Yes, sir, in Freetown.

26 Q. Then you are interviewed in Freetown presumably, yes, on 10  
27 July, that's the middle of last year, and there is no record of  
28 you receiving any payment at the time of that interview. Were  
29 there occasions when you were interviewed where you weren't paid

1 anything at all by the Prosecution or anyone else?

2 A. Yes, sir, when I came to Freetown during most of my  
3 meetings with them I was not given money that as it used to  
4 happen in Liberia. Likewise even the first time I came here  
10:57:05 5 I had interview with them, but no money was given to me for that.

6 Q. Right. So you weren't losing any wages when you came to  
7 Freetown in July of 2007. Is that what you're saying?

8 A. I said I was not even requesting for any loss of wages so  
9 that is what I'm saying.

10:57:34 10 Q. I'm asking you were you losing any wages by the time - by  
11 July of 2007?

12 A. Well, as I told you earlier, you know, moving to Liberia  
13 and coming to Sierra Leone was like if you are only talking about  
14 the negative impact on my business, or even my life, or for even  
10:58:07 15 my whole family you cannot even make mention of that by charging  
16 the people - I mean the Prosecution at that time to pay any  
17 amount of money for it. So it was not like, you know, that  
18 I taxed them that at that particular time I was loss in wages so  
19 you have to do this.

10:58:27 20 Q. The reality is, is it not, that from April 2007 you were  
21 being paid by the Witness and Victims Section and from time to  
22 time by the Prosecution and you didn't need to earn any more.  
23 That's right, isn't it?

24 A. Yes.

10:58:54 25 Q. 26 October 2007 you're paid 40,000 Leones for communication  
26 and meals. Can you remember being paid that for communicating  
27 and having something to eat in late October last year?

28 A. Really I don't think I really have to continue belabouring  
29 this point. I said I don't have any record or a complete record

1 of what have been given to you that I will have to memorise it  
2 and start to answer yes or no to each and every one of them, but  
3 monies were given to me and expenditures went on.

4 Q. Stop for a moment. All I asked you was do you remember it.

10:59:43 5 All you have to say is either yes or no and then we will --

6 A. No, no I cannot.

7 Q. And then we will move on to the next question more quickly.

8 A. I can remember that monies were given to me and they were  
9 spent on me from that moment up to this time, but I cannot

11:00:04 10 remember the exact date and amounts.

11 Q. Do you remember on 1 November 2007 receiving 65,000 leones  
12 to estimate the value of your vehicle for registration purposes?

13 A. No, sir.

14 Q. Later that month, 26 November, 10,000 leones for transport  
11:00:38 15 and meals. Do you remember that?

16 A. I said I cannot remember these dates.

17 Q. You see you are not interviewed between August of 2007 and  
18 February, end of February 2008. I just wondered if you were able  
19 to help us at all with these other payments. Finally 21 March  
11:01:06 20 2008, 5,000 leones for transport. Can you remember that?

21 A. I said I cannot remember the dates and the amounts that  
22 were paid to me in sequence, because I want to accept and agree  
23 with anything that I believe I can remember and that my memory  
24 can tell me that indeed this was what happened. But all I can  
11:01:32 25 tell you is that since the moment I came in contact with the  
26 Prosecution of the Special Court they have been making  
27 expenditures on my behalf and on me up to this moment.

28 Q. When did you come to The Hague?

29 A. As I sit here presently I arrived here on the 25th of this

1 month - of last month.

2 Q. Were you expecting to come earlier?

3 A. Yes, sir.

4 Q. When were you expecting to come?

11:02:07 5 A. You mean for this present sitting?

6 Q. No, when were you first led to believe you would be coming  
7 to The Hague to give evidence in the trial of Charles Taylor?

8 A. That was before I even left Monrovia to come to Sierra  
9 Leone. I was expecting to have been here in less than two

11:02:39 10 months.

11 Q. In other words, some time in 2007?

12 A. Yes, sir.

13 Q. Do you know why it was that you didn't come in 2007?

14 A. Yes, sir.

11:03:05 15 Q. Why was that?

16 A. The only reasons given to me at that time was that there  
17 were postponement of the trial and that it was not yet my own  
18 time for me to come.

19 Q. Now, in the meantime you're stuck down there in Sierra  
11:03:28 20 Leone, is that right?

21 A. No, sir. When I came down there were postponements and  
22 I felt that I was now like a standby for this particular case,  
23 you know, so I engaged myself in attending school.

24 Q. Right. Is that in Sierra Leone that you have been  
11:03:54 25 attending school?

26 A. Yes, sir.

27 Q. And watching and waiting for the time when they would  
28 finally bring you to The Hague and you would give your evidence,  
29 is that right?

1 A. Yes, sir.

2 Q. And how much of the time - how much of each day do your  
3 studies take up?

4 A. Please, that question is not too clear to me.

11:04:33 5 Q. When did you start your studies in Sierra Leone?

6 A. That was after I heard about the postponement of the trial  
7 and I cannot sit like that without doing anything and just  
8 waiting on trial to start, so that was the time I started.

9 Q. Mr Jaward, nobody would criticise you for using your time  
11:05:05 10 constructively. I am just trying to find out the date when you  
11 started your studies.

12 A. I cannot remember the exact date, but that was some time in  
13 November 2007.

14 Q. Right. So if I have understood you correctly you come to  
11:05:28 15 Sierra Leone in April of 2007 and resettle your family shortly  
16 after that, is that correct, in Sierra Leone?

17 A. Really, when you talk about resettle I can say I have not  
18 actually resettled like I can say. I have just said that my  
19 family itself was on standby and I was on standby for this  
11:06:02 20 particular court.

21 Q. Did you come to Sierra Leone in April 2007 and stay there  
22 until you came here last month?

23 A. Yes, sir.

24 Q. So between April 2007 and November 2007 you weren't working  
11:06:24 25 and you weren't studying, is that correct?

26 A. Yes, sir.

27 Q. Now, you are a man who in your earlier evidence you told us  
28 I listens to the radio, the BBC, yes?

29 A. Yes, sir.

1 Q. Let me try and get it right this time, Focus on Africa, do  
2 you know that programme?

3 A. Yes, sir.

4 Q. Everyone knows that programme in West Africa, don't they?

11:07:05 5 A sweeping statement, but I think he may be willing to give an  
6 answer.

7 A. I cannot answer for everyone. I only know about myself.

8 Q. I got what I deserved. Very well. Do many of your friends  
9 listen to Focus on Africa?

11:07:24 10 A. Yes, there are other people who had interest in that  
11 programme.

12 Q. Including people you know?

13 A. Yes.

14 Q. And is it the only radio programme you listen to to get  
11:07:44 15 news about what's happening in West Africa, or matters that  
16 affect West Africa, or do you listen to other programmes too?

17 A. I do listen to other programmes on the radio.

18 Q. Would it be fair to say that you are a regular radio  
19 listener?

11:08:08 20 A. Yes, sir.

21 Q. And have you been for most of your life?

22 A. No, sir.

23 Q. Well, you have told us about occasions when you heard  
24 things over the BBC during the 1990s and the early years of this  
11:08:33 25 century. Do you remember telling us occasions when you have  
26 heard things on the BBC?

27 A. Yes, sir.

28 Q. I'm not suggesting it is anything to be embarrassed about.

29 Would you say that you were a regular listener to the radio when

1 you were growing up and since you have been an adult?

2 A. Yes, sir.

3 Q. And do you also watch television?

4 A. Yes, sir, when the opportunity comes.

11:09:13 5 Q. Do you have a television at home in Sierra Leone?

6 A. Yes, sir.

7 Q. Thank you. Do you watch news and current affairs  
8 programmes on it to keep up to date with what's happening?

9 A. No, sir, I don't have that facility on my television.

11:09:37 10 Q. You don't have the news or any current affairs programmes  
11 on your television? Is that what you're telling these judges?

12 A. Yes, sir.

13 Q. Those channels don't feature on the television you have.  
14 Is that right?

11:09:54 15 A. What I am trying to say here is that in the television, the  
16 television you need to have an antenna or a satellite receiver to  
17 tune your television on the television stations, but I don't have  
18 that on my television. I only watch videos.

19 Q. Haven't you asked the Office of the Prosecution to pay for  
11:10:22 20 an antenna or a satellite connection?

21 A. No, sir.

22 Q. Is that true?

23 A. Yes, sir.

24 Q. Well, you have certainly been receiving enough money to pay  
11:10:38 25 for that connection yourself, haven't you, or to pay for an  
26 antenna for yourself?

27 A. Spending money on television or antenna at that time had  
28 not been my priority really, so I cannot spend money on that.

29 Q. You told us earlier that you had been on a course, I think

1 you said a communications course, is that right? Has my memory  
2 served me correctly?

3 A. I have not been on - what type of communication, please?

4 Q. Earlier this morning you said you had been on a course.

11:11:26 5 I can't quite remember what sort of course it was.

6 PRESIDING JUDGE: Was it not a computer course?

7 MR MUNYARD: Thank you, your Honour, yes. I knew it began  
8 with C-O-M:

9 Q. A computer course you'd been on, yes?

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

11 Q. Did that include the internet?

12 A. Yes, sir, there were introductions to internet.

13 Q. Do you have a computer?

14 A. Yes, sir, recently I had a desktop - an old desktop  
11:12:06 15 computer that I bought from a friend.

16 Q. And do you have the internet?

17 A. No, sir.

18 Q. Do you use the internet at internet cafes or shops or other  
19 places where they have it available for a small fee?

11:12:21 20 A. I have not been so frequent on the internet because of my  
21 courses for a long time.

22 Q. So less frequently now, but used to be frequent before. Is  
23 that what you're telling us?

24 A. Even before I had not been on the net really.

11:12:52 25 Q. Now, back to last year. You thought you were coming to The  
26 Hague by the middle of last year, didn't you?

27 A. Yes, sir.

28 Q. Were you upset or frustrated by the fact that the trial got  
29 put off and you were still stuck in Sierra Leone?

1 A. Well, I was upset as a result of the postponement, but not  
2 because of - not because of being stuck in Sierra Leone.

3 Q. All right. But you were no doubt keen to come here and get  
4 your evidence over and done with, is that right?

11:13:50 5 A. Yes, sir.

6 Q. And so you presumably have followed the case once it  
7 started at the beginning of January as much as you could?

8 A. In what way, please? That question --

9 Q. Well, in any way.

11:14:18 10 A. Please, sir, I did not have the facility to monitor the  
11 case here as it went on, sir.

12 Q. Television. Anybody else's television that had an antenna  
13 or a cable connection? Did you ever see anybody else's?

14 A. I have seen that before, but my studies never permitted me  
11:14:45 15 to even leave my house to go and sit elsewhere to watch  
16 television.

17 Q. Yes and just how much of the time were you actually in  
18 class?

19 A. When I registered for my - for the exams I have been  
11:15:07 20 talking about I go to school at 8 o'clock and then come out  
21 around 2 o'clock and when I come back home I will have to study  
22 and I will have to - I will also have to study my children as  
23 well at home.

24 Q. When you are at school and you have breaks or before the  
11:15:24 25 day starts do you talk to other people at the school about  
26 current events?

27 A. I did not have much time as far as --

28 Q. Do you ever read newspapers?

29 A. I have not had that interest during the time I have been

1 taking my classes.

2 Q. Do you ever read newspapers?

3 A. Yes, sir, I have read newspapers.

4 Q. See, there you are in Sierra Leone waiting to come to The  
11:16:03 5 Hague, not sure when it is exactly you're going to get here and  
6 you must have been very interested indeed to watch the progress  
7 of this trial, weren't you?

8 A. All I know here is that what I was coming to say here was  
9 not something I was going to learn or I will have to monitor  
11:16:30 10 somebody. It was something within me, something part of me that  
11 I will have to say, so I was not in any hurry to get information  
12 ahead of time, sir.

13 Q. Once you have given your evidence and you go back to West  
14 Africa does the money dry up?

11:16:50 15 A. Which money are you referring to?

16 Q. All this money that you have been getting from the Office  
17 of the Prosecutor and the Witness and Victims Section, does it  
18 all dry up once your evidence is finished?

19 A. First of all I want to make you understand this, sir, that  
11:17:27 20 even the money you are making mention of here was not a money  
21 that was given to me in bulk that I used to make savings for.  
22 These were monies that were spent on my behalf that I did not  
23 even set eyes on, but I knew that they were spent on those  
24 facilities that I and my family were enjoying like housing,  
11:17:47 25 medical facilities and so on, so I don't understand --

26 PRESIDING JUDGE: Mr Witness, you are not answering the  
27 question. The question is, "When you finish the evidence, does  
28 the money dry up?"

29 THE WITNESS: I don't understand that question, actually.

1 What you mean by the money dropping or drying up?

2 MR MUNYARD:

3 Q. Does it finish? Is your financial lifeline cut off?

11:18:24

4 A. Well it depends on those who have been giving me the money,  
5 because it is not like a business between me and them. If they  
6 feel that they will have to continue to give it to me it is up to  
7 them, but I cannot decide.

8 Q. Have you been given to understand that it will continue in  
9 some form once you get back, this financial support?

11:18:49

10 A. The only thing I was concerned about especially for them,  
11 I mean the Prosecution, was that it is what I am doing here  
12 presently. I said, "It is a very risky game that I am playing."  
13 I said, "Because of my presence before the International Court  
14 here it is a risk that I am undertaking with my family", so if

11:19:18

15 they had any way for my family and I to be protected anywhere in  
16 case of any trouble that was the only question I asked them and  
17 they said they will not be able to answer that until after the  
18 testimony.

19 Q. So you are expecting to enter some sort of arrangement with  
20 them after your testimony to continue giving you financial  
21 support, is that right?

11:19:36

22 A. Not really financial support, but I only expressed concern  
23 about the level where we have reached for me to come in person  
24 here to sit here and do what I am doing presently. I said a  
25 specific information was not given to me as how to go about it,  
26 but they only expressed that they were also concerned about  
27 whosoever came to do this and that they were concerned about that  
28 person's security. They said that was even the reason why they  
29 moved me from Liberia to bring me to Sierra Leone, because they

11:20:03

1 had assessed the level of security in Sierra Leone in this case.

2 Q. Mr Jaward, is it your understanding that once you have  
3 given your evidence you may still be able to get some sort of  
4 financial support from the Prosecution and/or the Witness and  
11:20:49 5 Victims section?

6 MR BANGURA: Your Honours, the question has been asked and  
7 answered by the witness already.

8 PRESIDING JUDGE: I don't agree, Mr Bangura. I have not  
9 got a direct answer to that question. He has talked around it  
11:21:03 10 and he has indicated that there is to be something. Counsel is  
11 now asking about his expectations, or his understanding. Answer  
12 the question, please, Mr Witness.

13 THE WITNESS: I said I cannot answer that question on  
14 behalf of the Prosecution, you know, because they have been doing  
11:21:25 15 all these expenditures on my behalf and my family and so it is up  
16 to them to decide. It is not like a business between me and  
17 them.

18 MR MUNYARD: Madam President, I am going to try one more  
19 time, if I may, because I don't regard that as an answer:

11:21:43 20 Q. Is it your --

21 PRESIDING JUDGE: Mr Witness - excuse me, Mr Munyard.

22 MR MUNYARD: Certainly.

23 PRESIDING JUDGE: Mr Munyard is asking not about an  
24 agreement already reached necessarily, but what you expect or  
11:21:54 25 what you understand will happen in the future. Has an  
26 understanding been reached?

27 THE WITNESS: There was no understanding that they will  
28 have to do a particular thing for me, but the only thing that  
29 I was concerned about that I told them was the security concern.

1 MR MUNYARD:

2 Q. So putting it finally, you expect that you may still get  
3 some sort of support from the Prosecution, or possibly the Court,  
4 after you have given your evidence. Is that right?

11:22:44 5 A. I am not expecting a compensation, sir.

6 Q. Do you know any other people who have given evidence in  
7 this case?

8 A. Except on radios that I heard some names, but I have not  
9 seen them in person and I have not met them in person since they  
11:23:22 10 gave their evidence.

11 Q. What about before they gave their evidence?

12 A. Like the names of the people I heard over the radio I have  
13 seen them before, before my contact with this WV - I mean Special  
14 Court, because some of the names they called that had testified  
11:23:53 15 here were people I knew before.

16 Q. And you knew people, did you not, before you came here in  
17 June? You knew people who told you that they were going to be  
18 witnesses in this case? That's right, isn't it?

19 A. Yes, sir. Before I came in contact with the Special Court,  
11:24:20 20 you know, I met a friend who even tried to link me up with the  
21 people, you know, that - who said that the Special Court had  
22 people there that were investigating Charles Taylor's case.

23 Q. Yes. And paying people to help them, yes?

24 A. They never talked about payment to me at that particular  
11:24:48 25 time.

26 Q. What, your friends who told you that they knew the Special  
27 Court were conducting this investigation, they didn't tell you at  
28 that time that you might get paid, or you would get paid for  
29 cooperating? Is that what you are telling us?

1 A. No, sir.

2 Q. When did they tell you that you would get paid, your  
3 friends or your contacts?

4 A. I said nobody told me about being paid for my contacts.

11:25:24 5 Q. Right, back to these people who you have met. You have met  
6 people, more than one person, who was going to be a witness in  
7 this case, haven't you?

8 A. Before my contact with the Special Court, yes, sir.

9 Q. And since?

11:25:47 10 A. I am not in contact with anyone that I know that is a  
11 witness like me.

12 Q. Absolutely no-one? You have not been in contact with any  
13 of them since you first met the Prosecutors in February 2006, is  
14 that what you are telling this Court?

11:26:20 15 A. No, sir.

16 PRESIDING JUDGE: That is a confusing answer, Mr Witness.  
17 Are you agreeing with counsel that you have not been in contact,  
18 or are you denying it? A negative in Krio, Mr Munyard, is a  
19 difficult concept.

11:26:38 20 MR MUNYARD: Well, he is speaking English. I don't have  
21 any difficulty with his English. I have only got the headphones  
22 on to listen to the interpreters when I tune into the right  
23 channel.

24 PRESIDING JUDGE: In any event, Mr Witness, are you  
11:26:51 25 agreeing with what counsel said when you said, "No, sir"?

26 THE WITNESS: Let him come back, please, with that  
27 question.

28 PRESIDING JUDGE: Would you repeat the question,  
29 Mr Munyard, and this may have to be the last one before the

1 break.

2 MR MUNYARD: Yes:

3 Q. Is it your evidence that since February of 2006 you have  
4 met absolutely no-one who is, or is to be, or has been a witness  
11:27:13 5 in this case? Is that what you are saying?

6 A. No, sir, the person I met never disclosed his identity to  
7 me as a witness.

8 Q. And are you saying you have never met another person who is  
9 to be or has been a witness in this case since you first  
11:27:37 10 contacted the Prosecution in February 2006?

11 A. Those I had already known over the radio that they had  
12 testified, you know, I had never met them before and it was only  
13 confirmed for me to know that they were witnesses in this case.

14 Q. So only by your listening to the radio and following the  
11:28:08 15 trial on the radio, is that what you are saying?

16 A. Exactly, sir. The times I used to tune my radio, you know,  
17 I mean I used to tune my radio, I used to hear that these people,  
18 such and such a person, had given evidence in The Hague, so that  
19 will be the time that I will know that I knew this person before  
11:28:38 20 and that he had been a witness like me. That was the only time  
21 I knew those things, but the time they came as witness I was not  
22 in contact.

23 MR MUNYARD: I am aware that the tape either has or is  
24 about to expire.

11:28:54 25 PRESIDING JUDGE: Mr Witness, we are now going to take our  
26 usual mid-morning break of half an hour. We will be resuming  
27 court at 12 o'clock. Please adjourn court until 12.

28 [Break taken at 11.29 a.m.]

29 [Upon resuming at 12.03 p.m.]

1           PRESIDING JUDGE: I note a change of appearance,  
2 Mr Munyard.

3           MR MUNYARD: Madam President, that's correct. Mr Courtenay  
4 Griffiths QC has now joined us on the Defence bench.

12:02:56 5           PRESIDING JUDGE: Thank you. Please proceed with your  
6 cross-examination.

7           MR MUNYARD: Thank you, Madam President:

8 Q. Mr Jaward, just help us on the question of radio stations.  
9 The UN, the United Nations, has a radio station in Freetown,  
10 doesn't it?

12:03:26

11 A. Yes, sir.

12 Q. It's not limited to Freetown, but you can certainly hear it  
13 because it's broadcast from Freetown, isn't it?

14 A. I don't know their frequency limitations, sir, but I do  
15 know of a UN radio in Freetown.

12:03:49

16 Q. And have you been listening to the trial on the UN radio?

17 A. No, sir, I have not been monitoring the UN radio for any  
18 trial here, sir.

19 Q. Is that an honest answer?

12:04:16

20 A. Well, what I'm trying to say like to monitor the UN radio,  
21 always to go along with the trial, you know, this is what I mean.  
22 I have not been on that, sir.

23 Q. On the radio, the UN station, is the best source of  
24 information about this trial, isn't it?

12:04:42

25 A. Well, I don't know where you people do send your messages  
26 to be broadcast to other people, but I do know that they too do  
27 broadcast information about UN in particular.

28 Q. They broadcast material from this trial in full, don't  
29 they?

1 A. This is what I'm trying to say, I do not know their level  
2 of broadcasting.

3 Q. Have you ever listened to any of the UN station's  
4 broadcasts about this trial?

12:05:23 5 A. Yes, sir, I monitored something about this trial.

6 Q. We know that money was given to you to pay for your vehicle  
7 to be registered in Sierra Leone. You brought your car, your  
8 taxi, to Sierra Leone, did you?

9 A. No, sir.

12:05:45 10 Q. So what was the money paid for to have it valued at  
11 customs?

12 A. That was just a sort of laissez passé and the other road  
13 expenditures that I made to come with my family. It was refunded  
14 when I went to Freetown.

12:06:15 15 PRESIDING JUDGE: Sorry, to interrupt, Mr Munyard, but  
16 don't I recall, Mr Witness, you said you came with your family in  
17 your taxi when you moved to Sierra Leone.

18 MR MUNYARD: That's what I thought I heard.

19 MR BANGURA: Your Honours, I think we have landed into some  
12:06:31 20 confusion about the answer that the witness gave because there  
21 were two questions, one following the other, and the witness  
22 answered no and we do not know to which of those two questions  
23 the witness was answering no. One of them was did he come with  
24 his taxi and the other was was he given money to register his  
12:06:51 25 taxi in Sierra Leone. They both came together.

26 MR MUNYARD: No, with respect, I didn't ask a question  
27 about him being given money. I said, "We know that money was  
28 given to you to pay for your vehicle to be registered in Sierra  
29 Leone." That was the preface and then the question was, "You

1 brought your car, your taxi, to Sierra Leone, did you?", and that  
2 was what we got the answer "no" to. But I'll clarify it if my  
3 learned friend would like me to. I'm quite happy to.

4 PRESIDING JUDGE: Very well, but I do recall the previous  
12:07:24 5 question that that is based on. Very well, please clarify it.

6 MR MUNYARD:

7 Q. Mr Jaward, what's this laissez-passer payment that you're  
8 talking about?

9 A. This was the official travelling certificate that they gave  
12:07:54 10 - the embassies give for you to cross from one country to  
11 another, which is only valid for about three months.

12 Q. Right. You got a laissez-passer payment of 50 US dollars  
13 from the Office of the Prosecution on Friday, 27 April 2007 and  
14 it wasn't until Thursday, 1 November 2007 that they gave you  
12:08:29 15 65,000 Leones required to pay the customs for transport and forms  
16 to estimate the value of your vehicle for registration purposes  
17 in Sierra Leone. So you did bring your vehicle to Sierra Leone,  
18 didn't you?

19 A. Yes, I brought my car to - I took my car to Sierra Leone,  
12:08:59 20 but the line of expenditure that you've mentioned in your  
21 question, I do not understand that well, whether the money was  
22 given to me to register my car in Sierra Leone, no.

23 Q. When I asked you, "You brought your car, your taxi, to  
24 Sierra Leone, did you?", you answered, "No, sir." What did you  
12:09:24 25 mean by that answer?

26 A. I said I took my car to Sierra Leone.

27 Q. The question I asked you was, "We know that money was given  
28 to you to pay for your vehicle to be registered in Sierra Leone.  
29 You brought your car, your taxi, to Sierra Leone, did you?", and

1 you said "no". Do you remember saying that just about two  
2 minutes ago?

3 A. Yes, sir.

12:10:01

4 Q. And now you're saying that you did bring your vehicle to  
5 Sierra Leone, yes?

6 A. I never said that. I said I brought my car - taxi to  
7 Sierra Leone.

8 Q. Is there a difference between your car and your taxi?

9 A. I'm referring to my taxi.

12:10:25

10 Q. All right. I'm not going to get tied up in what you have  
11 and haven't said, I just want to ask you this: Once you've  
12 brought your taxi to Sierra Leone - and help us with when you did  
13 that, please? Was it right at the beginning, to bring your  
14 family?

12:10:48

15 A. Yes, sir, that was the time that I was bringing my family,  
16 so I used my taxi to cross every one of us here, I mean in Sierra  
17 Leone.

18 Q. And have you used your taxi to earn some money once you've  
19 been in Sierra Leone?

12:11:07

20 A. No, sir.

21 Q. Why not?

22 A. I believe that the course that I am doing now - I mean the  
23 classes that I have been taking to get my certificate is more  
24 important to me now than to engage in looking for fast money.

12:11:26

25 Q. You've been in Sierra Leone since April of 2007. You don't  
26 start the course until November 2007. You've been earning a bit  
27 of money on the side doing taxi driving, haven't you, Mr Jaward?

28 A. Come back with that question, please.

29 Q. You have been earning a bit of money on the side doing taxi

1 work in Sierra Leone, haven't you?

2 A. No, sir. Since I crossed my taxi into Sierra Leone where I  
3 parked it with the Liberian registration plate, it's still on it.

12:12:17

4 Q. That wouldn't stop you doing a bit of informal taxi work,  
5 would it?

6 A. I do not understand the question, sir.

7 Q. The fact that you've got Liberian plates doesn't stop you  
8 doing a bit of informal taxi work to earn a bit of money, does  
9 it?

12:12:39

10 A. The fact there is since I brought my taxi and I parked it  
11 in a fence where I am, I have not even taken it out for a repair  
12 or for anything.

13 Q. So you were earning enough from the money you were getting  
14 from OTP and WVS not to need to have to do any taxi work on the  
15 side, is that right?

12:13:01

16 A. Really I want you to understand that what I was making  
17 before OTP came was even enough for me to do what I'm doing now,  
18 to go to school at present, and so what they were doing their  
19 efforts was just an addition. I believe I myself had laid that  
20 foundation before.

12:13:30

21 Q. We have your answers earlier about living off the money  
22 from the OTP and the WVS. I'm now going to ask you about some of  
23 the information that you gave to the OTP, the Office of the  
24 Prosecutor, and I wonder, Madam Court Officer, if you could  
25 distribute some bundles. I'd like you to be shown tab 1, please.  
26 This is the first recorded interview and it took place on 24  
27 February. Present was David Cunningham, who is an investigator  
28 from the Office of the Prosecutor, together with Alfred Sesay.  
29 Just help us with this. Was that --

1 PRESIDING JUDGE: Please pause, Mr Munyard. What tab is  
2 this?

3 MR MUNYARD: I'm sorry, it should be tab 1.

12:17:10

4 PRESIDING JUDGE: It's just that the one I have at tab 1 is  
5 28 February and it's Berry, Cunningham and Morissette.

6 MR MUNYARD: Your Honour, that's one of the difficulties  
7 with these documents. They often bear the wrong date. They  
8 don't - I am sorry, it is not the wrong date, but they often bear  
9 the date of the memo that is sent. But the interview, if you

12:17:28

10 Look below all that introductory section, "This interview was  
11 conducted at the ...", and we know what it was because of the  
12 later disclosure.

13 PRESIDING JUDGE: I see. Provided we're --

14 MR MUNYARD: Certainly, if I give the ERN number.

12:17:41

15 PRESIDING JUDGE: It is 16537 in my copy.

16 MR MUNYARD: It is, thank you.

17 PRESIDING JUDGE: Very well, then we all have the same one.

18 MR MUNYARD: Can I just make it clear for everybody's  
19 benefit that what appears at the top of the page sometimes is the  
12:17:53 20 date that a memo was sent by someone to someone else. You  
21 sometimes have to look at the body of the text to find out day  
22 and the date of the interview and you do in the first two lines  
23 of the text:

24 Q. Now this interview took place, we can see, on 24 February.

12:18:36

25 We know from - I'm not asking anyone to turn it up, but we know  
26 from tab 9, page 100232, that it was conducted at the Urban  
27 Chateau Hotel in Monrovia and it lasted from 20 to 3 in the  
28 afternoon to quarter to 6 in the afternoon. Present were David  
29 Cunningham, whose name we see at the bottom of the last page of

1 the interview at 16539, and also Alfred Sesay. Was that  
2 interview conducted in English with you? Mr Jaward, was that  
3 interview conducted in English with you? Would you stop reading  
4 the interview for a moment.

12:19:31 5 A. I'm listening to you, sir.

6 Q. Would you like to answer me now, please?

7 A. Yes, sir.

8 Q. It was conducted in English, are you agreeing?

9 A. Yes, the same English I'm speaking here is the same English  
12:19:45 10 I was speaking.

11 Q. Very well, thank you. And after this interview were the  
12 notes read back to you for you to correct?

13 A. I cannot remember really at that - on this particular  
14 interview that I'm seeing here.

12:20:16 15 Q. All right. If you turn to tab 3, this is an interview on  
16 11 November 2006, on page 25969 you will see there that in the  
17 course of that interview, which we're going to look at in more  
18 detail later, that you were taken through the notes of 24  
19 February 2006 line by line, paragraph by paragraph. Do you see  
12:21:00 20 that? Do you see to take an example, or a couple of examples on  
21 page 25969, where it says, "Interview clarification with  
22 Mr Jabaty Jaward on statement made on the ...", and they haven't  
23 filled in the date.

24 JUDGE SEBUTINDE: Mr Munyard, I don't know why, but your  
12:21:19 25 microphone is not picking --

26 MR MUNYARD: Oh, well it's on.

27 JUDGE SEBUTINDE: Nothing has been recorded of what you  
28 just said.

29 MR MUNYARD: Very well, your Honour. I am not going to use

1 that one, because it garrotes me every time I try to move. If I  
2 move documents I get caught in the wire, that's the problem:

3 Q. Now, on 11 November you were taken through - for the second  
4 time in fact, as we'll see, you were taken through that  
12:21:57 5 interview, that 24 February interview, line by line. Do you  
6 remember that happening?

7 A. Yes, sir.

8 Q. Thank you. We'll go back then to tab 1, page 16537. There  
9 are a number of bullet points in the shape of arrows where your  
12:22:18 10 account has been recorded on that first page of the interview of  
11 24 February and I'm going to read out what's written and I can  
12 tell you that it's correctly transposed from the handwritten  
13 notes which are also enclosed if anyone wants to check:

14 "Lived behind the rebel lines as a civilian from 1991 to  
12:22:46 15 1993 in Pendembu, Sierra Leone, and was utilised periodically as  
16 a labourer during that time whenever the RUF would come into  
17 town."

18 Did you tell the Prosecution that?

19 A. No, sir.

12:23:11 20 Q. Can you think of any reason why the investigators could  
21 have written that down if you didn't tell them that?

22 A. Well I cannot condemn the investigator directly here, but I  
23 really, you know, at that time, you know, I was misquoted and I  
24 even made a correction to this later on when it was read to me  
12:23:39 25 again.

26 Q. Well then let's go to page 25969, tab 3. On 11 November,  
27 when you were taken through this line by line, all you correct on  
28 page 1 is the spelling of Vahun and the spelling of Kailahun.  
29 When you were taken through that interview in November you didn't

1 say to them, "Oh, hang on a minute, no, that's not right. I  
2 never said that", did you?

3 A. No, sir, because I was not seeing directly what they were  
4 writing, sir.

12:24:40 5 Q. No, no, no, no. Mr Jaward, they read back to you the  
6 interview as you told us earlier this morning. In later  
7 interviews they read back everything from the previous interviews  
8 for you to correct, or clarify. Do you not remember telling the  
9 judges that this morning?

12:25:03 10 A. This is what I'm saying here. Reading back to me to  
11 confirm all this only came later on when they read some of these  
12 statements to me. I was making these corrections. That was the  
13 time I can remember, you know, that they read the previous  
14 statement to me for me to make a correction.

12:25:24 15 Q. Tab 2, please, the second page of that interview. This is  
16 an interview on 11 July 2006. You're also being interviewed on  
17 that occasion by David Cunningham again and this time someone  
18 called Joseph Saffa, both from the Office of the Prosecutor  
19 investigations section. If you look at the second page of that  
12:25:58 20 interview, 21936, two paragraphs from the bottom - there are two  
21 short paragraphs at the bottom of the page. The first of those  
22 two short paragraphs says this:

23 "After JJ" - that's you obviously - "had spent a lot of  
24 time around the RUF (two years), his own chief from his village  
12:26:24 25 allowed JJ to be conscripted to the RUF rebel cause because the  
26 chiefs were under pressure to provide young men to the RUF for  
27 training to increase their manpower."

28 Did you say that?

29 A. No, sir, I cannot remember giving that particular statement

1 I like that, that was why I made a correction later when it was  
2 read to me.

3 Q. When do you say you made the correction later?

12:27:04

4 A. I can remember there were interviews after this particular  
5 statement you are referring to here.

6 Q. There were many interviews of you, particularly during the  
7 earlier part of this year, but go back, if you would, to 2006  
8 when you were nearer to the events that you were having to  
9 remember and explain to us, if you can, what it was you said in  
10 2006 about your involvement with the RUF?

12:27:36

11 A. Are you referring to what I said to them at that time, or  
12 now?

13 Q. What you said to them then. You've told us that the two  
14 passages I've read out, one from February and the next one from  
15 July of 2006, are both wrong, you never said that to the  
16 Prosecutors. Tell the Court what you did say to the Prosecutors  
17 about those first two years, '91 to '93.

12:28:06

18 A. I only made them understand that when the rebels met me in  
19 1991 in my village I spent few months with them and later on I -  
20 about three months I was sent to the training base in Pendembu  
21 and later on we graduated from there and I was sent to the front  
22 line. That was where I spent about a week and came back and  
23 became a G2. You know, I told you people that two days ago.

12:28:37

24 Q. Can you think of any reason why the investigators got it so  
25 wrong both in February and in July when you were explaining to  
26 them your history with the RUF in those first two years?

12:29:02

27 A. Yes. In terms of the area where they were talking about,  
28 to be specific about a particular time, I told them, you know,  
29 that the record at that particular - I was not keeping a record

1 of the timing at that particular time to be given, how do they  
2 call it, to an investigator at that particular time. But I can  
3 only remember some time - sometimes the year within the period a  
4 specific - a certain thing happened, but to explain in detail  
12:29:50 5 what exactly happened, I said no, I cannot, I don't have that  
6 memory to remember all those things. This was what exactly I was  
7 telling them.

8 Q. Mr Jaward, in July of 2006 the passage I've read there  
9 doesn't mention the years, the dates. It simply says:

12:30:10 10 "After JJ had spent a lot of time around the RUF (two  
11 years) his own chief from his village allowed him to be  
12 conscripted to the RUF."

13 A. This is exactly what I'm saying.

14 Q. Hold on a minute. Let me now ask the question. You  
12:30:33 15 clearly told those investigators that you'd spent a lot of time  
16 around the RUF, but not as a member, for two years, didn't you?

17 A. No, sir.

18 Q. That's the truth and they have written down what you said  
19 accurately, haven't they?

12:30:59 20 A. No, sir, at this particular time they were asking questions  
21 and I was explaining. I was not going with the life story  
22 chronologically.

23 Q. What else does "spent a lot of time around the RUF (two  
24 years)" mean, before being conscripted?

12:31:25 25 A. This is what I'm saying. I do not remember saying spent a  
26 lot of time with the RUF for two years before conscripting me.

27 Q. You see, it's completely consistent. Your comment that  
28 they've recorded in July is completely consistent with what they  
29 recorded you saying in February, isn't it: That you lived behind

1 the rebel lines as a civilian from '91 to '93 and were used  
2 occasionally, periodically, as a labourer during that time? Do  
3 you agree that those two passages that I've read are consistent  
4 with one another?

12:32:07 5 A. Yes, sir.

6 Q. Thank you. Now, staying on tab 1 on that same page 16537,  
7 if you count these bullet points down can we go to point 5, "In  
8 1993 started arms training." Did you tell them that?

9 A. No, sir.

12:32:37 10 Q. So how do you think they've managed to record that if you  
11 didn't tell it to them?

12 A. I can remember this particular paragraph that you're  
13 referring to here, you know, when they said - can I go on,  
14 please? I can remember this particular paragraph. When they  
15 read it to me I told them, I said I only became active in  
16 fighting in late 1993 when we were pushed in the bush, where no  
17 administration was running. That was what I made them to  
18 understand at that particular armed issue in 1993.

12:33:08 19 Q. Well, I asked you, when I started questioning you  
12:33:33 20 yesterday, when you started arms training and you gave us a  
21 period of time in 1991.

22 A. Yes, sir, armed training and to use arms to go on attacks,  
23 so to go fighting are two issues. You asked me about "when you  
24 took the arm and started arms training" and that was in 1991 at  
12:34:01 25 the Pendembu training base.

26 Q. And yet you've told them something different when you were  
27 interviewed in February 2006, haven't you?

28 A. I don't think I just decided to give them something  
29 different. That was the misunderstanding at that time. We did

1 not understand - they do not understand exactly what I meant by  
2 some of my statements that I was giving to them until later on  
3 that I had to make the correction. That was when they understood  
4 what exactly I meant.

12:34:46 5 Q. You didn't have any arms training in 1991 then. Is that  
6 what you're saying?

7 A. I said the training we took in 1991 at the Pendembu  
8 training base also included arms training. You cannot go on  
9 ambushes or attacks without arms at that particular time. These  
12:35:10 10 were the tools used to go on these missions.

11 Q. Where it says, "In 1993 started arms training", again is  
12 consistent with you not becoming part of the RUF until 1993,  
13 isn't it?

14 A. No, sir, I have never confirmed that, sir.

12:35:34 15 Q. I'm not asking you if you've confirmed it. I'm asking you  
16 do you agree that "1993 started arms training" is consistent with  
17 you not joining the RUF until 1993, isn't it?

18 A. No, sir.

19 Q. And this is where your cousin Noriega comes in, isn't it?  
12:36:00 20 You told this Court in your evidence-in-chief that Noriega  
21 offered you some sort of protection because he was an active RUF  
22 member. Do you remember saying that? Noriega, also known as  
23 Kai fa Wai.

24 A. Yes, sir, my cousin was Noriega, Kai fa Wai.

12:36:32 25 Q. That's why you weren't actually forced by your chief to  
26 join them for the first couple of years, isn't it; because you  
27 enjoyed his protection?

28 A. No, sir.

29 Q. Were you ever an active fighter in the RUF?

1 A. Well, I took part in some attacks but not as a real front  
2 line combatant, sir.

3 Q. So you weren't an active fighter?

4 A. No, sir.

12:37:26 5 Q. Now, you also told us during this period about operation  
6 Top 20 and you said that Pa James Karway replaced Dopoe  
7 Menkarzon. Do you remember telling us that?

8 A. Yes, sir, I told them in the first statement that I gave in  
9 relation to Top 20, sir.

12:38:00 10 Q. Right. Have a look, please, tab 1, page 16539, and again  
11 we'll count down the bullet points to number 4. Do you see  
12 number 4 that starts, "Also stated that CT was in charge"? Do  
13 you see that? Just tell me when you've got that bullet point.  
14 Have you got that, Mr Jaward?

12:38:48 15 A. Which of the bullet points, sir, on my screen?

16 Q. It's probably easier if you put your finger on the page and  
17 count down to the fourth one. I'm afraid unfortunately these  
18 notes don't have paragraph numbers. Do you see that?

19 A. Yes, sir, "Also stated that CT was in charge". Yes, sir.

12:39:15 20 Q. All right. Read out what that says, if you would.

21 A. "Also stated that CT was in charge because of the instance  
22 of the Top 20 between Liberian RUF and the Sierra Leone RUF  
23 fighters was resolved only after CT sent a delegation of his  
24 bodyguards from Gbarnga with Foday Sankoh to arrest the commander  
12:39:46 25 (James Karway) who was the main man replaced by Dopoe Menkarzon  
26 from the Executive Mansion from Gbarnga."

27 Q. In other words, you were telling the Prosecutors back in  
28 February 2006, two and a half years closer to these events, that  
29 it was Dopoe Menkarzon who replaced James Karway and not the

1 other way round. That's right, isn't it?

2 A. Yes, sir.

3 Q. Do you agree that you told them that?

4 A. Yes, sir, I remember I told them this before.

12:40:33 5 Q. Now, you were taken through this set of interview notes, I  
6 suggest, line by line, because if we turn to tab 3, page 25969  
7 again, where you are being asked to go through that interview,  
8 two thirds of the way down the page, or halfway down the page we  
9 get to page 3 of those interview notes and you change the

12:41:24 10 spelling of "Whileflower" to White Flower. You change "Essa  
11 Sesay" to Issa Sesay. You change "James Cowin" to "James Kawea",  
12 Pa James. Do you see that?

13 A. Yes, sir.

14 Q. And below that you change "Depae Maekason" to "Dopoe

12:42:00 15 Mekazon". Do you see that?

16 A. Yes, sir.

17 Q. And indeed you change a name on the line below that. We  
18 can see you change a name from "Jibbao" to "Jibbah", yes?

19 A. Yes, sir, this was how it was read to me and I said, "This  
12:42:21 20 is not exactly what I meant by these pronunciations." That was  
21 the time they started asking me to spell them the way I knew how  
22 to spell them my own way.

23 Q. Yes, they were reading out what you'd written, weren't  
24 they, so that you could clarify and correct what was in the first  
12:42:41 25 interview notes? Do you agree?

26 A. Come back with that question, sir, please.

27 Q. In November 2006 they were reading out line by line the  
28 contents of the interview notes from February of 2006 so that you  
29 could clarify, make corrections and change some of what was in

1 those notes, do you agree?

2 A. Yes, sir.

3 Q. And in November you didn't tell them, did you, that it was  
4 the wrong way round and that it was Pa James Karway who came to  
12:43:41 5 replace Dopoe Menkarzon?

6 A. Well, as I told you earlier, before we even came to  
7 understand - I mean, I had to know - before I knew that this  
8 particular documents were written like this, like the spellings  
9 we are talking of here, certain issues were like this, after the  
12:44:07 10 first and second interviews with them I started to know that this  
11 was a record that was very important to them and so I myself  
12 started recalling really to give them chronologically how it  
13 went. So when I saw these spellings I knew that these were not  
14 the spellings and I made the corrections. It was not like I had  
12:44:30 15 to make suggestions to them, sir.

16 Q. Mr Jaward, do you understand I'm suggesting it wasn't just  
17 spellings that you were being asked to review. It was the whole  
18 of the contents of that interview. You were being asked to  
19 correct anything that was wrong in the notes of that first  
12:44:49 20 interview, weren't you?

21 A. No, sir, they did not ask me to make any correction, but  
22 whenever they wanted to they came to me for any order, I mean  
23 anything like they used to prepare, because always they said they  
24 were preparing us for the trial. The trial --

12:45:14 25 Q. Mr Jaward, concentrate on the November interview, please,  
26 not whenever. We're looking at the November interview under the  
27 heading "Interview clarifications of a" - well, "statement" is  
28 incorrect, but interview clarifications of the February 2006  
29 notes.

1 A. This is what I'm saying here. The date on this statement  
2 is what I am trying to take to defend what I'm saying here now,  
3 but I want to say exactly the experience I gained during those  
4 interviews because I cannot remember, even in this November  
12:45:49 5 you're referring to, whether this was the time this interview was  
6 done except from the date. So I only want to share how I was -  
7 how things were going on with those that I was meeting at that  
8 particular time.

9 Q. I will ask you for the last time. Do you agree that in  
12:46:08 10 November of 2006, in an interview conducted by Alain Werner and  
11 Alfred Sesay, you were taken line by line through the notes of  
12 the first interview you had with the Prosecution for you to  
13 correct anything that was wrong, either fact or spelling? Do you  
14 agree, yes or no?

12:46:39 15 A. I remember an interview like that happened, but I can't  
16 remember whether it was on that date or time that you're  
17 referring to.

18 Q. Staying on page 25969, if you go to the fourth correction  
19 from the top, page 2, the fourth paragraph/point, "Instead of  
12:47:00 20 'over the radio' should be 'over the satellite phone' ". Do you  
21 see that correction?

22 A. Yes, sir.

23 Q. That's not a spelling correction, is it?

24 A. Are you referring to - yes, sir, that's not a spelling  
12:47:38 25 correction, sir.

26 Q. They must have read out the whole interview to you for you  
27 to make that correction, mustn't they?

28 A. Exactly, sir. They read it to me so that I can confirm.

29 Q. Right. And at no time in November did you change the

1 account, that I suggest you gave them probably accurately, that  
2 you did not join the RUF for the first two years but were  
3 utilised periodically by them, because that's the truth, isn't  
4 it?

12:48:26 5 A. No, sir.

6 Q. I want to move on now to the question of ULIMO and Lofa  
7 County. Now, you told us in your evidence that the entire border  
8 - the Liberian-Sierra Leone entire border - was closed in  
9 mid-1993. What you said was that you heard that it was closed by  
10 mid-1993. Transcript of 9 July, page 13288, for anyone who wants  
11 it. I'm not asking for it to be shown as such. Her Honour  
12 Justice Sebutinde asked you what you meant, "Did you hear in  
13 mid-1993 that it was closed, or was it closed by mid-1993?" Now,  
14 let me just put this to you. If you heard by mid-1993 that the  
15 entire border was closed then it follows that it must have been  
16 closed by mid-1993 or before that, do you agree?

17 A. I do not understand the question clearly.

18 Q. I will put it in a different way. When you gave that  
19 answer that, "I heard that the entire border was closed in  
20 mid-1993", if what you meant by that was, "It was in mid-1993  
21 that I heard that the entire border was closed", then the border  
22 must have been closed by that time or possibly before. Do you  
23 agree with that?

24 A. No, sir. What I meant by that in that statement was that  
25 when I said mid-1993, that was around the rainy season that I was  
26 in Kailahun. When we heard of ULIMO going along the border as  
27 far as Mendekoma, that was what I meant by closing the border  
28 from RUF's contact with the NPFL.

29 Q. 13288, transcript of 9 July, line 28, "Well, I heard of

1 them finally closing the entire border post in mid-1993 when I  
2 was in Kailahun." What is unclear about that? Either you heard  
3 in mid-1993 of them finally closing the entire border post, or it  
4 was closed - the entire border post was closed in mid-1993.

12:51:52 5 That's correct, isn't it?

6 A. No, sir, I said I heard of the ULIMO taking over the entire  
7 border when I was in 1993 during the rainy season which I  
8 approximated to be mid-1993.

9 Q. Thank you. So they have taken over the entire border by  
12:52:26 10 the rainy season, that's to say mid-1993, do you agree?

11 A. Well the border in this sense we are referring to here, I  
12 was talking about the link between the RUF and the NPFL at that  
13 time the ULIMO had already intercepted that as far as Lofa  
14 County. That was what I was - that is what I was referring to in  
12:53:11 15 this case.

16 Q. What does the word "entire" mean when you say it?

17 A. I meant in this case the presence of ULIMO-K was already in  
18 all the counties along the Liberian border on the Liberian side.

19 Q. "Finally closing the entire border post." What does  
12:53:43 20 "closing" mean when it is connected with "entire border post"  
21 when you say it?

22 A. I think the point where you've been asking me questions  
23 about the past statements came in again in this case. What I'm  
24 really saying in this case is I'm not referring to a specific  
12:54:03 25 border point that had to be closed down, but the link to cross  
26 into Gbarnga was at that time, you know, closed - I mean was  
27 intercepted by the ULIMO in Liberia. That means there was no  
28 access for the RUF to easily pass to get to NPFL territory. This  
29 was what I meant in that case.

1 Q. You weren't a member of ULIMO, were you, by any chance?

2 THE INTERPRETER: Your Honour, can counsel kindly repeat  
3 his question, please.

4 MR MUNYARD:

12:54:36 5 Q. You weren't a member of ULIMO, were you?

6 A. No, sir.

7 THE INTERPRETER: Your Honour, can counsel kindly repeat  
8 his question.

9 MR MUNYARD:

12:54:46 10 Q. You were not a member of ULIMO, were you?

11 A. Yes, sir.

12 MR MUNYARD: I'm afraid that's another one:

13 Q. Are you agreeing that you were a member of ULIMO? Are you  
14 saying that you were a member of ULIMO?

12:55:03 15 A. No, sir.

16 Q. Right. You told us that before the RUF retreated to the  
17 Liberian border you had heard of the advancement of ULIMO-K  
18 fighters in Liberia. Do you remember saying that?

19 A. Yes, sir.

12:55:26 20 Q. You know that Varmuyan Sherif was a member of ULIMO, don't  
21 you?

22 A. I only came to know that later on, not at the time that the  
23 ULIMO was advancing towards the Lofa region, sir.

24 Q. No, I'm not suggesting that you did in 1993, but you've  
12:55:48 25 learnt since that he was actually a member of ULIMO. ULIMO-K did  
26 not exist in 1993, did it?

27 A. No, sir, I heard of ULIMO-K in - when Vahun was first  
28 captured going along the border towards Foya. That is the group  
29 that was fighting along that border. It was ULIMO-K of Alhaji

1 Kromah.

2 Q. So why did you tell us last week that ULIMO-K fighters had  
3 occupied the whole of the Liberian border in Lofa County in 1993?

12:56:41

4 A. Well when I talked about 1993, this was almost in  
5 November/December when RUF was pushed in the jungle.

6 Q. Are you saying that ULIMO-K existed in November of 1993?

7 A. Yes, sir.

12:57:10

8 Q. Mr Jaward, we've heard evidence from Varmuyan Sherif that  
9 ULIMO-K did not come into existence until around 1994/1995. I  
10 suggest --

11 A. Well --

12:57:27

12 Q. I suggest to you that your account of ULIMO and the border  
13 with Lofa County in 1993 is something that you've simply heard  
14 from other people and do not have any particularly precise  
15 knowledge of, would you agree?

12:57:56

16 A. Well, what I am trying to tell you here now, I am not  
17 speaking after somebody, or what somebody has believed what  
18 happened in his own case, but I want to make this point clear to  
19 you that even along the border at that time, 1993 - I mean 1993  
20 ending when we were in that jungle, there was infighting between  
21 the RUF and the ULIMOs that were along that border and ULIMOs  
22 were captured and they told us exactly what organisation they  
23 were fighting for.

24 Q. And did they capture you?

12:58:17

25 A. Well, I was not captured, I was met by the RUF.

26 Q. No, I'm talking about ULIMO. You've told us that ULIMOs  
27 were captured - I'm sorry. They were captured by the RUF you're  
28 telling us, ULIMOs? Yes?

29 A. Yes, sir.

1 JUDGE SEBUTINDE: Mr Witness, what do you mean you were met  
2 by the RUF? You were not captured, you were met by the RUF. I'm  
3 not sure I understand.

4 THE WITNESS: He asked the question whether I was captured.  
12:58:56 5 I said no, I was only met by RUF, but I was not captured by RUF -  
6 by any other faction, I mean.

7 JUDGE SEBUTINDE: And I asked what do you mean by you were  
8 met by RUF? What do you mean?

9 THE WITNESS: They met us in the village. It was not like  
12:59:16 10 I was fighting with them and they captured me. This is what I  
11 mean. Like two forces are fighting and your enemy captures you.  
12 We were in our village and they met us.

13 MR MUNYARD: Would a time frame help your Honour to  
14 understand what this means?

12:59:32 15 Q. When do you say you were met by the RUF?

16 A. Well, that "met" that you are talking about - that capture  
17 that you are talking about, I've just referred you to when I was  
18 in contact with the first warring faction, which is the RUF in  
19 1991.

12:59:51 20 Q. '91, right. You may not now remember, you told us last  
21 week that you were captured by the RUF. Do you remember that?

22 A. I think that day a question came about what I meant by  
23 capture and I made you - I made the Court to understand on that  
24 day, sir, that it was not like what I meant by capture, it was  
13:00:16 25 not like we were fighting an enemy, enemy against enemy and they  
26 got hold of me, but they met us in our village as civilians.  
27 That was what I meant. That was what I referred to in that case  
28 as met - I mean captured.

29 PRESIDING JUDGE: Mr Interpreter, the expression "met" has

1 a particular Krio meaning. Could you please translate it into  
2 English.

3 THE INTERPRETER: Your Honours, the witness is using  
4 Liberian English, not Krio. He said that was the time he was  
13:00:55 5 met.

6 PRESIDING JUDGE: When he uses the word "met" is he - are  
7 you saying that's a Liberian English word?

8 THE INTERPRETER: That's what he using, Liberian English,  
9 your Honour.

13:01:09 10 PRESIDING JUDGE: Can we have it translated from Liberian  
11 English into standard English.

12 THE INTERPRETER: Your Honour, that's our own difficulty  
13 now translating. It's an English word "met".

14 MR MUNYARD: Your Honours, I'm going to try asking the  
13:01:27 15 question in English and then listening to the witness's answer  
16 without the benefit of an interpreter:

17 Q. Mr Jaward, what do you mean by you were met by the RUF?

18 A. We were in our village, they moved from their various  
19 locations at that time from Pendembu and they met us in our  
13:01:47 20 village. This is what I mean in this case.

21 Q. So you're now saying you were not captured by them, is that  
22 right?

23 A. Capture in what I have defined here, I said I was not  
24 fighting and they captured me, but they met me.

13:02:10 25 Q. Were you ever captured by the RUF at any time in the whole  
26 of the war?

27 A. No, sir, that capture I'm still defining here never  
28 happened to me, like fighting against somebody and they captured  
29 me.

1 Q. Have you suggested to anyone that you were captured by the  
2 RUF at any time?

3 A. No, sir. RUF never recaptured me.

4 JUDGE LUSSICK: Mr Munyard, this expression "they met me"  
13:02:46 5 has still left me in the dark as to what was the significance of  
6 that occurrence. Mr Witness, when you say the RUF met you, what  
7 was the consequences of that meeting? What I mean by that is  
8 after meeting the RUF did you go your way and they went theirs,  
9 or did something happen because you met them?

13:03:17 10 THE WITNESS: Yes, sir. Let me just explain a short story.

11 JUDGE LUSSICK: No, let's not go into a short story. I  
12 just want to know what you mean when you say you met the RUF.  
13 What does that expression mean? Does it mean that you just said  
14 hello to one another and you went home and they went about their  
13:03:40 15 business, or tell me what happened when you met the RUF?

16 THE WITNESS: Okay, let me say it again. When we heard of  
17 this RUF at that time - well, I did not know whether they were  
18 RUF - that these rebels were coming, we were in our village.  
19 Unexpectedly they came - how can I put it again? They met us in  
13:04:06 20 the village and we became part of them because they gave us  
21 conditions that we cannot escape from them any more. Then I  
22 remained under them up to that moment that I was explaining.  
23 This was what I meant.

24 JUDGE SEBUTINDE: Are you saying, Mr Witness, at that stage  
13:04:23 25 you voluntarily joined them?

26 THE WITNESS: No, sir. No, ma'am.

27 JUDGE SEBUTINDE: How would you describe your joining them  
28 if it wasn't voluntary?

29 THE WITNESS: Well, let me just put it that way. When we

1 Look at this thing - at this thing like capture is what exactly  
2 happened to me, well, I was captured, but it was not voluntary  
3 like I was willing to join them, you see. If captured is the  
4 correct word to be used in that sense, as I have made the  
13:05:04 5 description here I think I was captured, because they met us and  
6 unwillingly we had to stay with them.

7 JUDGE SEBUTINDE: Mr Witness, I think I do catch your drift  
8 probably.

9 MR MUNYARD:

13:05:23 10 Q. Mr Jaward, yesterday, transcript page 13649, line 23, I  
11 asked you:

12 "Q. Are you saying you had been captured by the RUF at  
13 some time in 1991?

14 A. Yes, sir."

13:05:49 15 Do you remember saying that?

16 A. Yes, sir.

17 Q. And were you ever caught by them again?

18 A. No, sir.

19 Q. Have you ever told anybody that you were caught by the RUF  
13:06:07 20 at any later stage?

21 A. I have not told anybody that the RUF captured me in any  
22 condition, sir.

23 MR MUNYARD: Tab 1, page 16537, please. Madam Court  
24 Officer, if you could focus in on the bottom of the page. It's  
13:06:49 25 the last bullet point on the page that actually has writing next  
26 to it:

27 Q. I'm just going to read this out to you, Mr Jaward, which is  
28 what the Prosecution recorded you as telling them in that first  
29 interview:

1 "In 1998 fled to a refugee camp in Nahun" - which you later  
2 corrected to Vahun when this was read back to you - "in Liberia,  
3 but after two weeks in there had to go back to search for family  
4 left behind rebel lines in Lailahun" - which you later corrected  
13:07:27 5 to Kailahun when it was all read back to you. "At that time was  
6 caught by the RUF and was taken and remained with the RUF at  
7 Buedu where Sam Bockarie was based."

8 Did you tell the prosecuting investigators, Mr Cunningham  
9 and Mr Sesay, that?

13:07:56 10 A. No, sir. If they were talking about capture in the sense  
11 you are referring to here, that was not how I met them again. I  
12 was never recaptured by them. I had been with them before and I  
13 only went back to see how my family was doing amongst them at  
14 that time, because everybody was on the run and they were there,  
13:08:24 15 they did not go anywhere, they still maintained that position.  
16 So to say I went and was recaptured, I don't understand that  
17 statement.

18 Q. You see I suggest to you, Mr Jaward, that the longer you  
19 spent with the Prosecution and the more money you got, the more  
13:08:41 20 your story changed to fit the line that you knew they wanted. Do  
21 you agree?

22 A. No, sir. I don't even feel that my time with the  
23 Prosecution - my stay with them encouraged me too much, because I  
24 have to stay with my family independently instead of being  
13:09:11 25 controlled by somebody else.

26 Q. In 1998 did you flee to a refugee camp in Vahun in Liberia?

27 A. I crossed over to Vahun, but I did not register as a  
28 refugee.

29 Q. Did you go to the refugee camp in Vahun?

1 A. No, sir.

2 Q. So how on earth could the investigators have recorded you  
3 as saying that and you then not correct that when it's all read  
4 back to you line by line, word by word, in November of 2006? Can  
13:09:55 5 you explain how they could have got it so wrong and you failed to  
6 correct it when it was read back to you later that year?

7 A. I only made him to understand that Vahun was where they had  
8 the refugee camp, but I never went and registered as a refugee at  
9 that particular time. So I did not consider myself to be a  
13:10:18 10 refugee at that time.

11 Q. He does not say that you registered as a refugee. He says,  
12 "In 1998 fled to a refugee camp in Vahun", but after two weeks  
13 "had to go back to search for family". Did you spend two weeks  
14 at the refugee camp?

13:10:42 15 A. No, sir, but I spent over a week, but not completely two  
16 weeks.

17 Q. At the refugee camp in Vahun?

18 A. We were in the town. I was not in the camp. I was in the  
19 town.

13:11:03 20 Q. What did you tell him that has led him to write that down?

21 A. I told him that at the time my father died in Gohun, at  
22 that time the juntas were on the pull out, so because of the  
23 ECOMOG air raid that was taking place around that area, as far as  
24 Daru, I decided to escape from the tension. We crossed over to  
13:11:35 25 Vahun and when I observed the situation I decided to go over and  
26 bring my mother and my wife to the refugee camp in Vahun. So  
27 from there I went to Buedu at that time. I did not have the  
28 chance for me to bring them over again and I still remained there  
29 to work as RUF.

1 Q. The truth is that when the RUF was under pressure in 1993  
2 you disappeared from your job with the G2 and reappeared  
3 somewhere else and joined the military police and when they're  
4 under pressure again in 1998 you flee again initially to a  
13:12:20 5 refugee camp and then go back to look for your family, but got  
6 caught by the RUF a second time. That's the truth, isn't it?

7 A. Well if you refer to that as captured, that when I met them  
8 I stayed with them again, then I don't have any other way to  
9 define my contact with them again at that particular time  
13:12:49 10 because, you know, for me to define exactly the situation what  
11 you mean by capture, I don't know. And if you refer to 1993, my  
12 moving - my movement from G2 to MP, 1993 was not the time I moved  
13 from G2 to MP. It was in early 1992, after the Top 20, that I  
14 joined the G2 - I mean the MP at Manowa Ferry.

13:13:20 15 Q. I apologise if I got the year wrong, but I think you  
16 already told us yesterday that the RUF was under pressure at that  
17 time and indeed you wanted - these are not your precise words,  
18 but I think you'll agree with me, you wanted to get away from the  
19 pressure. Do you agree?

13:13:43 20 A. The pressure I was referring to, I was not referring to  
21 1993. I was referring to early 1992 after the Top 20.

22 Q. Thank you. You do agree there was pressure. Back to page  
23 16537 and that last bullet point, the final words on that page,  
24 "At that time was caught by the RUF." What did you tell the  
13:14:10 25 investigators that led them to write that down?

26 A. Which of the areas are you referring to in this?

27 Q. The passage that I just read to you, "At that time was  
28 caught by the RUF". Let me put a proposition to you, Mr Jaward.  
29 The investigator has clearly written down "at that time was

1 caught by the RUF". The most obvious explanation for that is  
2 that that is what you told him. Do you agree that that's the  
3 most obvious explanation for him recording that?

4 A. I don't agree with that statement that I went back to the  
13:15:22 5 RUF for them to recapture me.

6 Q. Do you agree that you said that to Mr David Cunningham and  
7 Mr Alfred Sesay?

8 A. From what I understand from the sentence here, I don't  
9 remember giving them this statement with the understanding I am  
13:15:45 10 giving to you now.

11 Q. All right, we've moved on a little in time. I want to  
12 stick with '92, '93 and ULIMO for the time being. Where were  
13 ULIMO formed?

14 A. I don't know the exact history of ULIMO, but I knew that  
13:16:16 15 they were fighting along the Liberian border at that time when we  
16 were in jungle on the Liberian side.

17 Q. Who was supporting ULIMO? And by "supporting" I don't just  
18 mean flag waving. I mean who was giving them logistics?

19 A. I don't know where they were getting their supplies from or  
13:16:40 20 who was supporting them, but I heard their leader was one Alhaji  
21 Kromah.

22 Q. Well, their leader was Alhaji Kromah later when they split.  
23 Do you know when they split?

24 A. I don't know much about ULIMO-K as far as their  
13:17:01 25 administration was concerned.

26 MR BANGURA: Your Honours, my learned friend after asking a  
27 question about supplies - sources of supply - for ULIMO and the  
28 witness says he does not know, my learned friend makes a  
29 statement - the witness says he only knew that Alhaji Kromah was

1 their leader and my learned friend says, "Well, their leader was  
2 Alhaji Kromah later when they split. Do you know when they  
3 split?" Your Honours, that statement is not in itself a  
4 question. Is it a statement from counsel into the record as  
13:17:38 5 evidence?

6 MR MUNYARD: I'll put it in the form of a question. I take  
7 my learned friend's point:

8 Q. Do you know who the leader of ULIMO was before they split  
9 into various factions?

13:17:59 10 A. I don't know about them. I don't know about that, sir.

11 Q. The truth is you don't know very much about ULIMO until you  
12 started arms dealing with them in the mid-1990s. That's right,  
13 isn't it?

14 A. They were - those along the border were selling arms to us.  
13:18:20 15 We were not the ones giving arms to them.

16 Q. I'm not suggesting you were giving arms to them. Was there  
17 any stage at which the RUF were fighting alongside ULIMO?

18 A. Yes, sir. Sorry, RUF was not fighting alongside ULIMO  
19 anywhere that I know of.

13:18:50 20 Q. Who was General Fayah?

21 A. The only General Fayah that I heard of later, almost 1994,  
22 when we were pushed into the jungle, was one of the NPFL fighters  
23 whom ULIMO had separated and cut off from the others and he had  
24 crossed over to Sierra Leone on our side. That is the General  
13:19:30 25 Fayah that I can remember those days during the war.

26 Q. And when you say, "He was on our side", do you mean he was  
27 fighting with the RUF?

28 A. The time - the time I am talking about is that Fayah never  
29 came to cooperate and fight alongside the RUF, but when ULIMO

1 crossed over and they captured Foya and they came as far as  
2 Mendekoma, which is on the border, he was pushed into his own  
3 jungle which was closer to our own jungle because we were all on  
4 the same borderline, but he later left and went through Guinea  
13:20:18 5 and went later to Liberia. That was the time Jungle remained as  
6 commander for those who stayed behind.

7 Q. And can you give us a time frame for that, please? Is that  
8 almost 1994?

9 A. Yes, sir. I came to know about this General Fayah after we  
13:20:42 10 had spent about a month - two months in the jungle actually.  
11 That was the - that is the time I know about. That was why I was  
12 referring to the early 1994, because we were pushed into the  
13 jungle in 1993, December, so I came to know about him two months  
14 later.

13:21:08 15 Q. Tab 11, please, paragraph number 2. This is a proofing or  
16 prepping session that took place with you on 3 March this year.  
17 Paragraph 2 reads:

18 "NPFL General Fayah was pushed to the border by ULIMO. He  
19 remained just across the border in the Mendekoma area. He  
13:22:06 20 sometimes harassed the RUF who were in the area to do business  
21 with the Guineans."

22 Did you tell the Prosecution that?

23 A. Yes, sir. I explained about General Fayah, who was at that  
24 time pushed across the Sierra Leone border, but before he finally  
13:22:30 25 came to our area he - his point, the Kondo crossing point after  
26 Mendekoma was where we used to go and do business and they used  
27 to harass the RUF at that time before he finally crossed over to  
28 Guinea - I mean Liberia.

29 Q. So why was the NPFL in 1994 harassing the RUF?

1 A. You know, the NPFL in this case was not like - when I say  
2 NPFL at that time, we are not referring to the NPFL generally  
3 harassing RUF. These were individual NPFL men who had even set  
4 such an example before in Sierra Leone, so it was not a  
13:23:31 5 surprising thing to me.

6 Q. Were you amongst those who were harassed by General Fayah?

7 A. No, sir.

8 Q. So how do you know this particular piece of information?

9 A. When people left to go and do this business and when they  
13:24:02 10 returned and brought information, it was not something secret.

11 Everybody knew that people were stopped by General Fayah from  
12 going there and so it was not something that was a secret. Those  
13 who returned came with the information.

14 Q. So this was another story that you were given by other  
13:24:21 15 people, yes?

16 A. Yes, sir, this was a story because it did not happen to me  
17 myself directly.

18 Q. What business were the RUF doing with the Guineans?

19 A. Well at that particular time we referred to such a business  
13:24:43 20 as a barter system of exchange, so, you know - can I go ahead?

21 Q. Yes.

22 A. We referred to such a business as a barter system of  
23 exchange where the RUF would carry produce, like cocoa or coffee,  
24 or sometimes some electrical machines, in exchange for salt and  
13:25:12 25 other condiments including rice from the Guineans. That was the  
26 type of barter system that we were doing.

27 Q. And you were doing that in order to survive and keep your  
28 war effort going, is that right?

29 A. Yes, sir.

1 Q. And here is a Liberian part of Charles Taylor's  
2 organisation doing his best to stop the RUF getting those  
3 supplies, is that right?

4 A. Please come back with that question, sir.

13:25:53 5 Q. Here is a Liberian part of Charles Taylor's organisation  
6 doing his best to stop the RUF getting their vital supplies?

7 A. Yes, sir, those were Charles Taylor's soldiers who were  
8 doing that. General Fayah.

9 Q. Now, at what point did the RUF start buying arms and  
13:26:26 10 ammunition from ULIMO?

11 A. This happened in late 1996 when Sam Bockarie was appointed  
12 the battle group commander and there was no way for him to fight  
13 against the type of tension that had been mounted over the RUF  
14 and the government's troops at that time. That was the time he  
13:26:58 15 took the risk.

16 Q. And ULIMO, were they still fighting at that stage?

17 A. At this particular time I am referring to with regards the  
18 arms transaction between the RUF and the ULIMO, that was the time  
19 we heard about disarmament in Liberia between the ULIMO and the  
13:27:29 20 NPFL and other factions that we heard about in Liberia.

21 Q. Well, just answer the question. Were ULIMO still fighting  
22 at that time?

23 A. No, sir, I did not hear about any fighting at that time.

24 MR MUNYARD: Madam President, I don't know if I've got  
13:27:59 25 enough time to make one more reference to the documents. I think  
26 I have.

27 PRESIDING JUDGE: We've got about a minute and a half,  
28 Mr Munyard.

29 MR MUNYARD: Right:

1 Q. Right, tab 4, please, page 26408. This is your interview  
2 on 1 December 2006 with the investigator Magnus Lamin and  
3 Shyamala Alagendra in Monrovia and again unfortunately it's not  
4 paragraph numbers, it's just got bullet points. Would you go to  
13:28:41 5 the fourth bullet point down, please, from the top of 26408 and  
6 it reads:

7 "Witness" - that's you - "knows one Varmuyan Sheriff, but  
8 does not know if he had an alias Godfather. He knows him to be  
9 one of Charles Taylor's fighters. Witness came to know him some  
13:29:03 10 time in 1996 when he was fighting for the ULIMO-K."

11 Did you tell the Prosecution that?

12 A. Yes, sir. I told the Prosecution that I knew Varmuyan  
13 Sheriff as a ULIMO fighter before and later when I saw him as one  
14 of Charles Taylor's soldiers in Monrovia and he also came to  
13:29:37 15 Buedu at one point in time and I saw him.

16 Q. I'm limiting you to the first three lines. Did you tell  
17 them that you came to know him some time in 1996 when he was  
18 fighting for the ULIMO-K?

19 A. Yes, sir, I told him - I told them that I saw him in 1996  
13:30:02 20 when he was fighting for the ULIMO-K.

21 MR MUNYARD: Right, thank you.

22 PRESIDING JUDGE: Mr Munyard, I think we're just over our  
23 usual time for adjourning for lunch. Mr Witness, we are now  
24 going to take the lunchtime adjournment. We will be resuming  
13:30:18 25 court at 2.30, so please adjourn court until 2.30.

26 [Lunch break taken at 1.30 p.m.]

27 [Upon resuming at 2.30 p.m.]

28 PRESIDING JUDGE: Mr Munyard, I note another change of  
29 appearance.

1 MR MUNYARD: Madam President, that is correct. On the  
2 Defence bench this afternoon there are Courtenay Griffiths QC;  
3 myself, Terry Munyard; and Morris Anyah.

4 PRESIDING JUDGE: Thank you and Prosecution is as before.  
14:31:23 5 Please proceed.

6 MR MUNYARD:

7 Q. Mr Jaward, you were telling us that you told the  
8 Prosecution that you came to know Varmuyan Sheriff some time in  
9 1996 when he was fighting for ULIMO-K and so he was still  
10 fighting for ULIMO-K in 1996, was he, Varmuyan Sheriff?

11 A. I said he was with them, not directly fighting, but he was  
12 with ULIMO-K at that time.

13 Q. No, just before we broke for lunch I asked you if you told  
14 them what they had written down and you said, "Yes, sir, I told  
14:32:19 15 them that I saw him in 1996 when he was fighting for ULIMO-K."  
16 It couldn't be much clearer than that, could it, that you agreed  
17 you told them that you met him when he was fighting for ULIMO-K  
18 in 1996? You told them that presumably because it is true, is  
19 that right?

14:32:53 20 A. You see, really it is not all statements like those I can  
21 agree on from my open understanding and from what I told them. I  
22 said I knew him at that time when he was with the ULIMO-K as a  
23 ULIMO-K fighter.

24 Q. So have they correctly recorded what you said, or haven't  
14:33:21 25 they, where it says, "Witness came to know him some time in 1996  
26 when he was fighting for the ULIMO-K"? If you can be shown the  
27 document again, please. Madam Court Officer, it is tab 4, page  
28 26408. Now, have you had an opportunity to look at that sentence  
29 again, the one that reads, "Witness came to know him some time in

1 1996 when he was fighting for the ULIMO-K"? Have you had an  
2 opportunity to look at that again?

3 A. Yes, I am seeing it on my screen.

4 Q. Have they correctly recorded what you told them?

14:35:09 5 A. No, sir.

6 Q. So Mr Lamin and Ms Alagendra have not made an accurate note  
7 of what you told them, is that so?

8 A. As far as this statement is concerned, you know, that was  
9 not what my understanding was at that time.

14:35:33 10 Q. Well, did they read back to you the notes of your  
11 interview?

12 A. That was the usual process.

13 Q. And did you not correct them?

14 A. I think maybe when you check other documents I made  
14:36:01 15 corrections on this.

16 Q. No, did you not correct them when you had these notes read  
17 back to you at the time that you had been giving them this  
18 information, namely on 1 December 2006?

19 A. This is what I am saying. Most of the - I mean the  
14:36:27 20 statements read to me at that particular time, corrections were  
21 done.

22 Q. But you didn't correct this particular error?

23 A. You mean the statement that Varmuyan Sheriff was with the  
24 ULIMO-K at that time in 1996?

14:36:52 25 Q. "The witness came to know him some time in 1996 when he was  
26 fighting for the ULIMO-K."

27 A. I was not fighting for ULIMO-K.

28 Q. Not you, Varmuyan Sheriff?

29 A. Yes, I came to know Varmuyan Sheriff that he was with the

1 ULIMO-K as one of, in fact, commanders at that time in 1996.

2 Q. And how was it you came to know him, Mr Jaward?

3 A. I came to know him - I mean I knew about Varmuyan Sherif  
4 during the time we were making these contacts for the arms and  
14:37:39 5 ammunition. These ULIMO-K fighters who were along the Liberian  
6 border were selling - were exchanging it to the RUF at that time.

7 Q. And is this while they are also still fighting the NPFL in  
8 their own country?

9 A. No, sir. I told you earlier that during the time of this  
14:38:05 10 transaction between the ULIMO-K and the RUF there was a ceasefire  
11 and disarmament was going on in Liberia.

12 Q. Disarmament means handing your arms in to a neutral party  
13 such as the United Nations, doesn't it?

14 A. This was what I understood. At this time ECOMOG was  
14:38:34 15 mentioned, that they were in Liberia.

16 Q. Disarmament doesn't mean selling your weapons for the  
17 highest you can get to neighbouring fighters, does it?

18 A. Of course. Disarmament, that was what I understood about  
19 disarmament; to give it to a neutral person, not to sell it.

14:39:09 20 Q. But Varmuyan Sherif was doing trade in weapons to the RUF  
21 when he should have been handing over his arms to the neutral  
22 party, yes?

23 A. What I want you to understand in this case again is that  
24 when I mentioned Varmuyan Sherif at this time I did not say he  
14:39:27 25 was bringing the arms and selling it - selling them, but I knew  
26 that he was one of the fighters with the ULIMO-K at that time  
27 because they asked if I knew Varmuyan Sherif before and this was  
28 what I said.

29 Q. Yes, what you told us just a moment ago was:

1 "I came to know him, Varmuyan Sherif, during the time we  
2 were making these arms and ammunition. These ULIMO-K fighters  
3 who were along the Liberian border were selling - were exchanging  
4 it to the RUF at that time."

14:40:08 5 Varmuyan Sherif was doing a roaring trade in arms and  
6 ammunition to your lot, wasn't he?

7 A. The end of that question is not clear to me really.

8 Q. Varmuyan Sherif was making money by selling his ULIMO  
9 weapons to your group, the RUF, wasn't he?

14:40:33 10 A. Well, I never knew of any direct transaction with Varmuyan  
11 Sherif directly at that particular time, but I knew his name was  
12 mentioned among the various commanders within the ULIMO at that  
13 time along the border, that he was one of the commanders with the  
14 ULIMO. That was why I confirmed that at that time he was with  
14:40:56 15 ULIMO. It was not that I saw him coming with weapons to sell  
16 them to the RUF at that time.

17 Q. Now, while we're on this particular interview in December  
18 of 2006, you were being asked on the page that we are looking at  
19 about a number of different people and you were asked to give the  
14:41:25 20 Prosecutors all the information you knew about these names that  
21 were put to you. Is that right?

22 A. Which of the names, sir?

23 Q. Well, we will look through the page 26408 starting with the  
24 first bullet point. There's a name Gullit and a name Adams in  
14:41:53 25 the first bullet point. Do you see that?

26 A. Yes, sir.

27 Q. In the second bullet point there is the name of Issa Sesay.  
28 Do you see that?

29 A. Yes, sir.

1 Q. The third bullet point, you do not know whether  
2 Sam Bockarie made trips to Liberia in February 1998, yes? And  
3 then the fourth bullet point you're asked about Varmuyan Sherif,  
4 the fifth one you are asked about Zigzag Marzah, the seventh one  
14:42:31 5 you're asked about Daniel aka Jungle, the eighth one you're asked  
6 about Joe Tuah and the ninth you're asked about other Liberian  
7 commanders and fighters. So on that page the majority of that  
8 page is you being asked to comment on names that were put to you.  
9 Do you agree?

14:42:59 10 A. Yes, sir.

11 Q. Well, let's just deal with Varmuyan Sherif. In the  
12 paragraph we are looking at you say you know him, but you don't  
13 know if he had the alias Godfather. Did the Prosecution ask you,  
14 "Do you know if Varmuyan Sherif is also known as Godfather"?

14:43:25 15 A. Yes, sir.

16 Q. Did they ask you what you knew about Varmuyan Sherif and  
17 ask you to tell them what you knew about him?

18 A. Yes, sir.

19 Q. You told them that you knew him to be one of Charles  
14:43:46 20 Taylor's fighters, is that right? Have they recorded that  
21 correctly?

22 A. No, sir, that statement is not too clear according to my  
23 understanding, sir.

24 Q. So they have got that wrong, have they, where they record  
14:44:06 25 you as saying, "I know him to be one of Charles Taylor's  
26 fighters"?

27 A. Well, as far as - I don't know how you would compare the  
28 statement that we gave and what is here. My understanding as a  
29 Charles Taylor's fighter, I said I came to know him when he was

1 with the Charles Taylor government when I went to Liberia. That  
2 was what I meant about Charles Taylor fighter, not that really he  
3 was fighting at that time with Charles Taylor. But I met him as  
4 one of the senior officers with the Charles Taylor government.

14:44:44 5 Q. So where they have recorded, "He knows him to be one of  
6 Charles Taylor's fighters", that's not what you said. Is that  
7 correct?

8 A. Not really. The understanding from this fighting was not  
9 what I really meant, that he was like one of his fighters, but he  
14:45:03 10 was with the government.

11 Q. Right. So you told them what he was doing when you got to  
12 know him, yes? They may have recorded it wrongly, but you told  
13 them, you say now, what you knew him to be doing when you got to  
14 know him?

14:45:25 15 A. I said he was one of the senior officers in the Taylor  
16 government at the time that I knew him in Monrovia.

17 Q. Next you told them that you had seen him come to Buedu some  
18 time in 1998 when he escorted some arms and ammunitions from  
19 Liberia to Buedu. That's what they have recorded next. Did you  
14:45:50 20 tell them that?

21 A. Even here again my understanding here was not me seeing him  
22 in person, but I heard of him coming there earlier in February;  
23 around February before I came to Buedu from Vahun.

24 Q. Well, it doesn't actually say that you saw him. It simply  
14:46:12 25 says, "Witness states that Varmuyan Sherif came to Buedu some  
26 time in 1998, when he escorted some arms and ammunitions from  
27 Liberia to Buedu". Is that what you told them?

28 A. Yes, sir, I never saw them, but I heard the information.

29 Q. That is sufficient. Thank you. And that was really all

1 you could tell them about Varmuyan Sherif in December of 2006,  
2 wasn't it?

3 A. I think that was all I could remember really about what I  
4 said about Varmuyan Sherif really.

14:47:13 5 Q. And the very - the thing that you had told them immediately  
6 preceding this was that you were asked a question about  
7 Sam Bockarie making a trip to Liberia in February 1998 and you  
8 said that you didn't know whether that had happened, correct?

9 A. Yes, sir, they asked me about this and I said I did not  
14:47:45 10 know what his mission was at that time in February because I was  
11 not there at that time.

12 Q. No, but why didn't you tell them in December 2006 when they  
13 are asking you about Sam Bockarie's trips to Liberia in 1998 and  
14 Varmuyan Sherif - why didn't you tell them that you heard that  
14:48:10 15 Varmuyan Sherif came to Buedu in 1998 to take Sam Bockarie to  
16 Liberia?

17 A. I said I did not see them directly doing this, but I heard  
18 it later on from Sam Bockarie when I came back to Buedu and so  
19 that was why I said I cannot explain anything in detail about  
14:48:36 20 that, but he said he made a trip.

21 Q. We have heard your evidence on that in July of 2008. Why  
22 was it, Mr Jaward, that at the very moment when the Prosecution  
23 are asking you about Sam Bockarie's trips to Liberia in 1998 and  
24 your knowledge of Varmuyan Sherif and his trip to Buedu in 1998  
14:49:05 25 did you not remember to tell them, "Oh, yes, by the way  
26 Sam Bockarie told me that he'd gone on a trip to Liberia in 1998  
27 with Varmuyan Sherif", since you happen to be asking me about  
28 Sam Bockarie's trips to Liberia that year and Varmuyan Sherif  
29 almost in the same breath it seems? Why didn't you mention it

1 then?

2 A. First of all I want to say this clearly to you, sir. My  
3 brain is not an electronic brain for something over any years  
4 that has passed and you ask me over a second and I confirm  
14:49:52 5 everything to you. But if you have asked me such a question and  
6 I have given you an answer, maybe as time goes on I will be  
7 thinking about the sequence in which it happened. If I had any  
8 way of correcting it that this was the correct one I would go  
9 back to you and say, "Yes, I said this, but this is exactly what  
14:50:13 10 I was thinking that happened".

11 So this was exactly what was happening to me, not that I  
12 was having a record of what they were asking me and as they asked  
13 I just had to answer directly. I had to sometimes think over  
14 what we've been going through today because there are questions  
14:50:27 15 that I was asked that I did not know whether such a question will  
16 come up again in this type of interviews. So this was exactly  
17 what was happening.

18 Q. We appreciate your brain is not a computer, but you were  
19 being asked in that particular interview to tell the Prosecution  
14:50:47 20 everything you could remember about Varmuyan Sheriff, whether or  
21 not these were things you had seen yourself, and so you came up  
22 with his trip to Buedu when he escorted some arms and ammunitions  
23 to Liberia although you didn't actually see that at all. This  
24 was something someone told you, correct?

14:51:11 25 A. Yes, sir, somebody told me that.

26 Q. The previous thing you'd been discussing was Sam Bockarie's  
27 trips to Liberia that year and yet two years ago, 18 months ago I  
28 suppose, you don't remember that Sam Bockarie told you he had  
29 been to Liberia with Varmuyan Sheriff and you only remember that

1 for the first time this year in March when you were being proofed  
2 some weeks after Varmuyan Sherif gave evidence to that effect.  
3 That's right, isn't it?

14:52:01 4 A. No, sir, and whenever I had corrections, I mean the  
5 correction I made here, I did not go to make a request that I  
6 have got an answer to this, but whenever I was asked I had to  
7 give them exactly how I looked at that particular information  
8 that they were asking me about. It was not like I had to wait  
9 until somebody said it, or somebody had to testify before I can  
14:52:19 10 say it, but I only came to them to confirm what I have said I had  
11 said before I made these corrections. That was not only for  
12 Varmuyan Sherif's issue that we are talking about now.

13 Q. What correction are you talking about?

14 A. I believe that there were many other things that you have  
14:52:42 15 asked in the first statement - I mean the first interviews that I  
16 had with the Prosecution before. You were asking questions about  
17 them, that there were changes that were made. These are the  
18 corrections that I am talking about, not only in the case of  
19 Varmuyan Sherif here now.

14:53:02 20 Q. You don't mention Varmuyan Sherif's alleged trip to  
21 Monrovia with Sam Bockarie until 4 March this year, which is some  
22 time after Varmuyan Sherif gave evidence in this court claiming  
23 that. I will be corrected if I am putting something wrong from  
24 the various accounts that you have given to the Prosecution. Do  
14:53:40 25 you understand?

26 A. This is what I am saying. If Varmuyan Sherif had given  
27 evidence of what I said to him about him to be correct, but if I  
28 had said anything after Varmuyan Sherif had given evidence to  
29 you, I have not been going to along with Varmuyan Sherif's

1 testimony. I say what I do know and what I think I remember to  
2 be correct. This is what I am saying here. I am not saying what  
3 somebody said and that I have to follow somebody else's step.

14:54:12 4 Q. Were you prompted by anyone in March of this year, when you  
5 were being proofed, to add in this suggestion that Bockarie once  
6 told you that he had gone to Monrovia with Sheriff? Did someone  
7 press you on that particular topic?

8 A. This is what I am saying here. Nobody ever forced me to  
9 say what I do not know, or what I never said. All I am saying  
14:54:42 10 here is what I believe I heard from an individual that I am  
11 making reference to and I am also telling you what I saw and what  
12 happened to me and that is what I can defend. I cannot rely on  
13 somebody else's information which I don't know where he got it  
14 from, except from a reliable source like those I have mentioned  
14:55:07 15 here.

16 Q. Do you accept, Mr Jaward, that I am right when I say that  
17 it wasn't until 4 March this year that you are recorded by the  
18 Prosecution as saying that Bockarie told you about his trip to  
19 Monrovia with Sheriff?

14:55:27 20 A. That might be correct, because on 4 March I was here.

21 Q. Where? Where were you on 4 March?

22 A. I said this year in March - in March, you know, I was with  
23 the Court here because I came here earlier in February, late in  
24 February, and early March I went back, and when I came I think I  
14:56:03 25 had an interview with them as well. So if there was any document  
26 to that effect and correction to that effect, I don't disagree  
27 with it.

28 Q. I asked you earlier when you came to The Hague and you told  
29 us it was in June - I think 25 June, although I might have the

1 date wrong. Thank you. Why didn't you tell us that you came to  
2 The Hague in February?

3 A. Let me make this clear to you if you have not been informed  
4 about this issue here. I want you to understand that I came here  
14:56:43 5 once before and I went back.

6 Q. Yes, why didn't you tell us that when I asked you earlier,  
7 "When did you come to The Hague for this trial?"

8 A. Well, I am referring to the present trip. I mean the last  
9 - how can I say it? I am talking about the time that I was  
14:57:04 10 coming for this particular case that we are on now, that is last  
11 month, June. This is the time I was referring to. I am not  
12 referring to the correction you were talking about.

13 Q. Just tell us, when you came to know Varmuyan Sherif where  
14 were you when you first met him in 1996?

14:57:49 15 A. I have told you again and I will repeat it again. I and  
16 Varmuyan Sherif never met in 1996, but I knew during the time of  
17 that arms transaction with ULIMO that he was one of the  
18 commanders with the ULIMO at that time.

19 MR MUNYARD: Would your Honour bear with me for a moment?  
14:58:14 20 I wasn't sure that he had said that he hadn't met him in 1996. I  
21 just want to check the transcript.

22 PRESIDING JUDGE: Please do so.

23 MR MUNYARD: I will just take a second to check the answers  
24 that he gave a moment ago. Yes, I am looking at page 100 on my  
15:00:09 25 screen. Page 100, line 10:

26 Q. I am quoting a question and answer from before the lunch  
27 break. Just before we broke for lunch I asked you if you had  
28 told them what they had written down and you said, "Yes, sir, I  
29 told them I saw him in 1996 when he was fighting for ULIMO-K."

1 Now, that was about the last thing I asked you before we broke  
2 for lunch and that is what you said: That you did tell them that  
3 you saw him in 1996 when he was fighting for ULIMO-K. In fact, I  
4 have gone back to page 99 on my screen, line 10:

15:01:44 5 "Q. I am limiting you to the first three lines. Did you  
6 tell them that you came to know him some time in 1996 when  
7 he was fighting for the ULIMO-K?

8 A. Yes, sir, I told them that I saw him in 1996 when he  
9 was fighting for the ULIMO-K."

15:02:05 10 Now you are telling us that you didn't see him in 1996 when  
11 he was fighting for the ULIMO-K. Which version of your evidence  
12 do you want these judges to accept, Mr Jaward? Do you want  
13 before lunch, "I did meet him in 1996", or after lunch, "I and  
14 Varmuyan Sherif never met in 1996"?

15:02:33 15 MR BANGURA: May it please your Honours, my learned friend  
16 has just taken us back to page 99 and then has referred to an  
17 earlier point where he says the witness made a statement that he  
18 saw Varmuyan Sherif. I would like my learned friend to take the  
19 witness through to further from the point where he - it says that  
15:02:53 20 the witness said he saw Varmuyan Sherif in 1996, but

21 specifically, your Honours, line 4, the witness says - that is on  
22 page 99 - he says, "Yes, sir, I told the Prosecution that I knew  
23 Varmuyan Sherif as a ULIMO fighter before and later when I saw  
24 him as one of Charles Taylor's soldiers in Monrovia and he also  
15:03:18 25 came to Buedu at one point in time and I saw him." I think that  
26 is a different picture completely from the statement that my  
27 learned friend has put to the witness, that he saw him. I think  
28 this clarifies much more the statement that he made.

29 MR MUNYARD: I completely accept that the witness gave a

1 contradictory answer just before. That is the one that my  
2 learned friend has just read out. However, I went on therefore  
3 to try to clarify it in the simplest way possible by asking, "I  
4 am now limiting you to the first three lines. Did you tell them  
15:04:01 5 that you came to know him some time in 1996 when he was fighting  
6 for the ULIMO-K?" The witness answered, these are his own words  
7 in English, "Yes, sir, I told him - I told them that I saw him in  
8 1996 when he was fighting for the ULIMO-K." So first we have one  
9 story, then we have another story and now we are in a third story  
15:04:28 10 and I would like to be able to get on and ask the witness which  
11 one of these stories he wants you, the Court, to take into  
12 account.

13 PRESIDING JUDGE: In the light of what appears to be a  
14 clear answer at page 100, I allow the question as put. Since we  
15:04:46 15 seem to have lost track of it somewhat, let us go back to it and  
16 put your question again, Mr Munyard, please.

17 MR MUNYARD:  
18 Q. Yes, my question actually was which version of events do  
19 you now want the judges to accept? What you said immediately  
15:05:04 20 before we broke for lunch, or what you said about five minutes  
21 ago when you started to tell me, "I never met Varmuyan Sheriff in  
22 1996"?

23 PRESIDING JUDGE: Mr Witness, did you hear the question?

24 THE WITNESS: Oh, yes. Yes, ma'am. I thought it was not a  
15:05:44 25 question directed to me. What I can tell the Court here is that  
26 my true version of that particular question is that I only knew  
27 of Varmuyan Sheriff at that time in 1996, but I came to see him in  
28 person when I was in Liberia. At that time he was with the  
29 Charles Taylor government.

1           PRESIDING JUDGE: I would like to be clear what you mean  
2 when you say, "I only knew of Varmuyan Sherif at that time in  
3 1996." What exactly do you mean by that statement?

4           THE WITNESS: In 1996 during - I mean during that arms and  
15:06:28 5 ammunition transaction between the ULIMO-K and the RUF at the  
6 Liberian border, that was the time I heard that Varmuyan Sherif  
7 was one of the commanders with the ULIMO-K.

8           PRESIDING JUDGE: Continue, Mr Munyard.

9           MR MUNYARD:

15:06:46 10 Q. So why did you tell us before lunch that you had seen him  
11 in 1996?

12 A. This is exactly what I am saying here. Yesterday you said  
13 my English is clear in your ear, but grammatically, although I am  
14 correcting myself as time goes on, because the standard I am in  
15:07:09 15 today, I am proud of it --

16           THE INTERPRETER: Your Honours, can he kindly repeat his --

17           PRESIDING JUDGE: Mr Witness, you are going too quickly for  
18 the interpreters. Please go back to the point you said, "Because  
19 the standard I am in today, I am proud of it". Continue from  
15:07:25 20 there, please.

21           THE WITNESS: Please, ma'am, there were some statements  
22 here, when they were obtained from me there were some changes  
23 later on when they were read to me, but my understanding at the  
24 time that I was giving that statement at that time, the way it  
15:07:45 25 was written down and later on when it was read to me again there  
26 were some differences from my understanding how the way I was  
27 giving them.

28           Like in the case of this that we are talking about where I  
29 said I saw Varmuyan Sherif, I did not see him in person, but I

1 knew that at that time from the information given to us on that  
2 arms transaction that he was one of the commanders with the  
3 ULIMO-K, not that I saw him in person. I saw him in person.

4 MR MUNYARD:

15:08:21 5 Q. Mr Jaward, you have every reason to be proud of the  
6 standard of your English because it is perfectly good English, I  
7 suggest, and the answer that you gave before the lunch break was  
8 a simple, clear statement and now you are tying yourself up in  
9 knots trying to dissociate yourself from your earlier answer. Do  
15:08:44 10 you agree?

11 A. Well, my answer to that question was not confirming that  
12 this is the statement that I want to agree with, but I admitted  
13 that that written statement was given by me to the investigator,  
14 but not that this was exactly what I meant at that time when they  
15:09:06 15 wrote it down. But I agreed that I gave them that information,  
16 but I only would make you to understand that that was not my  
17 understanding of that particular sentence that was written at  
18 that time.

19 Q. I wasn't asking you about what you told the investigators.  
15:09:25 20 I was asking you about what you told this Court at five minutes  
21 to - no, sorry, about 28 minutes past 1 this afternoon when you  
22 said, "Yes, sir, I saw Varmuyan Sheriff in 1996". What is unclear  
23 about that answer?

24 A. That "I saw" was added to the statement, but I said I only  
15:10:01 25 saw him in Monrovia, not with ULIMO-K at that time. When he was  
26 - I only saw him in Monrovia when he was with the Charles Taylor  
27 government at that time. That was why I added the "I saw".

28 Q. What year?

29 A. That was in 2000 up to 2002, because I used to see him not

1 only once in Monrovia now.

2 Q. Tell the judges now at 10 past 3 what your latest position  
3 is on the first time you saw Sam Bockarie - sorry, you saw  
4 Varmuyan Sheriff?

15:10:41 5 A. You mean my first time of seeing Varmuyan Sheriff, sir?

6 Q. That's exactly what I asked.

7 A. I can remember the first time I set eyes on Varmuyan Sheriff  
8 was at Charles Taylor's house where I referred to in my testimony  
9 as White Flower. It was there that I set eyes on him, sir.

15:11:08 10 Q. When?

11 A. That was - that was in late 2000.

12 Q. When in late 2000?

13 A. That was the time I graduated from my officer - from my  
14 platoon commanders course when we were taking care of White  
15 Flower.

15:11:33

16 Q. Did you ever go with Sam Bockarie on any of his trips to  
17 buy arms or ammunition?

18 A. What I can say here is that I went with Sam Bockarie - as  
19 far as you were referring to ULIMO-K, the ULIMO-K issue - I went  
20 with Sam Bockarie to the ULIMO-K zone, but we never bought any  
21 arms on that day. It was to go and do a better negotiation with  
22 the authorities along the border at that time.

15:12:26

23 PRESIDING JUDGE: Just before you proceed, Mr Munyard, are  
24 you asking this question generally of the witness?

15:12:44

25 MR MUNYARD: Yes.

26 PRESIDING JUDGE: Mr Witness, are you answering this  
27 question as though it was only with ULIMO-K, because counsel is  
28 asking for the whole time that you were - not just at the ULIMO-K  
29 time?

1 THE WITNESS: Yes, sir - yes, ma'am, the question he asked,  
2 I am referring to the ULIMO-K time when I was still with the RUF.

3 PRESIDING JUDGE: Counsel is not limiting it to the ULIMO-K  
4 time. Mr Munyard, in the circumstances I think it prudent to ask  
15:13:22 5 it again.

6 MR MUNYARD: I will ask it again, yes:

7 Q. Did you ever go with Sam Bockarie on his trips to buy arms  
8 and ammunition?

9 A. No, sir.

15:13:33 10 Q. Never?

11 A. No, sir.

12 Q. Neither ULIMO-K time, nor any other time?

13 A. ULIMO-K time we went - I went along with him to make  
14 negotiation, but not to buy on that particular day.

15:13:54 15 Q. So the answer to my question - my initial question - was,  
16 "Yes, I did go on one of his trips, but he didn't actually  
17 purchase them on that occasion". Is that right?

18 A. Yes, sir.

19 Q. Why was it so difficult for you to explain that when I  
15:14:12 20 asked the question first of all and you said no?

21 A. I cannot just answer until I understand exactly what you  
22 mean by your question, you see. I don't want to answer a  
23 question as it had happened before and later it will look like I  
24 am denying my question. So I have to understand it first.

15:14:42 25 Q. Tell us about that trip.

26 A. This was in 1996 when Sam Bockarie was now appointed as the  
27 battle group commander. He first sent us with a letter with some  
28 other items which I can remember, a military uniform suit with a  
29 boot, a carton of cigarettes and a tape recorder to go and give

1 them to the ULIMO soldiers who were at Mendekoma at that time on  
2 the defensive to give them that letter for the immediate  
3 commander that they had, you know, along that Mendekoma area to  
4 --

15:15:45 5 Q. Where was this? Mendekoma?

6 A. Mendekoma is one of the villages right at the border  
7 between Liberia and Sierra Leone when you pass through Koindu to  
8 go to Liberia, but Mendekoma is on the Liberian side.

9 Q. I showed it to you the map S7, the Prosecution map,  
15:16:08 10 yesterday, up at the top end of the Liberian - sorry, of the  
11 Sierra Leonean border, yes? Do you remember?

12 A. Yes, sir. Yes, sir.

13 Q. Did you ever go on any other trip with Sam Bockarie when he  
14 was attempting to buy arms and ammunition, apart from the one to  
15:16:31 15 Mendekoma?

16 A. No, sir.

17 MR MUNYARD: Your Honour, I am going to ask for that map to  
18 be produced again, please. I think it is a court exhibit.

19 PRESIDING JUDGE: Is that the Kailahun District map?

15:17:03 20 MR MUNYARD: Yes, it is, your Honour.

21 PRESIDING JUDGE: It is MFI-2, Mr Munyard.

22 MR MUNYARD: Yes, it is, Madam President. I have put mine  
23 away and I am just trying to trace it. I have got it. Yes:

24 Q. Mendekoma we can see in the top right-hand part of the map  
15:18:10 25 beneath a town called Kondo, is that right?

26 A. Yes, sir.

27 Q. And that was the area where you went with Sam Bockarie when  
28 he was attempting to buy arms and ammunition from ULIMO-K, is it?

29 A. Yes, sir, we went beyond that point. We went as far as

1 Foya.

2 Q. As far as?

3 A. Foya. When I went with Sam Bockarie we went as far as  
4 Foya, sir.

15:18:48 5 Q. How did you get from Mendekoma to Foya?

6 A. At this time we were in Koindu. So we left Koindu, we went  
7 to the border. We went to the border with Liberia where this  
8 Mendekoma is found. From there we passed through Mendekoma and  
9 went to Foya. Foya Kama. They used to call it Foya airfield.

15:19:17 10 Q. Yes, I asked you how you got to Foya from Mendekoma. How  
11 do you do that journey? What route do you take?

12 A. There is a car route from Koindu to the border. That is  
13 the main car route that we walked with.

14 Q. And then to get from Mendekoma in Liberia to Foya in  
15:19:39 15 Liberia, do you continue on in Liberia or do you come back into  
16 Sierra Leone?

17 A. We went with the same route to Foya and we returned through  
18 the same route to Koindu.

19 Q. That doesn't help us at all because you haven't told us  
15:20:02 20 what the route is. Could you please tell us how you got from  
21 Mendekoma to Foya? Point on the map if it helps. If it's in  
22 Liberia and it's not visible on this map we can always produce  
23 one of the ones of Liberia.

24 A. Mendekoma, as I told you, is on the Liberian side of the  
15:20:21 25 border, but there is no road here on the map here from Koindu to  
26 go there.

27 Q. Don't worry about what's on the map. Just show us if you  
28 can by pointing on the map?

29 JUDGE SEBUTINDE: Mr Munyard, are you on channel 0 again

1 because you are not waiting for the interpretation.

2 MR MUNYARD: I'm sorry. I am sorry, the temptation is to  
3 listen to the witness's perfect English without the headphones,  
4 especially when my hands are full, but I will endeavour to stick  
15:21:01 5 on the headphones and to slow down:

6 Q. Is this all in your mind's eye? Are you able to remember  
7 this now?

8 A. Yes, sir, this was one of the important events that I can  
9 remember.

15:21:24 10 Q. Right. Well then just show us by indicating on the map, if  
11 the route is on the map, or telling us where it went off the map,  
12 how you got from the one to the other?

13 A. Yes, sir, this is Koindu, sir. We left Koindu and went to  
14 Mendekoma here and we crossed the border to - we went through to  
15:21:49 15 Foya and Foya is behind Mendekoma in Liberia.

16 Q. On my map Foya is directly below Mendekoma, but about  
17 almost at the bottom end of the square in which we can see  
18 Mendekoma on this map.

19 A. Come back again, sir.

15:22:13 20 Q. If you put your finger on Mendekoma and then bring it all  
21 the way down in a straight line parallel to the edge of the map,  
22 you get to Foya on this map just before you hit the bottom of  
23 that particular square.

24 A. Yes, sir.

15:22:45 25 Q. Is that the Foya we are talking about, or is there another  
26 Foya?

27 A. There is another Foya. That is why I made you understand  
28 that there is Foya airfield and also there is another Foya that  
29 you are referring to. Maybe it is Foya Tinkia, because it is

1 down along the border coming towards the side of Buedu. They  
2 have Foya airfield, which they call Foya Kama, which I am  
3 referring to in this case, and then there is Foya Tinkia which is  
4 below down, coming down towards Buedu along the border on the  
15:23:23 5 Liberian side.

6 Q. Don't worry about all the other Foyas. Just tell us where  
7 your Foya is that you are now describing that you went to from  
8 Mendekoma. Is it not shown on the map?

9 A. No, sir, according to the distance that I can estimate, it  
15:23:41 10 is behind the map - I mean outside the map.

11 Q. All right, we understand that. Is it near Mendekoma, or is  
12 it far?

13 A. It is a little bit far, sir. The distance from Mendekoma  
14 to Foya is further than the distance from Koindu to Mendekoma on  
15:24:04 15 the Liberian side.

16 Q. You are trained soldier. Just tell us is it north, south,  
17 east, or west? Well, it won't be west of Mendekoma. Is it  
18 north, south, or east of Mendekoma?

19 A. I can locate Foya Kama in this case east - on the east - to  
15:24:32 20 be on the east of Mendekoma.

21 Q. Would it be - I don't want to labour this. Would it be  
22 roughly speaking in a straight line? If you put your finger on  
23 Mendekoma and go to the right of the map, would it be in a  
24 straight line broadly speaking?

15:24:50 25 A. Yes, sir.

26 Q. Thank you. Now, was that a one day trip, or a more than  
27 one day trip, or a less than one day trip?

28 A. The trip was meant for only a day, sir, but we spent about  
29 three days in Foya.

1 Q. This is this Foya to the east of Mendekoma, yes?

2 A. Yes, sir. Foya Kama, sir.

3 Q. What were you doing in that Foya Kama for those three days?

4 A. From what happened at that time, after we had carried the  
15:25:39 5 letter the commanders came to the border to say they wanted to  
6 see Sam Bockarie in person. When we arrived at Mendekoma, we  
7 used their vehicles and we all went together to Foya, but what we  
8 understood after three days was that the information the  
9 commanders in Foya at that time sent to Voinjama - whereby they  
15:26:08 10 were saying - which they were saying was their area headquarters  
11 at that time - was different as we understood later on. Later  
12 they said the information they sent there was that Sam Bockarie  
13 and a few of his men - the information we gathered later, after  
14 three days of delay of our time, they said there was a  
15:26:30 15 misinformation that they sent a message to Voinjama that  
16 Sam Bockarie and some of his men had crossed the border to  
17 surrender to the ULIMO, like what happened at that time at the  
18 Pujehun area. So in two days --

19 Q. Let me stop you there. Did you or didn't you buy any arms  
15:26:52 20 from them during that three day period, or were arms discussed  
21 then and delivered a little bit later?

22 A. No, sir, we never bought any arms. The only conclusion was  
23 after Sam Bockarie heard of that misinformation about him  
24 surrendering he became annoyed and the other authorities who were  
15:27:21 25 at Foya talked to him saying that he should come back and he  
26 referred them to the letter to see the message in the letter. It  
27 was not like surrendering. Later, after he had come back, the  
28 commanders went to meet him in Koindu.

29 Q. Which commanders are these?

1 A. At that time I can remember one General Farah Aidid. They  
2 referred to him as the area commander or AC at that time. He  
3 went there of ULIMO-K.

4 Q. Right. Any other commanders there?

15:27:58 5 A. Some other ULIMO commanders went to meet him in Koindu at  
6 that time, like one they called General --

7 THE INTERPRETER: Your Honours, can he repeat the name of  
8 the general.

9 PRESIDING JUDGE: Mr Witness, the interpreter did not hear  
15:28:13 10 the name of the general. Please repeat his name again.

11 THE WITNESS: I can remember, you know, General Dago  
12 [phon]. He went to see Sam Bockarie at Koindu.

13 MR MUNYARD:

14 Q. Well, did you see any of these commanders, you yourself?

15:28:37 15 A. Yes, sir, I saw them. At that time I was with Sam Bockarie  
16 in Koindu.

17 Q. Right, all right, but where was Varmuyan Sherif in all of  
18 this? He was an important commander, wasn't he? I have asked  
19 you two questions in one there. I will divide them up. Varmuyan  
15:28:59 20 Sherif was an important ULIMO-K commander by 1996, wasn't he?

21 A. Important in a sense, not in this particular area of  
22 assignment I am talking about. I only came to hear about  
23 Varmuyan Sherif down towards Foya Tinkia way, that is towards the  
24 Buedu area, when I went there with Peter Vandj who was another  
15:29:25 25 commander that went to negotiate for this same transaction to  
26 start on that side. Varmuyan Sherif's name was common in the  
27 Foya Tinkia area when we went there together with Peter Vandj and  
28 at that time Sam Bockarie did not go with us.

29 Q. So let me understand what you have just said. You went on

1 another trip to buy arms from ULIMO-K, this time with Peter  
2 Vandi, and that was when you went to Varmuyan Sheriff's area of  
3 ULIMO-K. Is that what you are saying?

15:30:28 4 A. No, sir, I never went there with Peter Vandi to buy arms at  
5 that particular time. We went there to negotiate for the same  
6 peace and also to lay the foundation for that transaction, so we  
7 even carried something like a dancing troop along with us for us  
8 to have that type of coordination between us.

15:30:53 9 Q. Don't worry about the dancing troop. What do you mean by,  
10 "I never went there to buy arms at that particular time. We went  
11 there to negotiate for the same peace"? What peace?

12 A. First of all, for the ULIMO-K to even allow us to enter  
13 their territory wherein we had been fighting against each other  
14 before, so it was a kind of peace that was existing at that  
15:31:20 15 particular time between us.

16 Q. So you hadn't gone then to buy weapons?

17 A. No, sir, that was not the main purpose for which we went.  
18 It was at first for us to make negotiation and then the business  
19 will start later.

15:31:46 20 Q. And what was the business?

21 A. I said the main business at that time was for the ULIMO  
22 along the border of Liberia to help exchange their weapons with  
23 us in Sierra Leone, with the RUF, at that time whilst their own  
24 disarmament was going on.

15:32:08 25 Q. By "exchange weapons" you don't mean you are swapping yours  
26 for theirs; you mean you are buying their weapons that they  
27 should have been handing over as part of disarmament, yes?

28 A. They were selling their weapons to us whilst our own  
29 authorities gave them whatsoever they had with them, available

1 with them at that time, not in exchange for gun to gun.

2 Q. I understand that. So you go on two trips to attempt to  
3 get weapons from ULIMO-K: One with Sam Bockarie to Foya Kama  
4 where you spend three days negotiating and one with Peter Vand  
15:32:55 5 to the other Foya. Is that the Foya that we saw on the map that  
6 we looked at?

7 A. The Foya Peter Vand and I went to, sir?

8 Q. Yes.

9 A. Yes, according to the location of that Foya it might be  
15:33:19 10 that it was this Foya that Peter Vand and I went to.

11 Q. Which trip came first: The one you went on with Bockarie,  
12 or the one you went on with Peter Vand?

13 A. Bockarie's own happened first.

14 Q. And how long after did you go on the trip with Peter Vand?

15:33:43 15 A. That was about a week later when we left Koindu and came to  
16 Buedu.

17 Q. And just help us with this: You have told us all about  
18 these negotiations in Foya Kama, did you ever actually get any  
19 weapons as a result of those discussions, either then or some  
15:34:03 20 time shortly afterwards? Just yes or no.

21 A. Yes, sir.

22 Q. You did get weapons?

23 A. Yes, sir.

24 Q. But you didn't carry them home with you. They came later.

15:34:18 25 Is that what you are saying?

26 A. During the negotiation - we never brought any weapons  
27 during the negotiation. It was after the negotiation when we had  
28 returned that the business started. It was the time we now went  
29 and brought weapons.

1 JUDGE SEBUTINDE: Mr Munyard, I am not sure. The trip with  
2 Peter Vandi to Foya, is this the Foya south of Mendekoma, or the  
3 Foya which is off the map?

15:34:52

4 MR MUNYARD: No, it is the Foya south of Mendekoma, the one  
5 we saw on the map.

6 THE WITNESS: The Foya with regards Peter Vandi is the one  
7 south of Mendekoma.

8 JUDGE SEBUTINDE: Thank you.

15:35:10

9 MR MUNYARD: I am awfully sorry, Madam Court Officer. Tab  
10 11, please. We can put the map to one side at the moment, but  
11 not necessarily away:

12 Q. Now, tab 11 is one of five proofing sessions that you had  
13 with the Prosecution in March of this year - 2, 3, 4 and 5 and 6  
14 March - and tab 11 is notes of what you told them on 3 March 2008  
15 when you were being proofed, here in The Hague presumably, is  
16 that right?

15:36:02

17 A. Yes, sir.

18 Q. Now I would like you to turn to the second page of tab 11,  
19 page 100283. These paragraphs are numbered. Just before we look  
20 at them, is Peter Vandi the same as Junior Vandi?

15:36:33

21 A. No, sir.

22 Q. Are they related?

23 A. On family line, no, sir, I don't know. I don't know their  
24 relationship.

15:36:56

25 Q. Very well. Paragraph 8, please, which is the first full  
26 paragraph on that page, and it reads as follows:

27 "The witness" - that's you - "went with Sam Bockarie to buy  
28 weapons from ULIMO after Sam Bockarie was appointed the RUF  
29 leader on the ground in Sierra Leone."

1 Did you tell them that?

2 A. Really, I did not go along with him directly that  
3 particular day to buy the weapons, but I went to make negotiation  
4 along with him.

15:37:36 5 Q. Did you tell the Prosecution what is written there, that  
6 the witness went with Sam Bockarie to buy weapons from ULIMO  
7 after he was appointed RUF leader on the ground?

8 A. I spoke on that, but actually this was not my understanding  
9 that we went there actually to buy the weapon.

15:38:03 10 Q. What did you think you'd gone to do with Sam Bockarie and  
11 ULIMO-K with their great stash of unwanted weapons that they were  
12 supposed to be handing over to a neutral party?

13 A. Come back with that question, please, sir.

14 Q. What did you think you had gone with Sam Bockarie to do  
15:38:29 15 when he went to meet ULIMO with their great pile of unwanted  
16 weapons that they were supposed to have handed over to the  
17 neutral third party if it wasn't to negotiate about weapons?

18 A. That day Sam Bockarie was - let me say after he had sent  
19 his letter he was invited for better arrangements in relation to  
15:38:57 20 the letter he sent, but when he went there it was misunderstood.

21 Q. Well, the letter he sent was all about carrying cartons of  
22 cigarettes as gifts to ULIMO commanders, wasn't it?

23 A. Yes, sir.

24 Q. And the gifts were in order to butter them up to supply you  
15:39:20 25 with arms, weren't they?

26 A. No, sir, according to him that was just a gift for the  
27 commanders, the immediate commanders, along the border that we  
28 would come across along the border, but not for the ULIMO  
29 authorities, but for the immediate commander along the border.

1 Q. Let's move on and see what else you told them:

2 "On this trip a short distance inside Liberia near Dawa,  
3 the witness saw Varmujan Sherif and others. The witness saw  
4 Varmujan Sherif again after the junta was overthrown. He said  
15:40:10 5 Sherif in Buedu in early 1998".

6 Did you tell the person who was proofing you in March all  
7 of that?

8 A. No, sir.

9 Q. Who was proofing you in March of this year?

15:40:41 10 A. I think when I came here I think - I cannot actually  
11 remember now exactly who prepared this statement here.

12 Q. Come on, Mr Jaward. You are claiming to remember with  
13 great detail events in 1991. Try and hark back to March of this  
14 year. Who was it that you were sat with on 2, 3, 4, 5 and 6  
15:41:14 15 March?

16 A. I said when I came here I can remember that I was in  
17 contact with Madam Brenda and one Alain.

18 Q. And in March when you had those five days of proofing, was  
19 that with Madam Brenda and Alain?

15:41:54 20 A. I can remember, you know, they were the people who were  
21 really around me at that time when I came. The two people I have  
22 made mention of. Other people used to come, but they were much  
23 more closer to me.

24 Q. Who was sitting down asking you all these questions in  
15:42:13 25 March and writing down all your answers? Was that Madam Brenda  
26 and Alain?

27 A. I can remember them, sir.

28 Q. Yes. And when you say other people were coming in, or  
29 "other people used to come", are you saying that while Madam

1 Brenda and Alain were asking you questions and writing down your  
2 answers other people used to come in and take part in those  
3 sessions as well?

4 A. No, sir.

15:42:55 5 Q. So what were they doing, these people who used to come in?

6 A. Those were all members. They are members. I used to see  
7 them in their offices, but the two people who directly dealt with  
8 me were those I have remembered.

9 Q. All right. And were they writing down what you were  
15:43:20 10 telling them?

11 A. Yes, sir.

12 Q. So did one or other of them ask you if you could remember  
13 Sam Bockarie ever telling you about going on a trip to Monrovia  
14 with Varmuyan Sherif?

15:43:54 15 A. I cannot remember all the questions asked at that time,  
16 especially a question like that.

17 Q. I am only asking you about one question. Try to remember:  
18 Did one of them ask you if you could recall Sam Bockarie telling  
19 you he had been on a trip to Monrovia with Varmuyan Sherif when  
15:44:17 20 they were with you in March of this year?

21 A. Well, I don't understand the question that way. The only  
22 question I can understand about Varmuyan Sherif was whether I saw  
23 Varmuyan Sherif come to Buedu at any time, something like that.

24 Q. Did they ask you a question of whether Bockarie ever went  
15:44:51 25 anywhere with Varmuyan Sherif?

26 A. No, sir, I cannot remember such a question like that.

27 Q. Are you saying no such question was ever asked, or are you  
28 say if it was I can no longer remember?

29 A. Really, I cannot remember. I can only recall that a

1 question was asked whether Varmuyan Sherif ever came to Buedu  
2 whilst I was there.

3 Q. Right. And what did you say?

15:45:40

4 A. I think the last - I can say the understanding I gave them  
5 with regards Varmuyan Sherif issue at the time I was in Buedu was  
6 that I only heard from Sam Bockarie before I came that he had  
7 been to Monrovia and he said he travelled along with Varmuyan  
8 Sherif and that will have only happened because Varmuyan Sherif  
9 came to him.

15:46:00

10 Q. But, Mr Jaward, you didn't tell them that on 3 March.

11 PRESIDING JUDGE: Mr Munyard, is that a question or a  
12 statement?

13 MR MUNYARD: It's a statement. I am just checking  
14 something else.

15:46:26

15 PRESIDING JUDGE: I see.

16 MR MUNYARD:

17 Q. Nor did you tell them that on 2 March. So when you were  
18 telling them on 3 March all about Varmuyan Sherif in Buedu why  
19 didn't you tell them, "Now that you mention Sam Bockarie and

15:46:45

20 Varmuyan Sherif and Buedu I've just remembered that Sam Bockarie  
21 told me in one of our conversations that he'd been off to  
22 Monrovia with Varmuyan Sherif"?

23 A. Really this is exactly how I responded to that question and  
24 I believe that corrections were made.

15:47:16

25 Q. So was there a question, "Did Sam Bockarie ever go to  
26 Monrovia with Varmuyan Sherif?" Was there such a question?

27 A. I don't remember that particular question, really.

28 Q. Do you think that that question probably was asked which  
29 led to your telling them about that conversation?

1 MR BANGURA: Your Honours, I wonder whether my learned  
2 friend is asking the witness to guess questions that were asked.  
3 The witness says he does not remember that question asked and my  
4 learned friend now says, "Do you think that question was probably  
15:47:58 5 asked?"

6 MR MUNYARD: I am certainly not --

7 MR BANGURA: Probably inviting the witness to enter into  
8 conjecture.

9 MR MUNYARD: I am certainly not asking anyone to guess  
10 anything. If I can finish the question then, Madam President,  
11 the Court can rule on whether or not he should answer it.

12 PRESIDING JUDGE: Very well, complete the question and then  
13 I will give a ruling.

14 MR MUNYARD:

15:48:20 15 Q. Do you think that it is probable that you were asked the  
16 question, "Did Bockarie ever go to Monrovia with Sheriff?", in the  
17 light of the fact that neither in 2006 or 2007 or on 2 or 3 March  
18 whenever you mentioned Bockarie and Sheriff you never talk about  
19 that trip, but on 4 or 5 or 6 March you do mention that trip? Do  
15:48:59 20 you think it must be likely that you only mentioned that because  
21 you were asked a direct question about it?

22 PRESIDING JUDGE: Well, I will allow that question as it  
23 juxtaposes two distinct situations and seeks an explanation.

24 MR MUNYARD: Thank you.

15:49:15 25 PRESIDING JUDGE: Mr Witness, did you hear the question?  
26 It is a long question, but --

27 MR MUNYARD: Shall I try a short version?

28 PRESIDING JUDGE: Let's see. Did you hear the question?

29 THE WITNESS: Yes, ma'am, I was listening to him.

1           PRESIDING JUDGE: Are you able to answer it?

2           THE WITNESS: The only thing I can tell him is no, sir. I  
3 only came to give an answer regarding Sam Bockarie - I mean  
4 Mosquito's trip with Varmuyan Sherif to Monrovia when I was asked  
15:49:52 5 whether I had ever seen Varmuyan Sherif in Buedu.

6           MR MUNYARD:

7           Q. Had you ever seen Varmuyan Sherif in Buedu?

8           A. No, sir.

9           Q. So why did you tell them on 3 March that you saw Sherif in  
15:50:14 10 Buedu in early 1998 as it says clearly on page 100283? Why did  
11 you tell them that in March if it wasn't true?

12          A. This is why I have been saying this again. I don't know  
13 how you will take it to be, but really the statement - I mean my  
14 explanation regarding those things and the result I am seeing  
15:50:49 15 here was not exactly what I meant at that time. It was not that  
16 I actually saw him in person.

17          Q. What is difficult about saying, "I saw Sherif in Buedu in  
18 early 1998"? How could they have got that wrong?

19          A. Well, this is what I'm saying. I never confirmed that that  
15:51:17 20 was exactly what I meant about what happened and that I was  
21 giving them the true picture like that. I only told them that I  
22 heard that that was in 1998 when I returned and I heard from  
23 Sam Bockarie that Sam Bockarie - he and Sam Bockarie went to  
24 Monrovia. And that was what brought me to this particular issue  
15:51:41 25 of Varmuyan Sherif coming to Buedu.

26          Q. Let's see what they have got right, "The witness went with  
27 Sam Bockarie to buy weapons from ULIMO after Bockarie was  
28 appointed RUF leader on the ground." It is right, isn't it, that  
29 you did go with Sam Bockarie when he went to Foya Kama, at least

1 part of the purpose of which was to negotiate the purchase of  
2 arms from ULIMO? That is right, isn't it?

3 A. Yes, sir.

4 Q. So they have got that right. "On this trip, a short  
15:52:27 5 distance inside Liberia near Dawa", pausing there, the Foya we  
6 are talking about is a short distance inside Liberia from Dawa on  
7 the Sierra Leone-Liberia border, isn't it?

8 A. A short distance could be estimated, but it is after Dawa  
9 in Liberia that you can get to Foya Tinkia.

15:52:59 10 Q. Mr Jaward, these notes are being taken by two experienced  
11 lawyers who were interviewing you and they are writing down what  
12 you told them. Do you understand that?

13 A. I don't understand that question. Please come back with  
14 that question.

15:53:26 15 Q. You understand that these notes come about because two  
16 experienced lawyers who are interviewing you are writing down the  
17 answers to the questions that they have asked you. Do you  
18 realise that is where this document comes from that I am asking  
19 you about?

15:53:48 20 A. I don't actually think that it was because two lawyers came  
21 together, but I believe that, you know, after like what I have  
22 started with you people here these few days, it will remain in my  
23 memory that I will have to answer to some other person - answer  
24 to questions from some other person regarding particular issues.

15:54:17 25 THE INTERPRETER: Your Honours, could the witness slow down  
26 a bit and take it from where the interpreter stopped.

27 PRESIDING JUDGE: Mr Witness, you are going too quickly for  
28 the interpreter. Please speak more slowly, stop at the end of  
29 each sentence and pick up your answer where you said, "I will

1 have to answer to some other person - answer to questions from  
2 some other person regarding particular issues." Continue from  
3 there.

4 THE WITNESS: Yes, sir. As I said, it was not because two  
15:54:51 5 lawyers came together that made me make those changes. It was  
6 what I had thought of to be the correct issues when I think far  
7 back.

8 MR MUNYARD:

9 Q. Forget about lawyers and let's turn to liars. You are  
15:55:09 10 telling lies to this Court when you say you never saw Varmuyan  
11 Sherif until some time this century, aren't you?

12 A. I never decided to say a lie definitely. If they had  
13 written that it must have been a misunderstanding, that they  
14 misunderstood me and have written that, but I cannot just sit  
15:55:38 15 there and say lies just to impress somebody.

16 Q. Right. We have got the first two aspects of that paragraph  
17 correct. Let's turn to what else the two lawyers have recorded:  
18 "A short distance inside Liberia ... the witness saw Varmujan  
19 Sherif and others". Is that what you told them?

15:56:18 20 A. No, sir, I never saw Varmuyan Sherif inside after Dawa at  
21 that time.

22 Q. How could they possibly have got that wrong unless you had  
23 told them that you had seen Varmuyan Sherif there?

24 A. Well, that is what I am saying actually. I never saw him,  
15:56:42 25 so I could not even have convinced them by saying that I saw  
26 Varmuyan Sherif at the time I went there.

27 Q. Then it goes on, "The witness saw Varmujan Sherif again  
28 after the junta was overthrown ... in Buedu in early 1998." They  
29 could only have written "again" if you had told them that you had

1 seen him once already, couldn't they?

2 A. No, sir.

3 Q. I want to ask you a little bit more about ULIMO, please.

4 You have been on two trips to see ULIMO?

15:57:55 5 A. Yes, sir.

6 Q. In 1998 did you have any further dealings with ULIMO?

7 A. No, sir.

8 Q. Did you hear anything about ULIMO in 1998?

9 A. No, sir.

15:58:24 10 Q. Are you sure about that? Did Sam Bockarie not talk to you  
11 again about ULIMO in 1998?

12 A. No, sir.

13 Q. What year was it when Sam Bockarie allegedly told you about  
14 his supposed trip to Monrovia with Sheriff?

15:58:49 15 A. This was in 1998, sir.

16 Q. When in 1998?

17 A. That was after the junta - I mean after the junta had been  
18 overthrown. After the Kabbah government had been reinstated and  
19 the juntas removed from power.

15:59:11 20 Q. Yes, well, that gives us from February '98 to the end of  
21 '98. When was it in that period of time that you had this  
22 particular chat with him?

23 A. I cannot remember the exact month, but it was after  
24 February when I joined - rejoined them in Buedu. That was the  
15:59:40 25 time I heard from one of our discussions.

26 Q. How long did you stay with him in Buedu? Until when?

27 A. Do you mean Sam Bockarie?

28 Q. That is who we are talking about.

29 A. Are you referring to Sam Bockarie, sir, please?

1 Q. Yes.

2 A. Yes, I was with Sam Bockarie from 1998 up to 1999 when we  
3 finally crossed over to Liberia.

4 Q. Yes, and during those two years did you have lots of  
16:00:26 5 conversations with Sam Bockarie about all sorts of subjects?

6 A. Not all kinds of subjects, sir, that I used to have  
7 conversations about with him.

8 Q. You were Sam Bockarie's house boy during that period,  
9 weren't you?

16:00:51 10 A. I also served him like that as well, but that was not  
11 limited to my responsibilities with him.

12 Q. Did Sam Bockarie, as well as telling you about a trip with  
13 Varmuyan Sherif, ever tell you about the time that a bank was  
14 broken into in Koidu by some former ULIMO fighters?

16:01:20 15 A. No, sir, I never heard about a bank being broken into in  
16 Koidu.

17 Q. Did he ever tell you about Superman? Did he ever talk to  
18 you about Superman?

19 A. On what subject, sir?

16:01:41 20 Q. Any.

21 A. Personally he never talked to me about Superman, sir.

22 Q. Right. Superman was an important figure in the RUF, wasn't  
23 he?

24 A. Yes, sir.

16:01:54 25 Q. More important than Varmuyan Sherif, wasn't he?

26 A. Yes, sir.

27 Q. But you say Sam Bockarie never talked to you about him?

28 A. No, sir, to call me and say something saying, "This is what  
29 I want to tell you about Superman", I cannot recall any topic

1 Like that, sir.

2 Q. Did he ever talk to you about Morris Kallon? I think you  
3 call him Morrison Kallon from your evidence the other day. Did  
4 he ever talk to you about him?

16:02:29 5 A. Well, I don't understand why you are trying to refer to  
6 this - trying to talk to me in this case like this. These were  
7 authorities. I don't think Sam Bockarie would just call me and -  
8 but really I can't understand that question, sir, whether  
9 Sam Bockarie spoke to me about these people. Really nothing like  
16:02:50 10 that happened before.

11 Q. You "don't think Sam Bockarie would just call me and" what?  
12 What were you going to say, Mr Jaward?

13 A. Please repeat the question.

14 Q. You started to say, "I don't think Sam Bockarie would just  
16:03:11 15 call me and", and then you changed tack. What was it that you  
16 were about to say you don't think Sam Bockarie would just call  
17 you and talk about perhaps?

18 A. Yes, you are saying whether Sam Bockarie ever called me to  
19 talk about somebody like Superman and Morris Kallon and that is  
16:03:36 20 what I am saying. There was no topic I can ever remember in  
21 which Sam Bockarie called me to discuss about these people with  
22 me personally.

23 Q. You were - and I am not meaning to be in any way offensive,  
24 but you were too lowly a figure for Sam Bockarie to talk about  
16:03:57 25 important matters with, weren't you? You were a house boy and a  
26 store keeper and that is all, do you agree?

27 A. Yes, sir, in the period 1998 to 1999.

28 Q. Yes.

29 A. Yes, sir.

1 Q. Did Sam Bockarie ever tell you that Morris Kallon had  
2 killed a former ULIMO fighter in Kono because that ULIMO man was  
3 said to have raped a woman?

4 A. No, sir.

16:04:33 5 Q. He never told you anything about that?

6 A. No, sir.

7 JUDGE SEBUTINDE: Mr Munyard, I am tempted not to let this  
8 pass. The previous question to which the witness answered "yes"  
9 was loaded with two questions: One you suggested to the witness

16:05:00 10 that he was too lowly for Sam Bockarie to have spoken to him and  
11 then you said to him, "You were a house boy and a store keeper  
12 and that is all, do you agree?" Now, the witness said, "Yes,

13 sir, in the period 1998 to 1999." I am not sure if he is  
14 agreeing with you only that he was a house boy and store keeper,

16:05:21 15 or that you are right that he was too lowly for Sam Bockarie to  
16 talk to.

17 MR MUNYARD: I understand, yes.

18 JUDGE SEBUTINDE: It is important.

19 MR MUNYARD: To talk to about important matters, yes.

16:05:33 20 JUDGE SEBUTINDE: Yes. Does he agree with you on both  
21 counts?

22 MR MUNYARD: I will ask him that, if I may.

23 Q. It is right, isn't it --

24 MR BANGURA: Your Honours, just before - my learned friend  
16:05:47 25 put a question to the witness about something that happened,

26 about Morris Kallon executing or killing somebody, a ULIMO

27 fighter, in Kono. Your Honours, I just wish my learned friend to

28 indicate where this is coming from, whether from the evidence or

29 from material that my learned friend has got this from which is

1 not available to us.

2 PRESIDING JUDGE: Mr Bangura, this is cross-examination.

3 THE INTERPRETER: Your Honours, can counsel kindly speak  
4 louder.

16:06:20 5 MR BANGURA: Your Honours, I agree that this is  
6 cross-examination, but this was not in the evidence. I just want  
7 my learned friend to indicate if this is coming from some  
8 material that he has a reference to, can he provide it to us.

9 PRESIDING JUDGE: Defence counsel is entitled to put a case  
16:06:33 10 to the witness and he is not obliged, in my experience, to  
11 divulge his sources.

12 MR MUNYARD: On Friday I asked --

13 MR BANGURA: Your Honours, the point is is this a matter of  
14 fact, or is it just counsel putting a matter to the witness which  
16:06:48 15 does not come from a particular - your Honours, it is not  
16 particularly clear whether this is a matter of fact from a  
17 particular source that counsel is putting to the witness.

18 PRESIDING JUDGE: Your question puzzles me, Mr Bangura,  
19 but, however, I will allow counsel, Mr Munyard, to respond to it.

16:07:08 20 MR MUNYARD: On Friday, as the Court is well aware, I posed  
21 the question whether or not certain information had ever been  
22 disclosed to the Defence because I might have missed it.

23 PRESIDING JUDGE: Yes.

24 MR MUNYARD: It took the Prosecution - although they have  
16:07:24 25 got all the papers in front of them it took the Prosecution until  
26 Monday to point out that I had missed it. Today they are now  
27 asking me to give sources of information that I am under no  
28 obligation whatsoever to give and I do not understand the purpose  
29 of my learned friend's question.

1 PRESIDING JUDGE: Well, I have ruled against Mr Bangura and  
2 that ruling stands.

3 MR MUNYARD: Thank you:

4 Q. Now, back to you, Mr Jaward.

16:07:57 5 JUDGE SEBUTINDE: Mr Munyard, please don't forget to  
6 clarify.

7 MR MUNYARD: That's exactly what I am coming back to, your  
8 Honour:

9 Q. Back to you. You were working for Sam Bockarie as a house  
16:08:08 10 boy and store keeper. In that capacity you were not the kind of  
11 person that he would discuss important matters with, were you?

12 A. There were limitations, sir, for such important matters as  
13 you are saying, sir.

14 Q. You were not even the G4, the person in charge of stores,  
16:08:38 15 were you?

16 A. No, sir.

17 Q. At the very highest you were in practice the deputy to one  
18 of the store keepers, do you agree; the RUF store keepers?

19 A. No, sir, I was not within their unit officially, sir.

16:09:01 20 Q. That's why I said "in practice". In reality. Do you agree  
21 with that?

22 A. No, sir, I don't want to agree with that, because I was not  
23 given the title, sir.

24 Q. I am going to move on to something else, if you would just  
16:09:20 25 give me a moment. Yes, just while we are on the earlier years,  
26 we were discussing 1996 a moment ago. In 1996 the peace talks  
27 were going on in Abidjan, weren't they?

28 A. Between the RUF and the NPRC, yes, sir.

29 Q. Yes. And later in 1996 peace talks going on in Abidjan

1 between the RUF and the Tejan Kabbah government?

2 A. Yes, sir.

3 Q. Do you know when Tejan Kabbah was elected President?

4 A. I cannot remember the date and the time, sir.

16:10:18 5 Q. Don't worry about the specific date. What time of year was  
6 he elected?

7 A. I can remember that Tejan Kabbah was in power in 1996, but  
8 I cannot specifically recall the time he was elected.

9 Q. Can you remember if it was before the rainy season, during  
16:10:44 10 the rainy season, or after the rainy season of 1996?

11 A. I only came to know that Tejan Kabbah was the President in  
12 Sierra Leone in late 1996 and it was because of the peace accord.

13 Q. Yes, but did you vote in that election? Were you old  
14 enough to vote in that election?

16:11:10 15 A. Whether I voted in the election, sir?

16 Q. Yes.

17 A. No, sir.

18 Q. You were born in '73. You will have been 22 or 23?

19 PRESIDING JUDGE: You actually put two questions to the  
16:11:23 20 witness, Mr Munyard.

21 MR MUNYARD: I'm sorry.

22 PRESIDING JUDGE: He has answered the first and the second  
23 is, "Were you old enough to vote?"

24 MR MUNYARD:

16:11:34 25 Q. I think you would agree with me that you were old enough to  
26 vote, wouldn't you? Is that yes?

27 PRESIDING JUDGE: Mr Witness, did you hear? Were you old  
28 enough to vote?

29 THE WITNESS: Well, yes, according to the Sierra Leone

1 constitution.

2 MR MUNYARD:

3 Q. And you presumably heard over the radio that Tejan Kabbah  
4 had been elected President. Is that right?

16:12:07 5 A. Yes, sir.

6 Q. So aren't you able to give us some idea of when in 1996 he  
7 was elected President?

8 A. No, sir.

9 Q. All right. Now, Morris Kallon at some point in the period  
16:12:34 10 when ULIMO controlled Lofa County crossed over into Lofa County  
11 to try to get arms, didn't he, and got stuck?

12 A. Yes, sir.

13 Q. Did he succeed in bringing back a supply of arms and  
14 ammunition on that occasion?

16:13:04 15 A. No, sir, the ULIMO cut his supply line.

16 Q. Tab 7, please. This is an interview conducted with you on  
17 9 August and 10 August of last year. Investigator present  
18 Stephen Niemi, attorney present Brenda Hollis and, just to be  
19 absolutely clear, Mr Jaward, you understand who Brenda Hollis is,  
16:14:04 20 don't you? I think you know her as Madam Brenda.

21 A. Yes, sir.

22 Q. Thank you. And if you turn, please, to page 40048 - do you  
23 remember now before you look at the page, you were being taken  
24 through a number of photographs and asked to say if you  
16:14:31 25 recognised anyone in them. Can you remember that?

26 A. Yes, sir.

27 Q. And you were taken to a photograph that you said was Morris  
28 Kallon. You may or may not remember now. Can you remember  
29 identifying Morris Kallon in one of the photographs?

1 A. Yes, sir, I have seen Morris Kallon's picture before in  
2 those documents.

3 Q. If we look at the page 40048, the first paragraph on that  
4 page, I am going to ask you to have a look at that:

16:15:08 5 "Paragraph 50 - the witness stated Morris Kallon, whom he  
6 identified in the photograph 15, in 1993/94 returned with a  
7 supply of arms and ammunition through Guinea as the ULIMO rebels  
8 blocked the RUF supply line from Gbarnga."

9 Did you tell the Prosecution that?

16:15:54 10 A. I was also misunderstood here. I never said he came back  
11 with ammunition. I only said he went for ammunition, but he came  
12 back without ammunition through Guinea.

13 Q. You were misunderstood again by Madam Brenda? Is that what  
14 you're telling us?

16:16:08 15 A. Exactly, sir. That is what I'm saying here.

16 Q. Now, I would like you please to be shown a photograph that  
17 you were shown towards the end of your evidence-in-chief and  
18 again I am going to have to ask the Court's indulgence while I  
19 just find the right tab. I can tell you what it is. It is the  
16:16:51 20 group of people and I think it may have been the last photograph  
21 he marked. It is a group of four or five men. It's a small  
22 photograph and I can't find the note I made at the time, but it  
23 may be tab --

24 PRESIDING JUDGE: Is it this one, Mr Munyard?

16:17:10 25 MR MUNYARD: Yes, that's the one, Madam President.

26 PRESIDING JUDGE: It is MFI-10.

27 MR MUNYARD: It is MFI-10 and it is tab 8:

28 Q. Now do you remember, Mr Jaward, identifying four people on  
29 this photograph?

- 1 A. Yes, sir.
- 2 Q. Eddie, Mr Eddie, that's Eddie Kanneh, isn't it?
- 3 A. Yes, sir, Mr Eddie is amongst them.
- 4 Q. Yes, I just wanted to check we are talking about the right  
16:17:50 5 Eddie. Sam Bockarie is there, SYB Rogers and Pa Sheku, yes?
- 6 A. Yes, sir.
- 7 Q. Do you know where this photograph was taken?
- 8 A. No, sir.
- 9 Q. You told us that that group of people went on a trip to buy  
16:18:09 10 arms from Liberia in your evidence-in-chief. Do you remember?
- 11 A. I did not say they went to buy arms in Liberia, but I said  
12 they made a trip together.
- 13 Q. To where?
- 14 A. To Liberia.
- 16:18:30 15 Q. Yes.
- 16 A. I knew at that time that they went to Monrovia.
- 17 Q. When was the trip?
- 18 A. That was some time in 1998 when we were - when I was in  
19 Buedu.
- 16:18:43 20 Q. When in '98?
- 21 A. Around mid-98, sir.
- 22 Q. Are you sure about that?
- 23 A. Well, that's what I can remember really, that they made  
24 that trip in '98.
- 16:19:04 25 Q. How are you able to remember that when you have had such  
26 difficulty remembering events in March of this year? How can you  
27 say that it was in mid-98? What is it that helps you remember  
28 that?
- 29 A. Well, when you talk about activities there are some

1 activities, no matter how somebody look at them, you must  
2 remember maybe somebody or a certain event that happened during  
3 the process and you will recall that that happened.

16:19:50 4 Q. Are you aware of that group of people being in Burkina Faso  
5 to buy arms?

6 A. At that time I never knew anything about Burkina Faso in  
7 connection with arms.

8 Q. Sam Bockarie never mentioned a thing about getting arms  
9 from Burkina Faso, did he?

16:20:12 10 A. No, sir.

11 Q. Did he ever tell you that arms were flown from Burkina Faso  
12 to a place called Magburaka? Did he ever share that piece of  
13 information with you?

14 A. No, sir. I never got any information like that, sir.

16:20:34 15 Q. Did anyone ever tell you about that?

16 A. No, sir, I never knew anything about arms shipment or  
17 flying of arms to Magburaka.

18 Q. All right, we can dispense with that photograph. Still on  
19 the subject of arms, where were you when the AFRC took over -  
16:21:07 20 took power?

21 A. I was in the Kailahun District behind the rebel lines - I  
22 mean with the RUF.

23 Q. And when Sam Bockarie went to Monrovia - sorry, went to  
24 Freetown, he only stayed a few weeks, didn't he, when the RUF  
16:21:34 25 joined together with the AFRC to form the junta?

26 A. Yes, sir, the first time he went to Freetown it was only  
27 for a few weeks. He spent only a few weeks there and then he  
28 returned to the interior.

29 Q. And he returned partly because he was unhappy that the

1 soldiers of the AFRC were not treating the RUF with proper  
2 respect, wasn't he?

3 A. He expressed one of that concern.

4 Q. Yes. And Sam Bockarie at that time was in practice the  
16:22:23 5 leader on the ground of the RUF in Sierra Leone, wasn't he?

6 A. Yes, sir, he was in charge of the RUF on the ground in  
7 Sierra Leone.

8 Q. So here you have the leader of the RUF so unhappy about the  
9 way in which his fighters were being treated, or his comrades  
16:22:50 10 were being treated, that he wouldn't even stay in Freetown as  
11 part of the junta. Is that right?

12 A. Yes, sir.

13 Q. And he remained unhappy with the leadership of the AFRC,  
14 didn't he?

16:23:17 15 A. Well, I don't know how he ended up his feeling against the  
16 AFRC, but initially he expressed some dissatisfaction for which  
17 he came to Kenema.

18 Q. Yes. And he stayed in Kenema throughout the AFRC junta  
19 period, didn't he?

16:23:42 20 A. He used to go - he used to travel to other areas and back,  
21 but he was more or less, I mean, having his family in Kenema.

22 Q. Yes, he was based in Kenema, not in Freetown, even though  
23 he was the leader of the RUF at the time of the junta, yes?

24 A. Yes, sir.

16:24:16 25 Q. And when the RUF - sorry, when the junta was overthrown at  
26 the time of the intervention by ECOMOG eventually there was an  
27 attempt by the AFRC to take back Freetown in January of 1999. Do  
28 you know about that?

29 A. Yes, sir, I heard of that.

1 Q. But you had no involvement in that at all, did you?

2 A. No, sir, at that particular time I did not have much part  
3 to play.

4 Q. And by that time the AFRC, or the SLA, and the RUF had  
16:25:10 5 fallen out very considerably, hadn't they, by the end of  
6 '98/early 1999?

7 A. Do you mean they fell apart?

8 Q. I mean they disagreed with one another very considerably?

9 A. I cannot justify that point, really, because there were  
16:25:45 10 very few elements who used to grumble, but not generally  
11 everybody.

12 Q. Well, Sam Bockarie grumbled right from the start, didn't  
13 he, and he took himself off to Kenema?

14 A. Yes, that is what I said, sir.

16:26:04 15 Q. There came a stage when Superman refused to take orders  
16 from Issa Sesay, didn't there?

17 A. I can remember that incident also.

18 Q. Yes.

19 A. Yes, sir.

16:26:18 20 Q. Even within the RUF there was infighting, wasn't there?  
21 Not just between the RUF and their comrades in the AFRC, but also  
22 within the RUF itself?

23 A. Yes, sir, I agree with that, when Superman's issue came up  
24 with Issa Sesay.

16:26:47 25 Q. Not just Superman, when Issa Sesay lost the diamonds that  
26 caused infighting, didn't it?

27 A. This is exactly what I am referring to in this case, sir,  
28 that brought about the misunderstanding between Issa and Superman  
29 in particular.

1 Q. And did you ever hear at the time of the AFRC invasion of  
2 Freetown - did you ever hear Sam Bockarie mocking his AFRC  
3 comrades over the radio, insulting them over the radio?

4 A. No, sir, I did not hear any insults over the radio by  
16:27:34 5 Sam Bockarie to the AFRC.

6 Q. In fact you were not anything to do with the radio  
7 operation and you were not in a position to overhear Sam  
8 Bockarie's radio conversations at any time, were you?

9 A. I used to hear his conversation, but not that I was invited  
16:28:00 10 officially to go and monitor, but he was not speaking on the  
11 radio in secret.

12 Q. So you, the house boy and store keeper, could listen to  
13 Sam Bockarie's conversations with other commanders over the  
14 radio. Is that your evidence?

15 A. Yes, sir, sometimes when he was speaking to them if I was  
16 around I would monitor.

17 Q. That's another lie, isn't it, Mr Jaward?

18 A. That will never be a lie, you know. If you allow me to  
19 explain the circumstance under which the radio station was - I  
16:28:44 20 mean under which I was around the radio station.

21 PRESIDING JUDGE: Just pause, Mr Witness.

22 MR BANGURA: Your Honour, I am not so clear about the basis  
23 on which my learned friend simply says to the witness that what  
24 the witness says is a lie.

16:28:57 25 PRESIDING JUDGE: Well, unfortunately we are out of time,  
26 Mr Bangura, so can I register your objection and deal with the  
27 reply to it first thing in the morning?

28 MR BANGURA: Very well, your Honour.

29 PRESIDING JUDGE: But I have noted it, but I must say my

1 first reaction - well, let us reserve that. Mr Munyard, there is  
2 an objection, but unfortunately we are out of time, it's after  
3 half 4, we will have to deal with it --

4 MR MUNYARD: I don't in fact propose replying to it.

16:29:26 5 PRESIDING JUDGE: Very well. Two things. First he has  
6 answered and second - well, more or less. And counsel is  
7 entitled to challenge the witness on his credibility in the way  
8 he has and so I overrule the objection. We will adjourn the  
9 Court until tomorrow at 9.30. Please adjourn court.

16:29:54 10 [Whereupon the hearing adjourned at 4.30 p.m.  
11 to be reconvened on Wednesday, 16 July 2008 at  
12 9.30 a.m.]

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I N D E X

WITNESSES FOR THE PROSECUTION:

TF1-388 13677

CROSS-EXAMINATION BY MR MUNYARD 13678