



Case No. SCSL-2003-01-T

THE PROSECUTOR OF
THE SPECIAL COURT
V.
CHARLES GHANKAY TAYLOR

THURSDAY, 24 APRIL 2008
9.30 A.M.
TRIAL

TRIAL CHAMBER II

Before the Judges:

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

For Chambers:

Mr Simon Meisenberg
Ms Doreen Kiggundu

For the Registry:

Ms Rosette Muzigo-Morrison

For the Prosecution:

Mr Nicholas Koumjian
Mr Alain Werner
Ms Shyamala Alagendra
Ms Maja Dimitrova

For the accused Charles Ghankay
Taylor:

Mr Morris Anyah

For the Office of the Principal
Defender:

Mr Silas Chekera

1 Thursday, 24 April 2008

2 [Open session]

3 [The accused present]

4 [Upon commencing at 9.30 a.m.]

09:29:28 5 PRESIDING JUDGE: Good morning. I note appearances are as
6 yesterday. Is that correct, Ms Alagendra?

7 MS ALAGENDRA: That is correct, your Honour.

8 PRESIDING JUDGE: Mr Anyah?

9 MR ANYAH: That is correct, Madam President. Good morning.

09:29:44 10 PRESIDING JUDGE: Good morning. If there are no other
11 matters I will remind the witness of his solemn declaration? No.

12 Mr Witness, I again remind you this morning, as I've done
13 on other mornings, that you took a solemn declaration to tell the
14 truth. That declaration is binding on you and you must answer
09:30:02 15 questions truthfully. Do you understand?

16 THE WITNESS: Yes, my Lord.

17 PRESIDING JUDGE: Thank you. Please proceed, Ms Alagendra.

18 MS ALAGENDRA: Good morning, your Honours. Thank you.

19 WITNESS: TF1-334 [On former affirmation]

09:30:09 20 EXAMINATION-IN-CHIEF BY MS ALAGENDRA [Cont.]:

21 Q. Good morning, Mr Sesay.

22 A. Good morning, my Lord.

23 Q. Mr Sesay, before we proceed from where we stopped
24 yesterday, there's a few matters I would like to clarify with you
09:30:22 25 in relation to your testimony in court yesterday. Do you
26 understand?

27 A. Yes, my Lord.

28 MS ALAGENDRA: Your Honours, I'm referring to page 8322 of
29 the transcript of yesterday, firstly to line 4:

1 Q. Witness, in one of your answers yesterday you told the
2 Court:

3 "Even when SAJ came to the base at Colonel Eddie Town
4 everybody was asking for Rambo and SAJ said he stayed behind. He
09:31:06 5 did not join him".

6 Who is this Rambo you're referring to?

7 A. Well it was Rambo Red Goat, who was an SLA.

8 MS ALAGENDRA: Further down on that same page, your
9 Honours, at line 12:

09:31:28 10 Q. You say, witness:

11 "I said when the advances occurred Superman, Brigadier Mani
12 and SLA Rambo, they came from that Koinadugu, Binkolo end."

13 When you say "SLA Rambo" here, who are you referring to?

14 A. Red Goat.

09:31:55 15 MS ALAGENDRA: Further down, your Honours, at line 15:

16 Q. You say, witness:

17 "So they all met in Makeni when Rambo - all of them came to
18 Waterloo and they left him to reinforce us at Waterloo."

19 Who is this Rambo?

09:32:11 20 A. Pardon? I did not get that clearly.

21 Q. You say:

22 "So they all met in Makeni when Rambo - all of them came to
23 Waterloo and they left him to reinforce us at Waterloo."

24 Who is this Rambo?

09:32:32 25 A. Well, I was referring to Rambo Red Goat.

26 MS ALAGENDRA: Your Honours, I'm referring now to line 27
27 still on that same page:

28 Q. You say, witness:

29 "RUF Rambo, all of them advanced together with Rambo SLA."

1 Who is that Rambo?

2 PRESIDING JUDGE: You have named two, "RUF Rambo, all of
3 them advanced with Rambo SLA". When you say "Which Rambo?", who
4 are you talking about?

09:33:18 5 MS ALAGENDRA: Rambo SLA. Thank you, your Honour:

6 Q. Who is this Rambo SLA?

7 A. Red Goat.

8 Q. Witness, this answer that I just read to you, I'm going to
9 read it to you again. There's another matter I want to clarify
10 in relation to that. You say, "RUF Rambo, all of them advanced
11 together with Rambo ...", and you say that's Rambo Red Goat, "...
12 right up to SLA and they stopped there according to the
13 communication we got." Did you get me?

14 A. Yes, my Lord.

09:34:00 15 Q. Can you be clearer as to where RUF Rambo, Rambo Red Goat
16 and others advanced to?

17 A. They advanced as far as Hastings. There they were.
18 Hastings.

19 Q. And here you say:

09:34:25 20 "Then Rambo SLA was released together with some RUF and SLA
21 to reinforce the troop in Freetown."

22 Who is this Rambo SLA?

23 A. Red Goat.

24 MS ALAGENDRA: Your Honours, I'm moving to page 8323, line
09:34:41 25 8:

26 Q. Witness, you say:

27 "According to Rambo, he said they had a fear because there
28 was some confusion between SAJ and Superman."

29 Who is this Rambo?

1 A. Please repeat your question. I did not get you clearly.

2 Q. You said:

3 "According to Rambo, he said they had a fear because there
4 was some confusion between SAJ and Superman."

09:35:19 5 Which Rambo is this?

6 A. This was RUF Rambo.

7 MS ALAGENDRA: Further down, your Honours, I'm looking at
8 line 15:

9 Q. You said:

09:35:37 10 "According to Rambo, they had a fear that SAJ ..." --

11 MS MUZIGO-MORRISON: I'm broadcasting the pages that she's
12 referring to so you can follow.

13 PRESIDING JUDGE: Thank you. Please don't refer to learned
14 counsel as "she".

09:35:54 15 MS ALAGENDRA:

16 Q. Witness, I will just repeat that back to you again:

17 "According to Rambo, they had a fear that SAJ was still
18 with the group."

19 Who is this Rambo?

09:36:09 20 A. Well, because if you go back when I said when Rambo SLA
21 crossed and met the troop, that was what he told me, Red Goat.
22 He said this was the fear the RUF had.

23 Q. So, this Rambo you're referring to is Rambo Red Goat?

24 A. Yes, and then the Rambo that crossed over was Rambo Red
09:36:42 25 Goat. And about the communication, it was Rambo RUF.

26 MS ALAGENDRA: Your Honours, I'm now referring to page
27 8327, line 21:

28 Q. Witness, in relation to questions put to you about what
29 happened after the arrival of Rambo Red Goat and his men this was

1 your answer. You said:

2 "Well, the troop had a high morale at that time because we
3 expected that."

4 Can you explain that answer?

09:37:29 5 A. Well, since we were in Hastings, Mosquito had told us that
6 there was a reinforcement on the way to meet us. Until we
7 arrived in Freetown we didn't see the reinforcement, but we were
8 expecting the reinforcement and so when the reinforcement came
9 there was jubilation because when we saw them we knew we would
09:38:01 10 continue the operation.

11 Q. Then you continue to say:

12 "Everybody was happy - the RUF, the SLA, everybody was
13 happy - because they were heavily armed."

14 Who was heavily armed?

09:38:22 15 A. Well Rambo Red Goat and the squad that came, they were
16 heavily armed when they came.

17 Q. And why did that make everybody, the RUF and SLA, happy?

18 A. Well actually by then we were running out of ammunition, so
19 we were expecting them and so when they came they were heavily
09:38:51 20 armed because by then we were running out of ammunition.

21 Q. Apart from the arms and ammunition they came with for
22 themselves, do you recall if they brought any more ammunition for
23 the others who were in Freetown?

24 MR ANYAH: Objection. Objection, Madam President. There
09:39:23 25 would have to be - with respect to learned counsel, there would
26 have to be more foundation for this question. I'm objecting to
27 the form of the question, in the sense that counsel is making a
28 distinction between ammunition that SLA Rambo came with for
29 themselves vis-a-vis ammunition they came with for others. There

1 has to be evidence that this ammunition was in two parts, if you
2 will, or a foundation to say that the ammunition he brought was
3 in two parts. That means her question assumes a fact that's not
4 in evidence.

09:39:57 5 PRESIDING JUDGE: When you say two parts, are you referring
6 to the two groups, or are you referring to the arms and the
7 ammunition?

8 MR ANYAH: I am referring to the arms and the ammunition.
9 The question assumes that whatever ammunition they brought could
09:40:11 10 be distinguished into two categories: In the first instance a
11 portion they brought for themselves and, in the second instance,
12 another category of ammunitions they brought for the witness and
13 others they were reinforcing. I don't know if that makes sense,
14 but I did pick it up in the question.

09:40:34 15 PRESIDING JUDGE: Ms Alagenda, you've heard the objection.

16 MS ALAGENDRA: Your Honours, the question I put to the
17 witness, I don't see how it assumes the fact which my learned
18 friend says it does, but what I will do is I will rephrase my
19 question so as to first lay a foundation before I move on to --

09:40:55 20 PRESIDING JUDGE: Very well, Ms Alagenda. Please proceed
21 by rephrasing.

22 MS ALAGENDRA:

23 Q. Witness, Rambo Red Goat and his group, when they came into
24 Freetown did they bring anything for your group which was already
09:41:14 25 in Freetown?

26 A. Yes, my Lord.

27 Q. What did they bring?

28 A. Well, they brought ammunition that they had. They had some
29 civilians who carried them.

1 Q. The ammunition that they brought with them, do you know
2 where it came from?

3 A. Well, it was the ammunition - I mean the reinforcement that
4 came from Makeni, they brought the ammunition.

09:41:56 5 Q. Besides the fact that it came from Makeni, do you know
6 where the ammunition came from originally?

7 A. This ammunition, like I have said, the troop left from
8 Kailahun, Kono, and advanced to our area, Hastings, and Rambo Red
9 Goat was asked to reinforce the troop with this ammunition.

09:42:32 10 Q. You've explained the movement of the troop, that it was
11 from Kailahun, Kono, and then they advanced. I am asking you
12 about the ammunition, where that came from?

13 A. As I have said, it was the reinforcement that came that
14 brought the ammunition, they said it was a supply they received
09:43:00 15 from Mosquito when they were advancing to capture Kono and Makeni
16 until they advanced to our area.

17 Q. Who told you this?

18 A. Well, it was not hidden to the troop. Like I have said, it
19 was not a hidden thing. When Rambo Red Goat came he explained
09:43:18 20 that, because I have said by then we had ran out of ammunition.

21 Q. Witness, yesterday you were testifying about Five-Five
22 demonstrating in Upgun how to amputate civilians. Do you recall
23 that?

24 A. Yes, my Lord.

09:43:43 25 Q. How do you know about this demonstration?

26 A. This demonstration happened in the presence of all of us at
27 the junction, because where the fighting force had blockaded, we
28 were the only group that were occupying that area when Five-Five
29 came and told us that the ECOMOG troops were pushing, so we

1 should start the amputation.

2 MS ALAGENDRA: Your Honours, I'm going to be referring to
3 page 8351, particularly to lines 25 to 28:

4 Q. Witness, you were talking about what was happening at the
09:44:34 5 Kissy Mental Home and I'm going to read you a part of your answer
6 and ask you to explain that. You said:

7 "So wherever we met people singing that song, or we see
8 them setting fires, or when we entered Freetown, because there
9 was no electricity they used to set fire to secure the area."

09:45:03 10 Can you explain what you mean by that?

11 A. Yes, my Lord.

12 Q. Please do so, witness.

13 A. Well, like mostly like Ferry Junction, PWD Junction, people
14 used to burn tyre from the vehicle. This made us to stay awake
09:45:30 15 for the rest of the night. The areas that we occupied, the
16 burning of tyres used to happen. The civilians used to bring
17 tyres and then we put them together to burn them to support those
18 of us who came, so that made us to see clearly from where we
19 were. It was the burning of those tyres that assisted us to see
09:45:59 20 areas, so we stay awake until the next day.

21 Q. When you say the civilians were burning tyres "to support
22 those of us who came", what do you mean?

23 A. Well, this was, like I have said, the areas that we
24 captured. Those civilians who were under our control used to
09:46:25 25 bring those tyres to support us, to light them during the night.
26 They used to go in search of those tyres and bring them along.

27 Q. Why did they do this?

28 A. Well, they were under our control because the entire area,
29 like I have said, PWD up to State House was under our control

1 when the troop entered Freetown.

2 MS ALAGENDRA: Your Honours, I'm going to be referring to
3 page 8402, line 24:

09:47:26

4 Q. Witness, you testified yesterday that KBC came and joined
5 your group in Newton with a group of eight fighters.

6 A. Yes, my Lord.

7 Q. You told us KBC was an SLA.

8 A. Yes, my Lord.

09:47:52

9 Q. The fighters that he came with, do you recall who they
10 were?

11 A. Well, he had small boys with him who were SBUs, he had two
12 RUF that he also brought and another SLA.

13 Q. You told the Court that the group that KBC came with, he
14 told you that they were reorganised and sent by Charles Taylor.

09:48:35

15 A. Yes, my Lord.

16 Q. These two small boys, two RUF and the one SLA that were in
17 his group --

09:48:54

18 PRESIDING JUDGE: Did he say two small boys? I thought he
19 said he had small boys who were SBUs, two RUF. I didn't think he
20 specified the number of small boys. If he didn't, there's
21 something wrong with the arithmetic.

22 MS ALAGENDRA: I was actually going to clarify the
23 arithmetic, your Honour, but perhaps it's me that got it wrong:

24 Q. Witness, how many SBUs did KBC come with?

09:49:13

25 A. He came along with two SBUs.

26 Q. And you said there were two RUF?

27 A. Yes, the total number was eight.

28 Q. So you've said two SBUs?

29 A. Yes.

1 Q. Two RUF?

2 A. Yes, my Lord.

3 Q. One SLA?

4 A. Yes, my Lord.

09:49:43 5 Q. And himself was another SLA?

6 A. No, there were four SLAs, two SBUs and the RUF like I have
7 said.

8 Q. So the number eight includes him?

9 A. Yes. Yes, my Lord.

09:50:08 10 Q. And you said his group was put together and sent to
11 Kailahun by Charles Taylor.

12 A. Yes, he said the SLA group that went to Guinea, they left
13 Guinea and went to Liberia because Guinea was difficult for them.
14 So when they went to Liberia they were reorganised and armed and

09:50:35 15 then sent to Mosquito, so all of them advanced to Kono and then
16 later they came to where they met us.

17 Q. Did he explain to you how is it he came together with the
18 two RUFs that were in his group?

19 A. Yes, my Lord. He said when he was coming, those were the
09:51:03 20 SBUs that he got from the RUF side in the Kono area. He said
21 they were the ones he brought because they were SBUs, they were
22 with him and he got them from there.

23 Q. Do you recall how old these two SBUs were?

24 A. They were about 10 years. They were small boys, but they
09:51:29 25 too had AKs.

26 MS ALAGENDRA: Your Honours, I'm going to be referring now
27 to page 8415, lines 28 and 29:

28 Q. Witness, I was asking you yesterday about who brought the
29 ammunition to Gberibana for Bazzy?

1 A. Yes, my Lord.

2 Q. And you said it was a mixed SLA and RUF that came with it.

3 A. Yes, my Lord.

4 Q. And you said, "I have missed the commander's name."

09:52:28 5 A. Yes, my Lord.

6 Q. Do you recall the name?

7 A. I have not been able to still recall the name, but they
8 were SLAs and RUFs that came with the ammunition.

9 MS ALAGENDRA: Your Honours, can I ask that the witness be
09:52:55 10 given the map at page S18 of the map book. It's a map of
11 "Freetown and Environs".

12 PRESIDING JUDGE: Ms Alagendra, I think we're ready to
13 proceed.

14 MS ALAGENDRA: Yes, your Honour:

09:55:12 15 Q. Witness, I'm going to ask you to mark a few of the
16 locations you have already testified about yesterday. Witness,
17 on the map in front of you do you see the National Stadium?

18 A. Yes, my Lord.

19 Q. Can you circle that and put a number 1 next to it.

09:55:39 20 A. I want to make a correction. I had said the Siaka Stevens
21 Stadium was changed to the National Stadium.

22 Q. Witness, just for the record, can you be clear of what is
23 the name of the stadium that you're marking as the National
24 Stadium on the map?

09:56:27 25 A. Well at present the stadium is called National Stadium, but
26 formerly it was Siaka Stevens Stadium.

27 Q. Witness, do you see --

28 JUDGE SEBUTINDE: Is he saying during the time of the
29 conflict it was Siaka Stevens Stadium and that that is the

1 evidence he gave, or what is he saying?

2 MS ALAGENDRA:

3 Q. Witness, can you be clear on what you are explaining in
4 relation to the name of the stadium?

09:56:59 5 A. Well the military government that was in power, the NPRC
6 government headed by Captain Valentine Strasser, changed the name
7 of the stadium. Originally it was called Siaka Stevens Stadium.
8 It was the name of the former President Siaka Stevens. When the
9 military government took power they said, "No, the name should be
09:57:26 10 changed to National Stadium", and so when they took power they
11 changed the name to National Stadium and this is what is on the
12 map, Siaka Stevens Stadium.

13 PRESIDING JUDGE: It would appear, therefore, that the map
14 is out of date as in relation to that name.

09:57:44 15 MS ALAGENDRA: Yes, your Honour:

16 Q. Witness, do you see the Central Prison on the map which you
17 said was also called Pademba Prison?

18 A. Yes, my Lord.

19 Q. Can you circle that and put a number 2 next to it. Do you
09:58:30 20 see Tengbeh Town on the map?

21 A. Yes, my Lord.

22 Q. Can you circle that and put a number 3 next to it. Do you
23 see Kingtom on the map?

24 A. Yes, my Lord.

09:59:09 25 Q. Can you circle that and put number 4 next to it. Do you
26 see Kissy Police Station on this map?

27 A. Yes, my Lord.

28 Q. Can you circle it and put number 5 next to it. Do you see
29 Kissy Mental Home on the map?

1 A. Yes, my Lord.

2 Q. Can you circle that and put number 6 next to it.

3 A. Yes.

4 MS ALAGENDRA: Your Honours, that will be all for this map.

10:00:43 5 Your Honours, may I request that this map be marked for
6 identification as MFI-24.

7 PRESIDING JUDGE: A map, a one page document entitled
8 "Freetown and Environs" as marked by the witness and as noting
9 one change of name, is marked for identification MFI-24.

10:01:17 10 MS ALAGENDRA: Your Honours, can I ask that the witness be
11 given another map, please, which is the map at page S3C on the
12 map book. Your Honours, this is the road map of Sierra Leone and
13 we have broken it up into six parts so it will fit into this book
14 and the area that I'm going to be asking the witness to mark is
10:02:04 15 going to be the Western Area:

16 Q. Witness, do you see this map in front of you?

17 A. Yes, my Lord.

18 Q. Do you see Wellington on this map?

19 A. Yes, my Lord.

10:02:51 20 Q. Can you circle Wellington and put number 1 next to it. Do
21 you see Allen Town on the map?

22 A. Yes, my Lord.

23 Q. Can you circle and put number 2 next to it. Do you see
24 Calaba Town on the map?

10:04:06 25 A. Yes, my Lord.

26 Q. Can you circle it and put number 3 next to it. Do you see
27 Grafton on the map?

28 A. Yes, my Lord.

29 Q. Can you circle that and put number 4 next to it. Do you

1 see Hastings on the map?

2 A. Yes, my Lord.

3 Q. Can you circle that and put number 5 next to it. Do you
4 see Benguema on the map?

10:05:23 5 A. Yes, my Lord.

6 Q. Can you circle that and put number 6. Do you see Waterloo?

7 A. Yes, my Lord.

8 Q. Can you circle Waterloo and put number 7 next to it. Do
9 you see Tombo on the map?

10:06:10 10 A. Yes, my Lord.

11 Q. Can you circle Tombo and put number 8 next to it. Do you
12 see Newton on the map?

13 A. Yes, my Lord.

14 Q. Can you circle that and put number 9 next to it. Do you
15 see Macdonald on the map?

10:07:01 15 see Macdonald on the map?

16 A. Yes, my Lord.

17 Q. Can you circle that and put number 10 next to it. Do you
18 see Mile 38, which was said was also Magbuntoso, on the map?

19 A. Yes, my Lord.

10:07:46 20 Q. Can you circle that and put number 11 next to it. Do you
21 see Okra Hill on the map?

22 A. Yes, my Lord.

23 Q. Can you circle that and put number 12 next to it?

24 A. The spelling is different. It bears a different spelling.

10:08:32 25 PRESIDING JUDGE: I do recall it being spelt O-K-R-A in the
26 course of evidence as in the vegetable.

27 MS ALAGENDRA: That is how it was spelt in the course of
28 evidence, your Honour.

29 PRESIDING JUDGE: But I note, as the witness says, it is a

1 different spelling here.

2 MS ALAGENDRA: Your Honour, for the record can we note both
3 spellings?

4 PRESIDING JUDGE: I don't see any problem with that.

10:08:56 5 MR ANYAH: I have no problem. I just point out in line
6 with the discussion that yesterday on the previous map, MFI-23,
7 Sani Abacha, Sani was spelt with two "n"s and on the record it
8 was with one "n", and today on the former map we just looked at,
9 MFI-24, counsel said "Kissy Police Station" and the map said
10:09:20 10 "Kissy Police Barracks".

11 PRESIDING JUDGE: Well, a lot of these are phonetically
12 spelt and I agree, if I remember rightly, the signpost for Sani
13 Abacha has one "n" only.

14 MR ANYAH: Thank you.

10:09:50 15 MS ALAGENDRA:
16 Q. Witness, you can continue to circle Okra Hill and can you
17 put a number 12 next to that. Thank you, witness.

18 Your Honours, that will be all for this map.

19 PRESIDING JUDGE: Thank you, Ms Alagenda.

10:10:13 20 MS ALAGENDRA: Your Honours, can I ask that this map be
21 marked for identification MFI-25.

22 PRESIDING JUDGE: Very well. A map that does not have a
23 title, but ranges from Freetown to approximately Magburaka and as
24 marked by the witness is MFI-25. Please proceed, Ms Alagenda.

10:11:22 25 MS ALAGENDRA: Thank you, your Honour.

26 PRESIDING JUDGE: Perhaps before you proceed it's been
27 pointed out to us that the spelling of Tombo has two spellings as
28 well, as has been mentioned.

29 MS ALAGENDRA: Your Honours, for the record can we note

1 both spellings for this location, please.

2 PRESIDING JUDGE: I recall it being spelt T-U-M-B-0.

3 MS ALAGENDRA: Yes, your Honour, and on the map I think it
4 says T-0-M-B-0.

10:12:21 5 JUDGE SEBUTINDE: Ms Alagendra, I think that if there are
6 variations in spellings or pronunciations this evidence should
7 come from the witness, just to be sure and to make sure that he
8 is talking about the same place. I'm not sure if Pendembu is the
9 same as Gbendembu, but it has to come from the witness. It
10:12:44 10 shouldn't come from counsel, or even from the Bench. It should
11 come from the witness.

12 MS ALAGENDRA: Yes, your Honour, it's just that it was me
13 that was providing the spellings to the Court, but I will ask the
14 witness to clarify.

10:12:59 15 JUDGE SEBUTINDE: There's a big difference between Tombo
16 and Tumbo. It has to come from the witness.

17 MS ALAGENDRA: Your Honours, in relation to Tombo I think I
18 may have spelt it T-0-M-B-0 yesterday, which is also the spelling
19 on the map.

10:13:18 20 JUDGE SEBUTINDE: You know that the indictment talks of a
21 difference place and to me that is more important, but if the
22 evidence is that these things happened at Tombo, well, that's the
23 evidence.

24 MS ALAGENDRA:

10:13:36 25 Q. Witness, do you know of a location Tumbo, spelt T-U-M-B-0?

26 A. Well, the Tombo that is there is the only place called
27 Tombo, except there's problem with the spelling, but the place is
28 called Tombo.

29 Q. Thank you, witness.

1 MS ALAGENDRA: Your Honours, I recall that in relation to
2 Gbendembu, as pointed out by Justice Sebutinde, the location
3 marked by the witness was spelt G-B-E-N-D-E-M-B-U. There was
4 another location on that same map I recall spelt with
10:14:26 5 P-E-N-D-E-M-B-U, but that was not marked by the witness, just for
6 the record, your Honour:

7 Q. Witness, we stopped yesterday where you told the Court that
8 you left Makolo, you went to Mile 38 and from Mile 38 your group
9 moved to Okra Hill, is that correct?

10:15:18 10 A. Yes, my Lord.

11 Q. We're going to continue from that point, witness. Can you
12 give us a time frame for when your group moved to Okra Hill?

13 A. Well, like I have said, this happened between April/May
14 1999.

10:15:33 15 Q. Before you moved out of Mile 38 do you recall if anything
16 happened there?

17 A. Well, when ECOMOG started attacking, Bazy told us to burn
18 down Mile 38, so we burnt down Mile 38, which is Magbuntoso.

19 Q. What did you burn in Mile 38?

10:16:02 20 A. Well, it was the houses that were at Mile 38 so that we
21 would prevent ECOMOG from residing there.

22 Q. Do you recall who participated in this burning?

23 A. Well, Bazy, myself, Junior Lion, the squad that was there,
24 Hassan Papa Bangura and other commanders that were with the
10:16:33 25 troop.

26 Q. Witness, at this time do you know what had happened to the
27 Red Lion battalion?

28 A. As I have said, part of the Red Lion battalion went with
29 Gullit together with Bajehjeh. We only had a few of them that

1 stayed with us.

2 Q. You said one group went with Gullit, to where?

3 A. As I have said, when we were in Newton when Gullit,
4 Five-Five and the other commanders I named, when they left and
10:17:24 5 said they were heading for Makeni - I mean they were heading for
6 Lunsar to meet Superman in Makeni.

7 Q. And the group that went with Med Bajehjeh, do you know
8 where they went?

9 A. Well, as I have said, Med Bajehjeh was one of the
10:17:45 10 commanders that went together with Gullit. They left together at
11 Newton to go back to the rear.

12 Q. When you say rear where do you mean?

13 A. Well, when they left Newton they said they were heading for
14 Makeni. That is at the rear.

10:18:11 15 Q. And you say some of the fighters from the Red Lion
16 battalion moved with your group to the West Side?

17 A. Yes, my Lord.

18 Q. Please continue, witness.

19 A. Well, we had some RUF men who were in the Red Lion
10:18:34 20 battalion and some STF members, including some former NPFL
21 fighters, also stayed with us. They were divided. Gullit went
22 with some of them. Part of them stayed with Bazy, so we were
23 all together.

24 Q. What was the number of the STF, NPFL and RUF from the Red
10:19:03 25 Lion battalion that went with your group?

26 A. Well, about 10 STF stayed around and about 10 NPFL men also
27 stayed with us. Gullit went with the others, including Med
28 Bajehjeh.

29 THE INTERPRETER: Your Honours, can the witness go back to

1 the last statement he made.

2 PRESIDING JUDGE: Mr Witness, the interpreter wants some
3 further clarification, or to complete an answer. Could you
4 please repeat your answer from the point where you say, "Gullit
10:19:37 5 went with the others, including Med Bajehjeh." Continue from
6 there, please.

7 THE WITNESS: I said Gullit went with some of the Red Lion
8 battalion men, including Med Bajehjeh who was the commander. The
9 rest of them, about 10 STF, 10 former fighters of the NPFL and 10
10:20:03 10 - sorry, Stagger, who was also a commander, came, he was an RUF,
11 he too stayed with the squad.

12 MS ALAGENDRA:

13 Q. Which squad are you referring to that these men stayed
14 with?

10:20:20 15 A. Well, this time it was the squad that Bazy was leading,
16 the troop that Bazy was leading.

17 Q. Were there civilians living in Mile 38 at this time?

18 A. Well, as far as I can recall, as I said, Bazy had ordered
19 that Foyoh should move with the family members to go into Okra
10:20:51 20 Hill and find a location whilst we, the fighting forces, blocked
21 ECOMOG to prevent them from capturing our area. So the civilians
22 that we had in that area were moved inwards.

23 Q. Did anything happen to civilians from Mile 38?

24 A. Well, as far as I can recall, Bazy ordered them to move
10:21:31 25 the civilians who were under our control. Bazy ordered that
26 they be moved where Foyoh had gone to locate a place at the Okra
27 Hills.

28 Q. You say your group was burning houses in Mile 38. Who did
29 those houses belong to?

1 A. These were the civilian houses that were at Mile 38,
2 Magbuntoso. Those were the houses we were burning down.

3 Q. At the time you were burning the houses in Mile 38, do you
4 know where the civilians were?

10:22:17 5 A. Well, just as I said, we had occupied that area, the
6 civilians who were there were those we had captured who were in
7 our midst. Some ran away into the bush, but those who were in
8 our area, they were the ones Bazzy ordered that Foyoh should move
9 with.

10:22:39 10 Q. After the burning of Mile 38 do you recall where Bazzy
11 moved to?

12 A. Yes, my Lord.

13 Q. Where?

14 A. Well, we went to Magbeni which is located in the Okra
10:23:03 15 Hills. We withdrew to meet Foyoh and the entire family members.

16 MS ALAGENDRA: Your Honours, for the record Magbeni is
17 spelt correctly:

18 Q. Did anything happen in Magbeni?

19 A. Yes, my Lord.

10:23:24 20 Q. What happened?

21 A. Well, Bazzy reorganised the troop and formed a brigade. He
22 established another brigade and he appointed commanders and
23 created his own brigade administration.

24 Q. Do you recall who the commanders were that Bazzy appointed?

10:24:01 25 A. Yes, my Lord.

26 Q. Can you name them for the Court?

27 A. He appointed Hassan Papa Bangura as the second in command
28 and the director of operations. He also appointed Junior Lion as
29 operations commander. He also appointed Tito as the camp

1 commandant. He appointed Major Gbonkenkeh as the brigade
2 major.

3 Q. Witness, can you spell Gbonkenkeh?

4 A. G-B-O-N-K-E-L-E-N-K-E-H.

10:25:29 5 Q. Please proceed, witness. What other commanders did he
6 appoint?

7 A. Well, he also appointed some commanders and made them
8 battalion commanders. He established about five battalions that
9 I can recall some of their names. We had the Eagle battalion and

10:25:50 10 the Lion battalion. You also had Eagle, Lion, you had Cambodia
11 battalion, you had - I can recall the other names later, but he
12 formed and established these battalions and he also promoted us
13 to major and he appointed me to become the ADC to the second in
14 command, who was Hassan Papa Bangura. He too, that is Bazzy, had

10:26:39 15 his CSO whom he appointed. We called him Maff, Edward Williams.
16 We used to call him Maff.

17 Q. Did you say Edward Williams, or Eldred Williams?

18 A. Edward Williams.

19 Q. Witness, when you say "ADC", what do you mean?

10:27:01 20 A. Well, this was the aide-de-camp. That was what it was
21 called in the army. He was always with the commander for
22 whatever orders to be especially in charge of his manpower. It
23 was the ADC that was directly responsible for that when we were
24 in the jungle.

10:27:25 25 Q. You said he created five battalions, correct?

26 A. Yes, my Lord.

27 Q. Do you recall if he appointed any battalion commanders?

28 A. Yes, my Lord.

29 Q. Do you recall their names?

1 A. Like the Cambodia battalion, he appointed Foyoh to head it.
2 This other battalion whose name I have not called he appointed
3 KBC, who also headed 1 battalion. He had Kedo [phon], Lieutenant
4 Colonel Kedo. He also headed another battalion. He appointed
10:28:22 5 Keforkeh to act as the battalion commander for the Lion
6 battalion.

7 Q. Foyoh, which group was he from, do you know?

8 A. Yes, my Lord.

9 Q. Which group?

10:28:40 10 A. Well, Foyoh came together with 0-Five to reinforce us at
11 Colonel Eddie Town.

12 Q. And Kedo, which group was he from?

13 A. Kedo, we were together from Kono up to Freetown. He was in
14 the SLA group.

10:29:14 15 Q. Witness, can you remind us again what rank you were
16 promoted to?

17 A. He promoted me to major and appointed me as the ADC to the
18 second in command, who was Hassan Papa Bangura.

19 Q. Did anything happen after the appointments were made by
10:29:36 20 Bazzy?

21 A. Yes. Bazzy ordered Keforkeh to cross the river, because
22 from Magbeni to Gberibana you had to use a boat to cross, so he
23 said Keforkeh should go across and ensure that he clears up
24 Gberibana. If he found any civilian there, he should execute
10:30:09 25 them so that nobody would know the location where we were going
26 to base. So, Keforkeh took some men and moved to Gberibana.

27 Q. Do you recall how many men Keforkeh moved with?

28 A. Yes, he moved with some - with a strong manpower. They
29 were more than 50, those who went across.

1 Q. How do you know about this order from Bazzy?

2 A. Well this reorganisation made by Bazzy was done in our
3 presence, including the appointment. Even the order was made in
4 my presence, in the presence of Hassan Papa Bangura and some of
10:30:55 5 the commanders that I have named. It happened in our presence.

6 Q. Do you know the composition of Keforkeh's group that moved
7 to Gberibana?

8 A. Well, they were mixed. You had SLAs, RUFs, all of them
9 crossed to that area.

10:31:16 10 Q. Apart from SLAs and RUF, were there any other groups within
11 Keforkeh's group that moved to Gberibana?

12 A. Well since he was the one appointed as the battalion
13 commander for the Lion battalion, they also put the STF, you also
14 had Stagger - they were all with him. You also had the STF and
10:31:49 15 the former Liberian fighters, NPFL fighters, who came. All of
16 them occupied that battalion called the Lion battalion, so all of
17 them crossed over.

18 Q. When the Lion battalion crossed over to Gberibana, do you
19 know what, if anything, happened there?

10:32:12 20 A. Well when we too crossed, because Keforkeh sent that he had
21 captured the ground and he had ensured that he had made the
22 ground fearful - that he had captured and made the ground fearful
23 - that is he had executed some of the civilians he found there.
24 So when we also crossed we also saw the display of bodies at
10:32:39 25 Gberibana; about 15 civilians who had been killed in that area.

26 Q. What do you mean by display of bodies?

27 A. Gberibana had different roads. They killed them and put
28 them on the different roads; that is the bypass routes that were
29 in Gberibana. They killed them and displayed their corpses on

1 the road.

2 Q. You said you went to Gberibana and you saw this. How is it
3 you came to be there?

4 A. Well, as I said, after K had sent we too started moving.

10:33:27 5 The troop started moving, together with the family members. We
6 ensured that they crossed over. So when I also went over there
7 together with Hassan Papa Bangura and Bazzy, because we all
8 moved, we saw what happened. I saw the displaying of these
9 corpses at Gberibana.

10:33:48 10 Q. Do you recall if Bazzy reacted when he saw this display?

11 A. No, Bazzy didn't say anything. He just welcomed the idea.
12 He did not say anything asking Keforkeh, "Why did you do this?"
13 He just said, "Job well done. It was better that you did this so
14 that no civilian would know our position". He commended Keforkeh
10:34:19 15 for his action.

16 Q. Did you stay in Gberibana?

17 A. Yes, my Lord, I stayed in Gberibana whilst Bazzy
18 distributed the battalions to occupy the various areas that were
19 in Gberibana.

10:34:46 20 Q. Did the West Side have a headquarter?

21 A. Yes, Gberibana was the headquarters. Like Cambodia, Lion
22 battalion, they were in different villages around Gberibana.

23 Q. For how long did the group remain in Gberibana?

24 A. Well, this group continued to stay in Gberibana up to the
10:35:17 25 time I left there together with Hassan Papa Bangura in the year
26 2000. June 2000. Up to the time we left there in June 2000.

27 Q. What was the size of the group that was now --

28 JUDGE SEBUTINDE: Could we have some time frames as to when
29 they first went there, because I think the last time frame we had

1 was in Okra Hills April/May 1999. We then moved to Mile 38, we
2 moved to Magbeni, to Gberibana and then no time frames for these
3 places.

4 MS ALAGENDRA: I will do so, your Honour:

10:35:57 5 Q. Witness, when did the group move to Gberibana?

6 A. Well, as I said, because whilst we were withdrawing we were
7 in Gberibana around June/July of 1999 up to, as I said, 2000.
8 June 2006 - sorry, June 2000 when we were arrested in Freetown.

9 JUDGE SEBUTINDE: He's told us up to when they were there.
10 I'm asking when did they first go there.

11 MS ALAGENDRA: He said June/July of '99 up to 2000.

12 JUDGE SEBUTINDE: And Mile 38?

13 MS ALAGENDRA:

14 Q. Witness, do you recall when you arrived in Mile 38?

10:36:44 15 A. As I said, April/May we were within that area. May/June we
16 entered and occupied the West Side, which is Gberibana.

17 Q. Do you recall how long roughly you stayed in Mile 38?

18 A. Well we did not stay too long in Mile 38, because we came
19 along fighting and withdrawing, fighting and withdrawing. We did
10:37:18 20 not spend too much time there. As the withdrawal had started, we
21 were not spending much time there.

22 Q. What was the size of the troops that were in Gberibana?

23 A. Well, we were more than 500. We were more than that.
24 Apart from the civilians, we the fighting forces were more than
10:37:47 25 500, those of us who were at the West Side.

26 Q. And the civilians, how many civilians did you have at the
27 West Side?

28 A. Well, the civilians were many. We had many civilians. All
29 the battalions that were formed had civilians. The headquarters

1 had. So the civilians that were taken from Freetown, only a few
2 were taken away by Gullit and others. All the rest were brought
3 back to Gberibana and the other villages where the battalions
4 were.

10:38:20 5 Q. Can you give us a number as to how many civilians were
6 there?

7 A. We had more than 400 civilians in total, those who were
8 with us.

9 Q. Did anything happen in Gberibana during this time?

10:38:45 10 A. Well, during this time Gullit - sorry, Bazzy called a
11 meeting with commanders and when we came, as I said, we received
12 ammunition in Gberibana which was brought by the mixed troop of
13 SLA and RUF for us, so Bazzy organised a meeting and said, well,
14 now that the ECOMOG had pushed up to Masiaka and had dislodged us
10:39:23 15 from the highway, he said it looks like we should plan an
16 operation wherein we should attack their strategic areas. He
17 said now that we've received some ammunition we will use these to
18 attack ECOMOG positions. So he appointed some commanders. He
19 said, well, we should go ahead and plan an operation to Port
10:39:55 20 Loko.

21 Q. Witness, can you remind us, this ammunition that was
22 received, where was it received from?

23 A. Well, as I said, Mosquito had said he will send ammunition.
24 This ammunition came with the commanders. They said it had come
10:40:20 25 from Mosquito to us at Gberibana, it was he who sent this
26 ammunition which was brought by the commanders, which the mixed
27 troop brought to us. So when Bazzy received them he said now we
28 should organise an operation as to where we should attack, those
29 strategic areas where ECOMOG were based.

1 Q. Did he name the areas which had to be attacked?

2 A. Well, Port Loko was one target area that he said we should
3 attack because we heard over the news, the local news, that the
4 Malians had based together with the Guineans in Port Loko. So he
10:41:06 5 said it was better for us to attack there. He also talked about
6 Makolo, Gberi Junction and Mile 38. He said all these areas
7 should be attacked. He said but we should plan this operation to
8 first attack Port Loko.

9 Q. When you say Port Loko what are you referring to?

10:41:31 10 A. Well, Port Loko District, but the Port Loko Town where the
11 ECOMOG were based, the Guineans and Malians, where they were
12 based in Port Loko Town.

13 Q. Did these operations take place?

14 A. Yes, my Lord.

10:41:52 15 Q. Which was the first area that the group went into?

16 A. It was Port Loko.

17 Q. How do you know that?

18 A. Well, I was part of the operation, part of the manpower
19 that went on this operation.

10:42:19 20 Q. Do you recall what happened during the operation in Port
21 Loko Town?

22 A. Yes, my Lord.

23 Q. What happened?

24 A. Well, as I said, Bazy said before we went we should
10:42:35 25 fearful Port Loko and any other village that was within that
26 area. He said any civilian that we found in that area on our
27 way, we should kill them and burn down that town. When we left
28 Gberibana we passed about two villages. By the time we got there
29 the civilians had run away, so we burnt down there and we moved

1 to Port Loko where we captured one woman, a fat woman. That
2 woman was hacked to death by Keforkeh. After that we advanced on
3 towards Port Loko Town. There is a school where the Malians were
4 based. They called that school Schlenka Secondary School in Port
10:43:35 5 Loko. That was where they were based. So we attacked their
6 headquarters and --

7 Q. Witness, I will stop you here. First, when you say "we
8 should fearful Port Loko" what do you mean? Bazzy said "we
9 should fearful Port Loko"?

10:43:55 10 A. As I said, he said we should ensure that we burnt down
11 villages as we went along, any village that we came across from
12 Gberibana to Port Loko. He said when we attack Port Loko we
13 should ensure that we burn down Port Loko and kill people, so
14 that they will really know that we are determined and that we are
10:44:22 15 within that area.

16 Q. When you say "so we burnt down there", where are you
17 talking about?

18 A. Well, I said the two villages that we met close to Port
19 Loko. We burnt down those villages.

10:44:40 20 Q. What did you burn in the villages?

21 A. Well, the houses that were in those villages, those two
22 villages, because when the civilians saw us they ran away. Then
23 we said, "Oh, we should waste no time." We set those villages
24 alight, the houses, and we advanced on towards Port Loko.

10:45:05 25 Q. Those houses that were set on fire, were they empty?

26 A. Well, like I said, the civilians ran away, because that
27 caused us to fasten the operation because when we saw the
28 civilians running away we concluded that they will take
29 information away, so we should burn down this village and move

1 out as soon as possible.

2 Q. The woman that you say was killed by Keforkeh, do you
3 recall who she was?

4 A. Well, she was a civilian. She was civilian, but she was so
10:45:53 5 fat. So he hacked her repeatedly before we entered Port Loko.

6 Q. Do you recall if there was any particular reason why she
7 was killed?

8 A. Well, this was the order that we had had from Bazzy and we
9 only learnt later that this woman was a popular woman in Port
10:46:21 10 Loko, but we learnt that later.

11 Q. Then you said you moved to Port Loko Town?

12 A. Yes, my Lord.

13 Q. What happened there?

14 A. Well, we attacked the Malian troops who were based there
10:46:45 15 and the Guinean troops, and in this attack we dislodged them and
16 burnt down two of their armoured cars and captured some Malians
17 in that area. Two Malians were captured. They were commanders.

18 Q. What, if anything, happened to these two Malians that were
19 captured?

10:47:10 20 A. Well, we kept these Malians safe and withdrew. Afterwards
21 we set the armoured cars on fire and burnt down their
22 headquarters, which was the Schlenka school, and withdrew to West
23 Side base.

24 Q. Witness, can you repeat the name of the school again?

10:47:33 25 A. They called it Schlenka, S-C-H-L-E-N-K-A.

26 Q. When you withdrew to the West Side base where were the two
27 Malians that were captured?

28 A. Immediately we came to the base we met Hassan Papa Bangura
29 at Bazzy's house because that was where the radio set was. So we

1 came and handed over these two Malians to Bazy.

2 Q. Did anything happen after they were handed over to Bazy?

3 A. Yes, my Lord.

4 Q. How do you know what happened?

10:48:32 5 A. Well, I was still there when - when we came with the
6 Malians he said, "Oh, I'm going to call Mosquito. I'm going to
7 call the general right away to inform him that we've started
8 attacking and we've got something in hand that will enable us -
9 that will enable them to know that we really attacked." So Bazy
10:49:00 10 called Mosquito and informed him that the troops that he ordered
11 have attacked Port Loko and dislodged the Malians, and that two
12 had been captured and they were commanders and they were with him
13 now. So Mosquito said that he wants to talk to the commanders,
14 but they never spoke English, they only spoke French. So Bazy
10:49:36 15 told him that these people were not speaking English, but they
16 only speak French. So Mosquito said, "I have Eddie Kanneh with
17 me here who speaks French well", so he said, "Connect the
18 commanders to Eddie Kanneh for them to speak." So Bazy took one
19 of the senior Malian commanders and brought him to the set, so he
10:50:00 20 and Eddie Kanneh spoke in French. So after they had spoken
21 Mosquito said, "Well, Bazy, ensure that you secure these people.
22 Now I am going over the international media and tell them that
23 the troop under my command, led by Bazy, in the western jungle
24 have attacked the Malians and have captured two of their
10:50:30 25 commanders", and that he is demanding that the Malians should
26 leave the shore of Sierra Leone immediately, or else they will
27 execute those commanders, and indeed we heard that over the
28 international media.

29 Q. Witness, I am going to stop you there. When you say "that

1 will enable them to know that we really attacked", what do you
2 mean?

3 A. That is the Malians whom we had captured, who were
4 captives, Mosquito would go over the air. He would have had
10:51:24 5 proof that indeed we attacked and now we have two in our custody,
6 those who were captured during the attack.

7 Q. Who did he want to know about the attack?

8 A. He said he was going over the international media to inform
9 the Government of Sierra Leone and the international people who
10:51:49 10 were concerned, that these people who have been captured should
11 leave Sierra Leone immediately.

12 Q. How do you know about this communication between Bazy and
13 Mosquito?

14 A. My Lord, I said as soon as we left the Port Loko operation
10:52:12 15 and came with these Malians Bazy said, "I am not going to waste
16 any more time, I'm going to call Mosquito immediately, I'm going
17 to call the general immediately and inform him of this
18 development because it's a big blow." So straight away he called
19 and Mosquito responded.

10:52:34 20 Q. After Mosquito said what you've just explained he said
21 during that communication, do you recall if Bazy responded to
22 Mosquito?

23 A. Yes, my Lord, because, as I said, he responded and brought
24 the two commanders. He said they were not able to speak English,
10:53:00 25 but Mosquito told him that Eddie Kanneh was with him and he can
26 speak French, so he said he should bring the commander, that is
27 the senior commander, the Malian, to the set so that they can
28 discuss with Eddie Kanneh in French. So they started discussing.

29 Q. At the end of the communication, when Mosquito said he was

1 going to go over the international media, do you recall if Bazzy
2 responded?

3 A. Yes, he said that will be nice, no problem. He said he
4 wants Mosquito to know that he did not just send the ammunition
10:53:39 5 and then he sit by idle. He has started attacking and he will
6 continuing attacking other areas where ECOMOG were based now
7 within that area.

8 PRESIDING JUDGE: Mr Anyah?

9 MR ANYAH: Yes, Madam President. I would be grateful if
10:53:57 10 counsel could give some indication about when these Malian
11 soldiers were taken hostage.

12 PRESIDING JUDGE: Yes. If you could be more specific,
13 Ms Alagendra.

14 MS ALAGENDRA: I will do so, your Honour:

10:54:09 15 Q. Witness, do you recall the date when the Malians were
16 captured?

17 A. This was in June 1999. This happened - that was when this
18 happened. It was not too long that the ceasefire was declared.

19 Q. Witness, you said earlier that you heard over the
10:54:35 20 international media something after this communication. Can you
21 continue from there?

22 A. Yes, my Lord.

23 Q. What did you hear?

24 A. Well also Mosquito went over the international media, the
10:54:57 25 BBC, and said that the troops that were under his command led by
26 Bazzy in the western jungle had attacked and destabilised the
27 Malian forces who were based in Port Loko. He said and at
28 present they have some of the commanders who have been arrested
29 at the base and that he was demanding that if the Malians do not

1 withdraw from Freetown - sorry, from the shores of Sierra Leone,
2 they would execute those commanders whom they had captured.

3 Q. How long after the communication did you hear this
4 announcement?

10:55:42 5 A. Well when we went to Port Loko, because when we went to
6 Port Loko it was in the morning hours that we came back. It was
7 around 3 a.m. - sorry, 3 p.m. when Focus on Africa is on and also
8 5 p.m., 5.05. 3.05 and 5.05 that day. That was when the
9 interview took place, because the interview was repeated at 3.05
10:56:12 10 and also at 5.05.

11 Q. After this announcement by Mosquito, do you recall if
12 anything happened in relation to the Malian troops in Sierra
13 Leone?

14 A. Yes, my Lord, because after that over the international
10:56:35 15 media we heard that the people of Mali have demonstrated; the
16 Malian people. Sorry, the people in Mali have demonstrated that
17 their troops in Sierra Leone should leave. They should leave
18 Sierra Leone because they've started killing them there. They
19 should leave. We heard that as well.

10:56:56 20 Q. Do you know if anything happened after that in relation to
21 the Malian troops in Sierra Leone?

22 A. Yes, my Lord, something happened after that.

23 Q. What happened?

24 A. Well, the Malians backed out immediately and left the
10:57:16 25 shores of Sierra Leone.

26 Q. Witness, you told the Court earlier that an operation was
27 also planned to take place in Makolo?

28 A. Yes, my Lord.

29 Q. Did the operation in Makolo take place?

1 A. Yes, my Lord.

2 Q. Do you know what, if anything, happened during that
3 operation?

4 A. Yes, my Lord.

10:57:46 5 Q. How do you know what happened during the Makolo operation?

6 A. Well this operation, as I said, was headed by KBC. I
7 myself was with this operation, together with some other fighters
8 whom we moved - who moved to Makolo.

9 Q. Do you recall what happened during the Makolo operation?

10:58:17 10 A. Yes, my Lord.

11 Q. What happened?

12 A. Well during the Makolo operation when we got there it was a
13 dawn attack, that is around 5 to 6 in the morning. We attacked
14 Makolo and destabilised the ECOMOG base that we found there. We

10:58:44 15 found some vehicles, some houses, we captured some ammunition,

16 burnt down the vehicles. Some Nigerian soldiers who were
17 sleeping when we got there, we executed them. We also captured
18 some civilian women whom we met there, about three of them or so
19 whom we captured in Makolo. And Captain Blood captured those

10:59:17 20 women. He had an axe that he was using. That was what he used

21 to slit the women's head. He said they were our sisters, but
22 they've joined up with ECOMOG and they were fighting against us
23 and so he executed them.

24 Q. Who executed these Nigerian soldiers?

10:59:42 25 A. The Nigerian soldiers, we did the operation, those of us
26 the troops that entered, we executed them, because some of them
27 were in the house when we attacked and so when they wanted to
28 come out they encountered us and so we executed them there.

29 Q. You said they were sleeping when they were executed?

1 A. Well, what I mean is that it was a dawn attack and so when
2 we attacked some were coming out of their rooms so they met us.
3 We executed them.

4 Q. How were they executed?

11:00:16 5 A. We shot them. We used our weapons that we had and shot
6 them to death. As they were coming out, they would meet us.

7 Q. How many women were killed?

8 A. As far as I can recall there were about three, those whom I
9 saw who were captured who Captain Blood, who was attached to
11:00:46 10 Bazzy, he was the one who was doing this. He had an axe. He
11 would lay them down and hack their heads like you would - like
12 when you split a wood.

13 JUDGE SEBUTINDE: Were these women in the ECOMOG base, or
14 were they in some other village?

11:01:02 15 MS ALAGENDRA:

16 Q. Witness, can you clarify where these women her?

17 A. In Makolo, the village which we captured which was the
18 ECOMOG headquarters. That was where we met these women, whom
19 Blood said that, "These were the women who were loving with the
11:01:21 20 ECOMOG soldiers. They are our sisters, but they are in love with
21 ECOMOG. They are in line with the ECOMOG and so I am going to
22 kill them awkwardly", and so he took the axe and started hacking
23 them, splitting their heads.

24 Q. You said "Captain Blood, who was attached to Bazzy". What
11:01:41 25 do you mean?

26 A. He was one of Bazzy's security men who were with him - who
27 were with him.

28 Q. Did anything else happen in Makolo?

29 A. As I said, we burnt down the houses in Makolo and we met

1 some vehicles there which we burnt also. Later we got some
2 ammunition and withdrew from Makolo.

3 Q. The houses that were burnt in Makolo, were they empty?

11:02:26

4 A. Well, as I said, when we attacked the place the few
5 civilians - because it was occupied by ECOMOG. There were not
6 many civilians there. Those who were there we executed and it
7 was Captain Blood who did that. We did not see any other
8 civilians in the houses, but we set the houses on fire. The
9 houses that were in Makolo.

11:02:42

10 Q. After this operation, where did your group go to?

11 A. We withdrew to Magbeni.

12 Q. And?

11:03:06

13 A. After which we crossed over. We were in Magbeni and the
14 ECOMOG set an ambush for us, but we destabilised them and later
15 on went to Gberibana and reported to Bazzy about the operation;
16 the operation in Makolo. We gave him details of what happened
17 during the operation.

18 Q. What were the details that were given to Bazzy?

11:03:31

19 A. Well, we explained that we found ECOMOG position - an
20 ECOMOG position there, we killed some of them, captured some
21 ammunition, burnt down the town and Blood explained about the
22 women whom he hacked, those women whom he used his axe to hack to
23 death. We explained everything to Bazzy of what happened.

24 Q. Did Bazzy respond after he received this report?

11:03:57

25 A. Well, he just welcomed us and said, "Wow, you've really
26 done me proud. You are really making me feel that you are my
27 commanders in this place."

28 Q. How do you know about this reporting to Bazzy and his
29 response?

1 A. When the fighting troops came, those of us who went and
2 attacked, when we came we went directly to Bazzy. He would call
3 up Bomb Blast, who was the director of operations, and Junior
4 Lion would also be present. So that's where we would do this.

11:04:36 5 We would surrender everything, like I said, from the operation,
6 we would surrender everything to the commander. Bazzy, as soon
7 as you come from an operation he was always alert to receive
8 whatever you came with and ensure that you gave an accurate
9 report. He even had boys he would plant among the troop to
11:04:56 10 ensure that you did exactly what you were told to do.

11 Q. Who had boys that he would plant amongst the troop?

12 A. Bazzy had men. Whatever fighting force that was going on
13 an attack, he had men that he would put among you, telling them
14 to watch the commanders for what they were doing. So if you had
11:05:21 15 something during an operation and you refused to hand that over,
16 those boys would report you and say, "We saw so and so person, or
17 we heard so and so person reporting that they took his or her
18 money", so you the commander would have to face him.

19 Q. These boys that Bazzy put amongst the troop, did they have
11:05:45 20 any formal assignment?

21 A. Yes, my Lord, they had an assignment.

22 Q. What was the assignment?

23 A. They were to ensure that the order that was given, you the
24 commander implemented it. If Bazzy says you should go there and
11:06:07 25 burn, or do this, those boys would come and say, "Please, sir,
26 when we went there, these men, what they wanted to do what was
27 they did, they did not do what you told them to do", so those
28 boys were there for that reason.

29 Q. Apart from when they went with the troops to report back to

1 Bazy, did they have any other assignments?

2 A. As I said, they were his eye, his representatives. They
3 were the people who were --

4 PRESIDING JUDGE: Mr Witness, we are clear on this point.

11:06:44 5 Counsel is asking had they any other job other than this
6 reporting that you've described?

7 THE WITNESS: Well, they too were part of the fighting team
8 that went.

9 MS ALAGENDRA:

11:07:01 10 Q. Witness, after you returned to Gberibana after the Makolo
11 operation and the operation was reported to Bazy, do you recall
12 if you heard anything?

13 A. Yes, the government - the SLPP government went over the air
14 and said the junta troops went to attack Makolo, but that they
11:07:30 15 dislodged them, that they used their helicopter gunship and
16 dislodged the junta troops who went to attack. They said the
17 AFRC/RUF troops, because that was what they were calling us, they
18 said they attacked Makolo, but the forces, combined with ECOMOG,
19 attacked them and they used the helicopter gunship and they
11:07:52 20 killed many of them and dislodged them from that area. That was
21 what the government went over the air and said.

22 Q. Witness, after this, when you were in Gberibana - your
23 Honours, I withdraw that question. I will ask another question.
24 The civilians that were in Gberibana with the West Side troops,
11:08:19 25 do you know what, if anything, happened to them?

26 A. Well, those civilians, as I said, they continued, they were
27 working for us. We used them in ambushes at the various guard
28 posts, we used them for food finding patrols wherein they used to
29 carry the loads that we got, we used them to pound rice that we

1 got and also some of them, like the young girls - as I said, some
2 commanders had two, one - were also used as wives.

3 Q. Did you know any of the girls that were used by the
4 commanders as wives?

11:09:20 5 A. Well, yes, I was able to know many of them. Yes, many
6 girls who were used were in the camp, those whom we took from
7 Freetown. Like Bazy in general, who was our commander, he would
8 just sit there and say, "Hey, CSO, that one going there should
9 sleep with me tonight", and when the CSO goes to call you you
11:09:52 10 will not disobey the order, you will just come along.

11 Q. What happened to these girls when you say "you will just
12 come along"?

13 A. Well, as I said, if Bazy knows that - because we had so
14 many beautiful girls and they would pass along that area where
11:10:23 15 Bazy was. If he sees you he would order his CSO, who was Maff,
16 and say, "That girl today should be with me", and Maff will go,
17 his CSO, will go and meet you and tell you the commander wants to
18 see you.

19 MS ALAGENDRA: Your Honours, I apologise for interrupting,
11:10:46 20 but there's a very pungent burning smell coming from this side.

21 PRESIDING JUDGE: We were forewarned that this could
22 happen, Ms Alagenda, that there would be some works being done
23 and that this could happen. However, in the light of your
24 concerns I will ask security to just radio and confirm, but
11:11:05 25 please continue. That's what we've been told.

26 MS ALAGENDRA: Thank you, your Honour:

27 Q. Witness, did you know any of the girls that Bazy used this
28 way in Gberibana?

29 A. Yes, my Lord.

1 Q. Who was she?

2 A. Well, I had one of my cousins who was captured in Freetown
3 whom we met at the West Side, who at one time I was down at our
4 own place where Bomb Blast was and she came and met me and said
11:11:53 5 Bazy's CSO came up to her and said Bazy wants to see her. She
6 came to me to seek my advice and I said, "Well, this is above me.
7 Since he is the commander on the ground, if he says he wants to
8 see you go and meet him, but later I will go and see what the
9 problem was, but go and meet him." So she moved and went there
11:12:14 10 to Bazy.

11 Q. Do you know what, if anything, happened to her when she
12 went to Bazy?

13 A. Well, the only thing that I saw happen was that later when
14 I left and went to where Bazy was I met --

11:12:36 15 THE INTERPRETER: Your Honours, it's not very clear whom
16 the witness met.

17 PRESIDING JUDGE: Pause, Mr Witness. Say that again,
18 Mr Interpreter.

19 THE INTERPRETER: He's not very clear as to whom he met
11:12:46 20 because we are talking of Bazy and the cousin here, so there is
21 no distinction.

22 PRESIDING JUDGE: Mr Witness, the interpreter needs you to
23 clarify who you met when you answer the question. Ms Alagendra,
24 ask the question again, please.

11:13:09 25 MS ALAGENDRA:

26 Q. Do you know what, if anything, happened to her when she
27 went to Bazy?

28 A. Yes, my Lord.

29 Q. How do you know what happened to her?

1 A. Well, as I told her that I will go and meet her to Bazy, I
2 left my house where we were and I moved to Bazy, Bazy's place.
3 When I went there I met her crying. She said she has been beaten
4 and I asked her what the problem was. She said Bazy said two of
11:13:57 5 them should have sex. Because she refused, that was why they
6 beat her. So I have nothing to say. So later Bazy's CSO took
7 her and she went into Bazy's room. So I heard her screaming
8 when they were in the room together with Bazy. I heard her
9 screaming. She continued screaming and later she came out
11:14:20 10 crying. So I left her there and went and met Bomb Blast and
11 explained to him. So later Bomb Blast said he will go and meet
12 Bazy and take the girl, so Bomb Blast went there and later came
13 with her. So I was encouraging her to take - to endure.

14 Q. Did she tell you who beat her?

11:14:54 15 A. Yes, that was an order from Bazy. She said it was Maff
16 who beat her. It was Bazy who ordered that Maff should beat her
17 because she wanted to refuse Bazy, so Maff said she should be
18 beaten, so it was Maff who beat her, but after which she agreed.
19 So she went into the room. As I said, I was standing there when
11:15:12 20 I heard her screaming continuously and later I left and went down
21 to Bomb Blast and explained to him. So Bomb Blast said that
22 later he would go there to find out, so later Bomb Blast went
23 there and I saw both of them come. So she explained exactly what
24 happened. So I told her to take heart, I told her I don't have
11:15:35 25 any power here. They were our commanders, whatever they did I
26 had no power to do anything. So I just told her to take heart
27 and endure. That was what I told her.

28 Q. Witness, can you remind the Court who is Maff?

29 A. He was Edward Williams whom we called Maff. He was the CSO

1 to Bazy.

2 Q. How old was this cousin of yours?

3 A. Well, that time she was around 16, 17, within those ages.
4 She was very small actually.

11:16:17 5 Q. Witness, you said Bazy also ordered that an operation
6 should take place in Gberi Junction?

7 A. Yes, my Lord.

8 Q. Did the operation in Gberi Junction take place?

9 A. Yes, my Lord.

11:16:46 10 Q. Do you know what happened during that operation?

11 A. Well, they appointed Amara Kallay to go and attack Gberi
12 Junction, but I did not go on that operation. We were at the
13 headquarters. Later Amara Kallay came, he came with a lot of
14 looted items to the camp. As soon as he came, Bazy - some of

11:17:22 15 his men whom he had put went and met Bazy and said, "Please,
16 sir, Colonel Kallay, when we went to Gberi Junction to attack, he
17 didn't bother to go on the attack, he just went on looting. He
18 didn't attack the enemy. He went on looting." So Bazy called
19 the director of operations, went together to Bazy and he said
11:17:51 20 they should beat up Amara Kallay because he had not executed the
21 orders that were given to him. He said they should beat him up.
22 Indeed, they took him to the military police and he was given
23 over 50 lashes for not completing the operation.

24 Q. What were the orders that Bazy said he had not executed
11:18:16 25 and was punishing him for?

26 A. Well, Bazy ordered that he should go and attack Gberi
27 Junction and ensure that if he met any military position, or
28 civilians there they should be executed and destabilise the base
29 that was at Gberi Junction, but when the man went he didn't do

1 that. I think he just stopped halfway and looted those areas and
2 returned. So Bazy said that was not the operation, he failed to
3 carry out the operation that he was sent for.

11:18:59 4 Q. Was there any other operation to Gberi Junction after this
5 operation by Amara Kallay?

6 A. Yes, my Lord. We undertook another operation and this time
7 round I joined in and we went and attacked the ECOMOG forces at
8 Gberi Junction and disorganised them, burnt Gberi Junction and
9 got some ammunition and withdrew to Gberibana, the headquarters.

11:19:36 10 Q. How long after the first operation to Gberi Junction did
11 this second operation that you went on in Gberi Junction take
12 place?

13 A. It was just two days. The day they came they rested and
14 Bazy said the other day we should go back there and attack Gberi
11:20:03 15 Junction. He said that place - because that place is a military
16 position, so we should attack that place. So we organised again
17 and moved. This time Amara Kallay moved. We went with him on
18 that operation and we succeeded. We attacked the ECOMOG
19 headquarters at Gberi Junction and burnt down Gberi Junction,
11:20:29 20 because they withdrew. They withdrew with their armoured car.
21 So we were able to get some ammunition and return to Gberibana.

22 Q. What did you burn in Gberi Junction?

23 A. Well, the houses that were at the Gberi Junction where the
24 ECOMOG were, we burnt those houses.

11:20:51 25 Q. Were there any civilians living there at the time?

26 A. No, my Lord. We did not meet civilians.

27 Q. After this operation in Gberi Junction, do you recall if
28 you heard anything?

29 A. Well, the only thing was that those operations that

1 happened, they used to announce it. We heard the announcement
2 over the air that the junta forces, the AFRC and RUF have
3 attacked Gberi Junction. That used to happen and when we came
4 Bazzy will report to Mosqui to that we have attacked Gberi
11:21:38 5 Junction, the men have attacked Gberi Junction. That used to
6 happen. Whatever attack we went on, Bazzy will give a report to
7 General Mosqui to, that is Sam Bockarie.

8 Q. After the Gberi Junction operation do you recall if any
9 other operations took place while your group was based in
11:21:59 10 Gberi bana?

11 A. Yes, my Lord.

12 Q. Where?

13 A. Mile 38, that is Magbuntoso.

14 Q. When did this operation take place?

11:22:18 15 A. After the Gberi Junction operation we rested for about two
16 days also and Bazzy said we should attack, because we were not
17 spending much time. After the operation - after two days another
18 operation should take place. He said there is a military
19 position there, we should destabilise it.

11:22:39 20 Q. Can you give us a time frame when this operation in Mile 38
21 took place?

22 A. These operations that I'm talking about, all of them
23 happened in June, close to July, but it was in June, June/July,
24 yeah, it was then that these operations happened.

11:23:04 25 Q. Which year?

26 A. 1999.

27 Q. Do you know what happened during the operation on Mile 38?

28 A. Yes, my Lord.

29 Q. How do you know?

1 A. Well, I was part of the team that went to Mile 38.

2 Q. What happened during this operation?

3 A. Well, we also met the ECOMOG there, we attacked their
4 positions and pushed them out of Mile 38 and some of their tents
11:23:41 5 that they had erected there were burnt down and we withdrew to
6 the base. We got some ammunition from them and we withdrew to
7 the base.

8 Q. Did any other operations take place after the Mile 38
9 operation?

11:24:01 10 A. Well, the only operation that took place, as far as I can
11 recall, was before the declaration of the ceasefire on Mansumana.
12 Bazy organised a troop to attack Mansumana. That was the day
13 the government declared a ceasefire.

14 MS ALAGENDRA: Your Honours, for the record Mansumana is
11:24:30 15 spelt M-A-N-S-U-M-A-N-A:

16 Q. Do you know what happened during the operation on
17 Mansumana?

18 A. Well, I did not go on this operation. It was Keforkeh and
19 his battalion that Bazy sent to go and attack Mansumana. We
11:24:57 20 were at the headquarters. We had three 82 millimetre mortars
21 that we mounted and were firing at opposite directions within
22 that Masiaka axis and the ground force moved to attack Mansumana.

23 Q. Do you recall which one of the battalions went on the
24 operation to Mansumana?

11:25:29 25 A. Yes, the Lion battalion. Bazy ordered Keforkeh to move
26 his battalion - the dawn of the day the peace would be declared
27 should meet them there. They should capture there and stay there
28 in order to gain ground. The troop should ensure that they
29 capture Mansumana and create a checkpoint there.

1 Q. Witness, do you recall anything happening in Magbeni in
2 July 1999?

3 A. Yes, my Lord.

4 Q. What happened?

11:26:21 5 A. Well, at the time that the government declared a ceasefire
6 we realised that they've not mentioned the SLA in the accord,
7 they just said all of us who were in the bush were combatants.
8 We disagreed. We said we were SLAs, why haven't they mentioned
9 the SLAs? So Bazzy organised, called Bomb Blast and said, well,
11:26:51 10 now it looks like we should plan another operation. So he linked
11 up with Freetown and said, well, he wants to release some child
12 combatants, so let the UNAMSIL who were there at the time, and
13 some group of people, to come and receive these child combatants.

14 Q. When you say so he linked up with Freetown, what are you
11:27:21 15 referring to?

16 A. Well, during those times we used to have communication.
17 During the ceasefire we used to get communication directly from
18 Cockerill because communication was going on between the two
19 sides because there was a ceasefire. So we called Abdulai
11:27:44 20 Mustapha, who was the protocol officer to President Kabbah. He
21 said, well, we would want to release some child combatants. We
22 want UNAMSIL to come and receive these child combatants at
23 Magbeni.

24 Q. Who said this to Abdulai Mustapha?

11:28:09 25 A. It was Bazzy who said this to Abdulai Mustapha.

26 MS ALAGENDRA: Your Honours, I'm going to be moving to a
27 new area. Perhaps it's the right time to take a break.

28 PRESIDING JUDGE: Thank you, Ms Alagenda, that will be
29 appropriate. We will take the mid-morning break, Mr Witness,

1 and we will resume court again at 12 o'clock. Please adjourn
2 court.

3 [Break taken at 11.30 a.m.]

4 [Upon resuming at 12.00 p.m.]

11:59:02 5 PRESIDING JUDGE: Ms Alagendra, please proceed.

6 MS ALAGENDRA: Thank you, your Honour:

7 Q. Witness, before we took the break you were telling the
8 Court about a communication between Bazzy and Abdulai Mustapha
9 who was the protocol officer to President Kabbah about the

11:59:32 10 release of child soldiers. These child combatants at Magbeni,
11 who were they with?

12 A. Those child combatants were there at the base at Gberibana
13 and some of them were in the other villages where the battalions
14 were attached. They were there.

12:00:03 15 Q. Do you recall at this time in Gberibana how many child
16 combatants were with the West Side?

17 A. We had about 200 child combatants.

18 Q. And these 200 child combatants, do you recall their gender?

19 A. Well, they were mixed, but the boys were many than the
12:00:41 20 girls.

21 Q. Do you recall the age group of these child combatants that
22 were the West Side?

23 A. Some were around eight, 10 and 12 years.

24 Q. Just to be clear, witness, when you say child combatant
12:01:03 25 what are you referring to?

26 A. These boys were trained, many of them, they were fighting
27 alongside with us when we go on operations.

28 Q. And how did these boys come to join your group?

29 A. Well, those various areas we captured, like Kono and

1 Freetown also when we captured there, these children were with
2 us.

3 PRESIDING JUDGE: That's not the answer, Mr Witness, to the
4 question asked. The question asked was how did they come to join
12:01:52 5 your group. You said you captured areas. What happened there?

6 THE WITNESS: We captured them.

7 MS ALAGENDRA:

8 Q. Witness, just to go back a little bit, when you were based
9 at Gberibana you spoke about communication between Bazzy and
12:02:19 10 Mosquito, do you recall that?

11 A. Yes, my Lord.

12 Q. Apart from that communication, do you recall if there were
13 any other communications that took place, and I am referring to
14 radio communications, witness?

12:02:36 15 A. Yes, like I said, all the areas that we captured, Bazzy
16 would call Mosquito and then give him a report. When we went to
17 Port Loko, he also gave that report. Makolo, he also gave that
18 report. Gberi Junction, he also gave that report. And Mile 38
19 as well he gave that report. And up to Mansumana that we were to
12:03:10 20 attack that morning against the ceasefire. He also reported to
21 him that we had attacked Mansumana, so we were able to gain some
22 grounds before the ceasefire and establish a defensive around the
23 Mansumana axis.

24 Q. Apart from communications with Mosquito, do you recall if
12:03:49 25 Bazzy communicated over the radio with anyone else?

26 A. Yes, he used to talk to Morris Kallon and also Issa.

27 Q. How do you know that Bazzy used to communicate with Morris
28 Kallon and Issa?

29 A. Well, whenever he had wanted to do that he will call on

1 Bomb Blast to move with him. He will also talk to them.

2 Q. When you say Issa, who are you referring to?

3 A. I am talking about Issa Sesay who was an RUF commander.

4 Q. Now you say, "He will call on Bomb Blast to move with him."

12:04:42 5 My question is how did you know about these communications?

6 A. These two happened in my presence. Whenever he called on
7 Bomb Blast, when he is going, when he is doing those
8 communications it happens in my presence. It's not that the set
9 would be in the house. You always have where the set is and
10 where the radio man is, when they are doing the communication I
11 will be present. It was not something that was hidden in the
12 house.

13 Q. Do you recall communications between Bazzy and Issa Sesay?

14 A. Yes, I can recall that.

12:05:31 15 Q. Do you remember any particular conversation that they had
16 over the radio?

17 A. Well, as far as I know, during the time we captured the
18 Malians Bazzy spoke to Issa, Morris Kallon. Hassan Papa Bangura
19 also spoke to Issa. That happened, like I have said, he
20 explained about how the present activities that were going on.

21 Q. What activities? Can you be specific?

22 A. About the successful operation at Port Loko and the capture
23 of the Malians, he also briefed him on that.

24 Q. Anything else you recall?

12:06:30 25 A. Well, as far as I can recall, this is one of the things
26 that he spoke about to Morris Kallon, because I can recall that
27 area when he discussed with him at the West Side. Also when we
28 captured the UNAMSIL personnel, communication resumed between
29 Mosquito, Issa Sesay, Bomb Blast and Issa Sesay.

1 Q. Now you have spoken about communications between Morris
2 Kallon and Bazzy where Bazzy was briefing him about the
3 operations. This is Morris Kallon. Do you recall what the
4 communication was about between Bazzy and Issa Sesay?

12:07:23 5 A. Yes, as I have said, he told him that he is doing very
6 well, because at the time Issa explained he also spoke about the
7 attack in Makeni, but he said he was now based in Kailahun
8 together with Mosquito. He said he was very happy with Bazzy
9 because Bazzy was cooperating with them and that Bazzy was
10 attacking positions and that that was what they were expecting.

11 Q. Who was saying that he was very happy with Bazzy?

12 A. Issa Sesay said that. He also spoke to Bomb Blast and told
13 him that he was very much happy and pleased with their
14 cooperation, the way they are going about with the operation in
15 the west.

16 Q. And when he said to Bazzy that he was very happy Bazzy was
17 cooperating with them, do you know who the "them" was he was
18 referring to?

19 A. He said Bazzy was cooperating with their squad which was
12:08:34 20 Mosquito, Issa and the group that was with Morris Kallon in the
21 Kailahun area.

22 Q. Witness, going back to the communication between Bazzy and
23 the protocol officer for Tejan Kabbah, can you tell us what
24 happened after that communication?

12:09:03 25 A. Yes, my Lord.

26 Q. What happened?

27 A. Well, Abdulai Mustapha said they will ensure that they will
28 send vehicles and they will send Bishop Biguzzi and some ECOMOG
29 officials - officers and UNAMSIL officers to come to Magbeni to

1 pick up the child combatants.

2 MS ALAGENDRA: Your Honours, with your permission I will
3 come back to Court on the spelling for Biguzzi, your Honours.

4 PRESIDING JUDGE: Thank you.

12:09:57

5 MS ALAGENDRA:

6 Q. What happened after Abdulai Mustapha said this?

7 A. Well, later the commander in Magbeni called and said he had
8 seen vehicles that came where ECOMOG officials and Bishop Biguzzi
9 and other officers were waiting in Magbeni.

12:10:23

10 Q. Who was the commander in Magbeni who said this?

11 A. Well, we had one Fatoma, Ranger Fatoma. He was based in
12 that area. He called on the radio set and said UNAMSIL officers
13 and some ECOMOG officers and Bishop Biguzzi and some other people
14 came, they are came along with vehicles to receive the child

12:10:54

15 combatants.

16 MS ALAGENDRA: Your Honours, the spelling for Biguzzi is
17 B-I-G-U-Z-I [sic].

18 PRESIDING JUDGE: Thank you.

19 MS ALAGENDRA:

12:11:06

20 Q. What happened after Fatoma made this communication?

21 A. Well, we had planned, Bazy appointed Hassan Papa Bangura,
22 who was Bomb Blast, to lead a team to meet with the ECOMOG
23 officials that came together with Bishop Biguzzi. He said when
24 we are going we should have the plan wherein the children should
12:11:44 25 first be allowed to cross over into Makeni [sic] so that they
26 will say - they will know that the officials who came will
27 realise that we were prepared to release those children. So Bomb
28 Blast would be in the meeting talking to the officials and those
29 of us who would be out, Bomb Blast will give a sign to remove his

1 hat on his head. When he does that we should capture the ECOMOG
2 officials and the others and that was what happened.

3 The children crossed over to Magbeni, after which we too
4 crossed over to Magbeni, as I have explained. Bomb Blast entered
12:12:29 5 the place and sat with the officials I am saying. No sooner he
6 removed his hat from his head we attacked, without firing, and
7 captured ECOMOG officials, the UNAMSIL officials, captured Bishop
8 Biguzzi and the others including the drivers that came. We
9 arrested them.

12:12:58 10 JUDGE SEBUTINDE: There was a name, I think it was Magbeni,
11 but the interpreter said Makeni at page 60, line 9. I heard the
12 witness say Magbeni, but the interpreter said Makeni. If that
13 could be cross checked, please.

14 MS ALAGENDRA: Yes, your Honour:

12:13:14 15 Q. Witness, can you clarify for the Court. You said the plan
16 wherein the children should first be allowed to cross into
17 Makeni, or Magbeni? Which was it?

18 A. Magbeni.

19 Q. Who made this plan?

12:13:38 20 A. Well, this plan was from Bazzy who was the commander.

21 Q. How do you know about this plan?

22 A. Well, like I have said, it was a meeting that he held when
23 he called Hassan Papa Bangura and the operation commanders and
24 all the other commanders that were present. Like I have said, he
12:14:05 25 said we were completely out of the Lome Accord, we were not
26 included in the Lome Accord, not even to mention Johnny Paul. So
27 we should plan an operation wherein they will be made to
28 recognise us.

29 Q. Who captured the ECOMOG officials, Bishop Biguzzi and the

1 drivers that came with them?

2 A. Well, myself and the squad headed by Hassan Papa Bangura
3 captured those people and placed them under gunpoint. The ECOMOG
4 soldiers were disarmed and we also arrested the officials that
12:14:58 5 came, the UNAMSIL officials. They were not carrying arms. We
6 captured them, including the Zambian officers. Then later Bishop
7 Biguzzi, Hassan Papa Bangura gave an order that he should be
8 released together with a woman that they came along with, so he
9 was released. So we crossed over with the ECOMOG officials that
12:15:28 10 included Major Tanko, Major Peters. Then we had one journalist
11 who was among, Christo Johnson, who also was arrested, he too
12 came with that squad. We ensured that the children, returned to
13 Gberibana and then we also crossed with the officials that I said
14 we captured to the headquarters and handed them over to Bazy.

12:16:12 15 MS ALAGENDRA: Major Tanko is spelt T-A-N-K-O. The name of
16 the journalist was Christo Johnson, C-H-R-I-S-T-O. That is all
17 for spellings, your Honour.

18 JUDGE SEBUTINDE: Ms Alagenda, is the witness's evidence
19 that these children actually went back to the base in the West
12:16:44 20 Side? In other words, they were not released?

21 MS ALAGENDRA: I will clarify that, your Honour:

22 Q. Witness, the children, the child combatants, what happened
23 to them?

24 A. They were not released at all. They were organised
12:17:03 25 immediately and then crossed them back to Gberibana, the
26 headquarters, because by then we had arrested the drivers, the
27 officials that came to take them and even the ECOMOG officials
28 that came, we had arrested them. So they were returned to
29 Gberibana.

1 Q. Did anything happen to Bishop Biguzzi before he was
2 released?

3 A. Well, there was a commander there, Terminator, who was
4 Lamin Sidi que who came from Makeni, took the ring of the bishop,
12:17:45 5 but later the bishop refused to go. So Bomb Blast asked him why
6 and he said they had taken his ring. So Terminator was called
7 and then the ring was returned to the bishop and then later he
8 left. He left together with a woman. All the other officials,
9 the UNAMSIL officials, the ECOMOG officials were all moved to
12:18:12 10 Gberibana.

11 Q. What happened when you all returned to Gberibana after
12 capturing the officials?

13 A. Well, when we crossed over they passed the night there.
14 Then the other day Christo Johnson, who was the journalist, said
12:18:42 15 he met Bazzy. When they were taken there we divided them. The
16 ECOMOG soldiers and the UNAMSIL officials as well were divided.
17 So in the morning we went to Bazzy. Christo Johnson was with
18 Tito, Tito brought him to Bazzy. So he said he had wanted to
19 know why we arrested them, because since he was a journalist he
12:19:13 20 would go and tell the rest of the world the reason why they were
21 arrested.

22 So Bazzy told him, well, now that they have signed the Lome
23 Peace Accord, SLA was not included in it and they knew we were
24 all combatants who were to disarm, so that was a problem. And
12:19:37 25 then Johnny Paul Koroma, he said he was made to understand that
26 he was under arrest. He said because Johnny Paul was not talking
27 to them, so that is making it difficult for him. So he was
28 asking that they released Johnny Paul Koroma and have the army
29 reinstated. So he said that was the reason why the UNAMSIL

1 officials were arrested together with the ECOMOG officials.

2 So Christo Johnson said he should be released, he will go
3 over the air and explain exactly what our demands were. So Bazzy
4 ordered his release. On that day when he was released in the
12:20:27 5 afternoon he was heard over the BBC and also VOA and said these
6 are the reasons. In fact all the other stations were carrying
7 announcements about it, that the soldiers at the West Side Base
8 had been arrested, they had tampered with the peace accord, they
9 had arrested ECOMOG officials and some UNAMSIL officials who went
12:20:59 10 to pick up some combatant children.

11 So later Mosquito called in the camp in our presence at the
12 radio set. He said Bazzy should release those people. He said
13 the announcement over the air, he didn't believe the ECOMOG
14 officials were left out. Then Bazzy said the only reason why
12:21:34 15 they will let me release them is for me to talk to Johnny Paul
16 Koroma.

17 Q. I am going to stop you here to clarify a few matters. Now
18 when Bazzy said he was made to understand Johnny Paul Koroma was
19 under arrest, did he specify where or by whom Johnny Paul was
12:21:57 20 arrested?

21 A. Well, according to Bazzy, he said he was made to understand
22 that Johnny Paul was under arrest in Kailahun. He said that was
23 his understanding, because since Johnny Paul did not talk to
24 them, Mosquito only used to talk to them, he said that was his
12:22:23 25 understanding that Johnny Paul was under arrest.

26 Q. Who was Bazzy asking should release Johnny Paul Koroma?

27 A. He said, well, like when Mosquito was talking to him, he
28 said if Johnny Paul was existing at the time then let him talk to
29 Johnny Paul to know that he is not under arrest.

1 JUDGE SEBUTINDE: Is all this supposed to be a message that
2 Bazy was giving to this journalist? Is that it?

3 MS ALAGENDRA: That is what it sounded like, your Honour,
4 but I will get it clarified by the witness:

12:23:06 5 Q. Witness, what you have been testifying that was being said
6 by Bazy, all this, who was he saying it to?

7 A. Just as I have said, after Christo Johnson had announced
8 over the air about our demands that we explained to him, I said
9 Mosquito called at the camp and spoke to Bazy that he had heard
10 about the news and that Bazy should release the ECOMOG officials
11 and also the ECOMOG soldiers that he arrested. Then Bazy said,
12 "Please, sir, I will not release these people because we are not
13 included in the Lome Accord." He said, "Also we are made to
14 understand that Johnny Paul is under arrest in Kailahun." This
15 was a communication that was going on between the two people
16 where we were.

17 Q. Witness, before this communication you were telling the
18 Court about what was being spoken between Bazy and Christo
19 Johnson.

12:24:19 20 A. Yes, my Lord, I did say that.

21 Q. And you were explaining at length what was being said.

22 A. Yes, my Lord.

23 Q. Could you clarify whether all that you said was being
24 spoken by Bazy before the communication with Mosquito? All
12:24:47 25 those matters, who was it being spoken to?

26 A. Yes, my Lord, as I have said earlier, I said Christo
27 Johnson, Tito took him to Bazy and when Bomb Blast moved to
28 Bazy, Christo Johnson asked what was the reason for the arrest,
29 the ECOMOG officials and the UNAMSIL officials. He said since he

1 was a journalist they should release him and explain to him
2 exactly what their problems are, then he would take that
3 information to the international media and the government and
4 explain to them that these are the reasons why those people were
12:25:45 5 arrested by those men. He said now that the Lome Peace Accord is
6 here we were not included in it. They only said we were all
7 combatants. He said we are trained military combatants, despite
8 the fact that we are in the jungle, and also Johnny Paul Koroma
9 too is not included in the Lome Peace Accord. He said so the
12:26:09 10 journalist should go and tell the rest of the world that we want
11 them to release Johnny Paul Koroma and that we should be
12 recognised and reinstated in the national army. So he said that
13 was the reason why we arrested them. He said the journalist
14 should go and explain. So I said Bazy ordered his release, the
12:26:33 15 journalist, he went back to Freetown and we got the information
16 on the air.

17 Q. How do you know Bazy spoke all this to Christo Johnson?

18 A. Like I have explained, I said myself, Bomb Blast, moved to
19 Bazy when Tito brought Christo Johnson. This too happened in my
12:27:03 20 presence and some other senior commanders were there.

21 Q. How do you know about the communication between Bazy and
22 Mosquito?

23 A. This also happened because by then we were very close. We
24 were all at Bazy's place waiting to get the response from
12:27:27 25 Christo Johnson. So when Christo Johnson went on air, Mosquito
26 immediately called and ordered Bazy, through the radio set, to
27 release the government officials and the ECOMOG. He said ECOMOG
28 is safe, but that they didn't want Johnny Paul to be saying
29 things on the air.

1 MS ALAGENDRA: Your Honours, I heard the witness say Johnny
2 Paul was safe:

3 Q. Witness, can you repeat that last part of your answer
4 again. You said, "He said ECOMOG was safe, but that they didn't
12:28:11 5 want Johnny Paul to be saying things on the air."

6 A. Yes, I said Mosquito - that was a Mosquito's reference that
7 Johnny Paul was safe. That he would say they did not want him to
8 continue to go on the air, but he was a commander. He was on the
9 ground. He was a ground force commander. He went over the air
12:28:40 10 for anything that was going on.

11 Q. Who didn't want who to continue to go on the air?

12 A. Mosquito said they advised Johnny Paul not to go on the
13 air. He would do that, to go over the air.

14 Q. When you say "but he was a commander", who are you talking
12:29:04 15 about?

16 A. Well, he said he was a field commander, he would go over
17 the air, Mosquito, Sam Bockarie, that he was a field commander.

18 Q. He went over the air for anything that was going on. Who
19 are you referring to when you say "he"?

12:29:35 20 A. Well, as I said, all the attacks and the entry into
21 Freetown he went over the air. When we attacked the Malians he
22 went over the air. The order to burn Freetown he went over the
23 air.

24 Q. Who?

12:29:52 25 A. Mosquito, Sam Bockarie. General Sam Bockarie, whom we
26 called Sam Bockarie - Mosquito.

27 JUDGE SEBUTINDE: Mr Interpreter, please be accurate,
28 accurately interpreting what the witness is saying.

29 MS ALAGENDRA:

1 Q. Witness, what happened after this communication?

2 A. Well, after these communications which Bazy and General
3 Sam Bockarie had, which Mosquito did, later also while we were
4 sitting down we heard communication. Johnny Paul called. He
12:30:34 5 said that he was annoyed with Bazy, that Bazy should
6 immediately release the UNAMSIL officials and the ECOMOG
7 officials that he had captured. Bazy said, "Well, please, sir,
8 now it only today that I have heard your voice, but these people
9 I cannot release them until we get in touch with you, until we
12:31:00 10 see you face to face."

11 Q. Did Johnny Paul respond?

12 A. Yes, he had nothing to say. He put off the set, after
13 which later he called Johnny Paul - Johnny Paul called again. He
14 said, "Bazy," he said, "now we are under preparation that
12:31:26 15 President Taylor will send a helicopter to pick us up in
16 Kailahun. You also should choose some men. They will move into
17 Freetown and from there you will meet me in Liberia so that we
18 will discuss this issue."

19 MR ANYAH: Madam President, I would be grateful if I learned
12:31:49 20 counsel could give some time frame indications for both the
21 capture of the Bishop Biguzzi, as well as this call, or
22 conversation with Johnny Paul Koroma.

23 PRESIDING JUDGE: Ms Alagendra, I don't think we have any
24 time frames for this sequence of events.

12:32:04 25 MS ALAGENDRA: Your Honours, I think there is a time frame.
26 My question to the witness was, "What, if anything, happened in
27 July of 1999?", and that was when the capture --

28 PRESIDING JUDGE: Yes, but I am saying there are a series
29 of events and I don't know the period of time between each of

1 them, how long they were captured, how long between radio
2 communications, et cetera.

3 MS ALAGENDRA:

4 Q. Witness, do you remember the date when the incident took
12:32:32 5 place when the UNAMSIL and the ECOMOG officials were captured?

6 A. Yes, this was in July 1999. It was going to July/August
7 1999. That was the time this thing happened.

8 Q. How long after they were captured did this communication
9 take place? First the communication between Bazzy and Mosqui to.

12:33:06 10 A. Well, like I said, when we captured them, the next day,
11 released within that week. All that happened within the week,
12 The week that this thing happened.

13 JUDGE SEBUTINDE: Ms Alagenda, do you mind going over the
14 question that you asked, or the evidence relating to when Johnny
12:33:32 15 Paul called again? The answer seems not to make sense to me.
16 This is at page 69, lines 4 up to about 9.

17 MS ALAGENDRA: I will do so, your Honour:

18 Q. Witness, you spoke about a communication between Johnny
19 Paul and Bazzy, the first communication, which ended by Johnny
12:33:58 20 Paul putting off the radio, you said. Then there was a second
21 communication when you said he called back.

22 A. Yes, my Lord.

23 Q. First, witness, can you tell the Court how long after the
24 first communication between Bazzy and Johnny Paul did the second
12:34:22 25 communication between them take place?

26 A. It was the same day. He switched the set off first and
27 then we were there, we discussed, Johnny Paul called again.

28 Q. Witness, can you tell us first how is it you know about the
29 two communications between Johnny Paul and Bazzy?

1 A. My Lord, like I said, I was present together with Bazzy,
2 Bomb Blast and Junior Lion and other senior commanders that were
3 there, were present at the site. We were all seated.

12:35:20 4 Q. Can you tell us again what happened, or what was spoken
5 during this second communication between Bazzy and Johnny Paul
6 Koroma?

7 A. Like I said, Johnny Paul said President Taylor, former
8 President Taylor of Liberia, was preparing a helicopter to lift
9 him from Kailahun and to go back to Liberia and so we were to
12:35:47 10 prepare, and Bazzy was to prepare a delegation that will go to
11 Freetown and they will pick us in Freetown, after which we will
12 go to Liberia to discuss this issue.

13 Q. Witness, you have said President Taylor and former
14 President Taylor. At the time of this communication what was his
12:36:08 15 designation?

16 A. He was the President of Liberia at that time.

17 Q. Please continue, witness. What else did JPK say during
18 this communication?

19 A. He said, like I said, President Taylor has released a
12:36:34 20 helicopter to pick him up in Kailahun and he will go to Liberia,
21 after which Bazzy was to choose some men and they will pick him
22 up to go to Freetown, and from Freetown they will lift us to
23 Liberia and so that will solve this problem that was on floor.

24 Q. Who will pick who up to go to Freetown?

12:37:01 25 A. He said arrangement was in place wherein the ECOMOG that
26 were on the highway and the government will send a vehicle to
27 pick the delegation from Okra Hill and move them to Freetown so
28 then they will be airlifted to Liberia and there they will meet
29 with Johnny Paul Koroma in Liberia.

1 Q. Witness, after there communication do you recall if Bazzy
2 chose men for this purpose?

3 A. Yes, my Lord.

4 Q. How many men did he choose?

12:37:42 5 A. 11 man delegation that left West Side at that time. It was
6 an 11 man delegation.

7 Q. Do you recall who the 11 men were in that delegation?

8 A. Yes, my Lord.

9 Q. Can you name them, please?

12:38:04 10 A. Ibrahim Bazzy Kamara, he was one. Hassan Papa Bangura was
11 the second. Junior Lion, George Johnson, whom we called Junior
12 Lion. Major Gbonkelenkeh. Myself. Bazzy's CSO at that time, I
13 mean his PA, personal assistant, who was - we called him Junior,
14 Junior Jones. There was Tiger. That was how we called him,
12:38:50 15 Tiger. Bob Lahai who was called Captain Blood. There was Humpar
16 who was with Bazzy. Hussein too was in this delegation that left
17 to go to Liberia. We had Issa Mansaray whom we took off together
18 from West Side from the base.

19 Q. Witness you mentioned a name Humpar?

12:39:29 20 A. Yes, Humpar. He was also a personal security of Bazzy.

21 Q. Are you able to assist us with the spelling of that name?

22 A. As far as I know it is H-U-M-P-A-R, something like that,
23 yes.

24 MS ALAGENDRA: Your Honours, I just want to check the
12:40:00 25 number of names we have:

26 Q. Witness, when you went to Freetown, when the delegation
27 went to Freetown, where did you go in Freetown?

28 A. Well, the delegation moved. Whom we met at that time was
29 Leather Boot who he was then the CSO to Sankoh from Lome Peace

1 Accord. He came as a CSO together with some UNAMSIL officers -
2 officers, sorry, officers. They escorted us to Freetown and took
3 us to Solar Hotel. There we lodged in Freetown.

12:41:05 4 Q. Witness, you have been testifying earlier about a Leather
5 Boot who you said was also known as Idrissa Kamara?

6 A. Yes, my Lord.

7 Q. The Leather Boot here you are talking about who was a CSO
8 to Sankoh, who is he?

9 A. Well, this was the same Leather Boot whom I said was
12:41:32 10 Idrissa Kamara whom we left in Kono. That is the one that I am
11 referring to, because he came as CSO to Foday Sankoh at the time
12 when they were in Lome. He said that Pa Sankoh sent him so they
13 all came together with the ECOMOG officers and received us from
14 Mansumana and drove with us to Freetown and they lodged us at
12:41:56 15 Solar Hotel.

16 Q. For how long did you stay in Solar Hotel?

17 A. We were there for two days in the Solar Hotel and the
18 ECOMOG officers included Maxwell Khobe, who was there by then,
19 Kpamber, Chief Kpamber also who was the ECOMOG commander who was
12:42:21 20 in Freetown, they all came and met us.

21 Q. Witness, would you be able to spell Kpamber?

22 A. It should be P-M-A-I-B-A [sic]. Kpamber, something like
23 that. He was the ECOMOG commander who was there.

24 Q. What, if anything, happened after the two days?

12:42:54 25 A. Well, yes, my Lord.

26 Q. What happened?

27 A. Well, later, like I said, we were picked up together with
28 Abdulai Mustapha and taken to Aberdeen airfield and we boarded
29 one helicopter which flew us to Lungi airport. From there we

1 were also taken on one plane that took us to Liberia.

2 Q. Witness, took you to which airfield, can you repeat again
3 please?

12:43:45

4 A. Well, this airfield there was along Aberdeen, Aberdeen
5 airfield. Very close to - it's not far from Solar Hotel. It was
6 just where the helicopters land.

12:44:16

7 MS ALAGENDRA: Your Honours, for the record Lungi is
8 L-U-N-G-I and Aberdeen is A-B-E-R-D-E-E-N. Your Honours, before I
9 proceed further with this evidence, can I ask that the witness be
10 given a map at page S13 of the map book, please. Your Honour, it
11 is a map of Port Loko District:

12 Q. Witness, you have been testifying about Koya rural
13 district, am I right?

14 A. Yes, my Lord.

12:45:41

15 Q. Can you remind the Court again of some of the places which
16 you said were in Koya rural district?

17 A. I mentioned Makolo, I mentioned Magbuntoso and also
18 Mamamah. All these were around the Koya rural district. And
19 also Newton. I mentioned Newton.

12:46:20

20 Q. On the map in front of you do you see Koya rural district
21 marked?

22 A. Yes, my Lord. That is Koya.

23 Q. Is that the area you are referring to as Koya rural
24 district?

12:46:40

25 A. Yes, my Lord.

26 Q. Can you circle Koya and put a number 1 next to that,
27 please?

28 JUDGE SEBUTINDE: We can't see a thing. Whatever is
29 happening, we can't see anything.

1 MS MUZIGO-MORRISON: I think I need help from the booth.

2 PRESIDING JUDGE: Thank you for your assistance.

3 JUDGE SEBUTINDE: If you could zoom out a little? It is
4 too magnified. Just reduce the - no, the other way.

12:50:23 5 MS ALAGENDRA:

6 Q. Witness, can you put a number 1 where you where you circled
7 Koya. Do you see Makolo on the map?

8 A. Yes, my Lord.

9 Q. Can you circle Makolo and put a number 2 next to it. Do
12:51:13 10 you see Port Loko Town on the map?

11 A. Yes, my Lord.

12 Q. Can you circle that and put number 3 next to Port Loko
13 Town. Do you see Magbuntoso, that you say is Mile 38, on the
14 map?

12:52:27 15 A. Yes, my Lord.

16 Q. Can you circle that and put number 4 next to it. Do you
17 see Gberibana on the map?

18 A. Yes, Gberibana is here.

19 Q. Gberibana?

12:53:34 20 A. They only wrote Gberibana there.

21 Q. Are you saying that where it is written Gberibana that is where
22 Gberibana is?

23 A. Yes.

24 MS ALAGENDRA: Your Honours, that is the witness's evidence
12:53:56 25 so I am going to ask him to mark that location Gberibana, which he
26 says is also Gberibana:

27 Q. Witness, can you circle that and put a number 5 next to
28 that. Thank you, witness.

29 MS ALAGENDRA: Your Honours, that is all the markings for

1 this map. Your Honours, can I ask that this map be marked for
2 identification MFI-26?

3 PRESIDING JUDGE: Yes, a one page document, a map entitled
4 "Port Loko District - Sierra Leone", as marked by the witness, is
12:54:52 5 MFI-26.

6 MS ALAGENDRA:

7 Q. Witness, before we proceed as to what happened as you left
8 Lungi for Liberia, there is an issue I would like to take you
9 back to. Do you recall telling the Court that before the troops
12:55:30 10 under Alex Tamba Brima left Mansofinia there was a meeting called
11 wherein he passed certain orders?

12 A. Yes, my Lord.

13 Q. And you told the Court that one of the orders passed by
14 Alex Tamba Brima was that no soldier or civilian with the group
12:56:00 15 should escape.

16 A. Yes, my Lord.

17 Q. And that all his orders had to be complied with strictly.

18 A. Yes, my Lord.

19 PRESIDING JUDGE: Mr Anyah?

12:56:24 20 MR ANYAH: Madam President, with respect, I understand that
21 counsel is putting questions to the witness in the context of
22 responses learned counsel proposes he gave, but --

23 PRESIDING JUDGE: Proposes or states?

24 MR ANYAH: States he gave, but perhaps it would be helpful
12:56:37 25 if we could have some indication about the transcript and where
26 this took place.

27 PRESIDING JUDGE: Yes, have you got that transcript number
28 to assist counsel, Ms Alagenda?

29 MS ALAGENDRA: Your Honours, I don't have it at hand.

1 PRESIDING JUDGE: Perhaps some of your colleagues can find
2 it.

3 MS ALAGENDRA: I will ask for some assistance, your Honour,
4 but in the meantime I just want to ask learned counsel whether he
12:57:01 5 would like me to not proceed with this line of questioning until
6 we find that? Is he disputing the evidence that is on the
7 record?

8 MR ANYAH: I am in the Court's hands, but my recollection
9 of the evidence is that there are nuance differences in the
12:57:14 10 terminology used by counsel vis-a-vis what I recall being said by
11 the witness.

12 PRESIDING JUDGE: Well, in order to avoid any future
13 argument if you could have that number and proceed on another
14 aspect of your evidence and we will revert to it as soon as you
12:57:33 15 have the number to hand.

16 MS ALAGENDRA: I will do that, your Honour, thank you:
17 Q. Witness, we will come back to that issue later. Witness,
18 you said, "We boarded the plane that took us to Liberia." Who
19 boarded the plane?

12:58:07 20 A. You have Abdul ai Mustapha who escorted us to Roberts
21 airfield, Bazzy Kamara, Ibrahim Bazzy Kamara, who was the overall
22 commander, Hassan Papa Bangura, whom was called Bomb Blast,
23 myself, George Johnson, also called Junior Lion, Major
24 Gbonkel enkeh, Bobo Lahai, called Captain Blood, Tiger, Hussain,
12:58:53 25 Junior Jones and also Humpar.

26 Q. Witness, do you recall what kind of plane you boarded?

27 A. This was a special flight which we met at the Lungi
28 airport, which took us from the airport together with Abdul ai
29 Mustapha.

1 Q. Where in Liberia did this plane take you to?

2 A. We landed at Roberts airfield, Roberts international
3 airfield, in Liberia. There we landed.

12:59:54

4 Q. Do you recall in which part of Liberia Roberts
5 international airfield is?

6 A. Well, because what I learnt from the - they drove us into
7 the city. It is far from the city.

8 Q. How far?

13:00:19

9 A. Well, it was a long drive actually according to what I
10 know. It could be around 19 to 20 miles from the Roberts
11 airfield to the city.

12 Q. Were you met when you arrived at Roberts airfield?

13 A. Yes, my Lord.

14 Q. Do you recall who met you?

13:00:41

15 A. Yes, I can recall, but I didn't know their names, but I
16 could recall the names of the people that came for us. They came
17 with two jeeps.

18 Q. Do you remember some of the names of the people who came?

13:01:02

19 A. No, well, these were men who were in coats. They said they
20 were special bodyguards from the President, who was President
21 Taylor, so they received us at the airfield airport.

22 Q. Do you remember the names of any one of these special
23 bodyguards of President Taylor?

13:01:27

24 A. No, those that took us I didn't know them. They just came
25 in a jeep and received us from the airport.

26 Q. And where did you go from the airport?

27 A. Well, they drove us to the city and took us to one hotel,
28 Boulevard Hotel, Boulevard Hotel, yes. There we were taken and
29 when we arrived at Boulevard Hotel we met somebody who identified

1 himself, huge tall person, he said he was the ADC to the
2 President, that he was Momoh Gibba, ADC to the President. He
3 took us to the reception in the hotel.

4 MS ALAGENDRA: Your Honours, for the record it is Boulevard
13:02:23 5 Hotel:

6 Q. Witness, can you remind us when you used the words "ADC to
7 the President", what do you mean?

8 A. This was the aide-de-camp to the President that met us
9 there, who identified himself as Momoh Gibba and took us to the
13:02:40 10 reception and they had made all necessary arrangements. He only
11 called the manager of the hotel, said that these were President
12 Taylor's guests, but the only thing that they were free to
13 whatever they wanted at reception, but they were not to take
14 wine, alcohol. If you wanted anything there you could buy it,
13:03:05 15 but you were not to drink it.

16 Q. Did he say anything else?

17 A. He said they would contact us, that they would get in touch
18 with us later, but we were to rest, that we were to take bath and
19 then rest and that they will get in touch with us as time went
13:03:33 20 on, but we were to feel free in the hotel.

21 Q. Did he say who would get in touch with you?

22 A. Yes, he said vehicles will come and we would see - we will
23 meet with Johnny Paul and from there they will make necessary
24 arrangement to meet with President Taylor.

13:03:53 25 JUDGE SEBUTINDE: Ms Alagendra, I wonder if we could
26 establish where this hotel is located?

27 MS ALAGENDRA: I will do that, your Honour:

28 Q. Witness, do you recall Boulevard Hotel, where in Liberia it
29 is located?

1 A. In the city. In the city. In Liberia.

2 Q. Do you know the name of the city?

3 A. Monrovia. In Monrovia. That is the city.

13:04:36

4 Q. He said vehicles would come. Did he say where the vehicles
5 would come from?

6 A. Well, he said a vehicle will pick us up. After we have
7 rested another vehicle will pick us up so that we will go and see
8 Johnny Paul Koroma, after which they will tell us when we will
9 see and meet with President Taylor in Liberia.

13:04:57

10 Q. Did Momoh Gibba say anything else?

11 A. Well, he just informed us - he just told us that and said
12 that we should take our baths and rest and, as I said, he told us
13 to stay in the hotel and he also said alcohol is not free for us
14 in the hotel, but whatever else we want we can get.

13:05:23

15 Q. Did a vehicle come and take you to see Johnny Paul Koroma?

16 A. Yes, the other day we saw two cars. One had "Guest 1" on
17 the registration plate. On the registration plate it was written
18 "Guest 1" and the other one "Guest 2". It picked us up, the
19 eleven man delegation as I said.

13:05:48

20 JUDGE SEBUTINDE: What is "the other day"? That is not
21 English. What is "the other day"?

22 THE WITNESS: The next day.

23 PRESIDING JUDGE: Please continue, Ms Alagendra.

24 MS ALAGENDRA: Yes, your Honour:

13:06:09

25 Q. Witness, the vehicles that picked you up, you said the
26 registration plate had "Guest 1" and "Guest 2" written on it?

27 A. Yes, the front plate, the front plate had "Guest 1" and the
28 back "Guest 1". The front plate had "Guest 1" and the back had
29 "Guest 1". The other car had "Guest 1" - "Guest 2" at the front

1 and "Guest 2" at the back. Two cars, they picked us up.

2 Q. Witness, just to clarify this with you, you are saying the
3 other car had "Guest 1" "Guest 2" at the front and "Guest 2" at
4 the back. The other car, what did it have on the front?

13:06:56 5 A. I said the first car, the registration number - you know
6 when you register a car it has two registration plates. The
7 front plate had "Guest 1", the back plate too had "Guest 1",
8 "Guest 1", "Guest 1". The other car, the front plate had "Guest
9 2" and the back plate had "Guest 2". Two vehicles: "Guest 1"
13:07:19 10 and "Guest 2".

11 Q. Do you know where these vehicles came from?

12 A. Well, since that was our first time to go to Monrovia they
13 just came and said the driver said they were to take us to Johnny
14 Paul Koroma where he was staying, to go and see Johnny Paul
13:07:44 15 Koroma.

16 Q. Did the driver tell you who had sent him?

17 A. Well, according to the driver, he said it was the ADC who
18 said that they should pick us up and take us to where Johnny Paul
19 was lodged for us to go and meet with Johnny Paul.

13:08:04 20 Q. And who is the ADC he said sent a car?

21 A. Momoh Gibba who was with President Taylor.

22 Q. Where were you taken to to meet Johnny Paul Koroma?

23 A. Well, we were driven towards Monrovia where Johnny Paul was
24 lodged. They call it Seaside or so, that area. That was where
13:08:32 25 we were taken.

26 Q. Did you meet with Johnny Paul Koroma there?

27 A. Yes, my Lord, we met with Johnny Paul Koroma where he was
28 lodged.

29 Q. Can you tell the Court what happened when your delegation

1 met Johnny Paul Koroma?

2 A. Well, when we met Johnny Paul Koroma he had guards. Guards
3 were there actually. They said they were the ATU also. They had
4 the way they called them. He was - you know it was Johnny Paul
13:09:11 5 who showed the people to us. We met Jumu Jalloh, he was with
6 Johnny Paul. He had Major Carter who was - who was also an SLA
7 officer. They were with Johnny Paul Koroma when we met him. We
8 sat down and had a meeting with Johnny Paul Koroma.

9 Q. Witness you say they said they were the ATU also, what do
13:09:42 10 you mean?

11 A. Well, when we went there, because it was Johnny who told us
12 that these were the ATU who were keeping guard over him, the
13 Anti-Terrorist Unit. He said they were special guards from the
14 President. He said they were keeping guard over him and I saw
13:09:59 15 them. They were older. Because for you to enter where Johnny
16 Paul was, it was fortified. Well protected. There were
17 bodyguards. So we went in, because this other car came and they
18 opened the gate, we went and had a discussion with Johnny Paul
19 Koroma.

13:10:19 20 Q. Special guards from which President?

21 A. From President Taylor. His guards. It was Johnny Paul
22 himself who told us. He said it was the President who sent these
23 guards to him.

24 Q. What, if anything, happened when your delegation met with
13:10:38 25 Johnny Paul Koroma?

26 A. Well, we had a discussion with Johnny Paul Koroma.

27 Q. Do you recall the discussion you had with him?

28 A. Yes, my Lord.

29 Q. Can you tell the Court what the discussion you had with him

1 was?

2 A. Well, when Johnny Paul, when we were sitting together, he
3 said, well, he was very much happy to meet with us and he said we
4 should not be too worried, nothing had happened to him. He said
13:11:26 5 so, now that we have come, what actually do we want to happen?
6 So, Bazzy said, "Please, sir, we have been left out of the Lome
7 Accord and even you, you were not given any appointment. We have
8 heard them appoint so and so, people but we didn't hear anything
9 about an appointment for you. So this was why we were concerned
13:11:54 10 and that's the reason we captured these UNAMSIL people. That is
11 why we have come to you to find out how we would resolve this
12 issue, because we want to be reinstated into the army."

13 Q. How do you know about this conversation between Johnny Paul
14 and Bazzy?

13:12:17 15 A. Well, we went together, as I said. This 11 man delegation
16 went and met with Johnny Paul Koroma and had this discussion with
17 Johnny Paul. As we were talking Johnny Paul said we should not
18 speak loudly because there are some RUF boys moving up and down.
19 He told us plainly that, "Gentlemen, really, I hadn't control
13:12:48 20 over the men." He said, "But I am happy that you have been able
21 to do this. I had no control. That was why I was not able to
22 talk to you."

23 Q. What do you mean when you said there were some RUF boys
24 moving up and down?

13:13:08 25 A. Johnny Paul himself told us that the house where he was,
26 there were some RUF guys around. They were patrolling. They
27 were - because the place - like where I am sitting here, the RUF
28 guys were moving up and down in the parlour. It was Johnny Paul
29 who showed them to us, that these were the RUF men who were with

1 him. So he told us that since this was the problem, he said he
2 will make necessary arrangements, from there they will pick us
3 up, they will select some men among us because 11 of us would not
4 go and meet President Taylor. He said we should select some men
13:13:50 5 who will go and meet President Taylor so that this thing could be
6 worked out, because President Taylor was concerned, he wanted to
7 actually know about this issue so that we will be able to solve
8 it.

9 So Johnny Paul, as I said, explained to us exactly what had
13:14:05 10 happened in Kailahun up to the time he met us. So he told us to
11 go back and, since that was our demand, he said, yes, that was
12 true, that he hadn't any appointment in the government, the broad
13 based government that they were saying they will form, but that
14 he has seen a vacancy that he believes hasn't been given to
13:14:33 15 anybody which is - which was the CCP chairman. The chairman -
16 the CCP chairman for the Consolidation of Peace. He said that
17 space was empty. He said he will prefer to take that appointment
18 so that he would be able to coordinate the peace in Freetown. He
19 said but when we meet with President Taylor, whatever discussion
13:15:01 20 we had, he will explain and they will send that down to Freetown
21 so that they will be able to approve that for us. After that the
22 meeting ended with Johnny Paul Koroma, we ate and the vehicles
23 took us back to the Boulevard Hotel in the city.

24 Q. Witness, I wish to clarify a few things with you in
13:15:30 25 relation to your last answer. You said, "It was Johnny Paul who
26 showed them to us, that these were the RUF men who were with
27 him." These were the RUF men who were with who?

28 A. Johnny Paul. He said when he came these were the guards.
29 He had some RUF guards, apart from Charles Taylor's special

1 guards. He said these were - he said, "You cool down. You calm
2 down." They were in the parlour, the RUF men. He said these
3 were my guards that I have here apart from the special guards who
4 President Taylor sent to his house.

13:16:11 5 Q. When he said that President Taylor was very concerned about
6 this issue, did he explain why President Taylor was very
7 concerned?

8 A. Yes, because he told us that President Taylor had made all
9 necessary arrangements for him to be airlifted so that he could
13:16:31 10 resolve this issue that is on now. But he was being pressurised
11 now that the ECOMOG were under arrest. That's why we came, so
12 that we could push the Lome Accord and come together. He said
13 it's the division that was existing that President Taylor did not
14 want, so that there would be no problem. That was what President
13:16:51 15 Taylor was concerned about.

16 Q. What division did he say President Taylor did not want?

17 A. Well, we have gone over the air that we have been left out
18 of the Lome Peace Accord and we all thought that did not
19 mentioned the SLA. He said President Taylor was concerned about
13:17:13 20 that. He said so that that would not result in a division
21 between the two groups, so that there will be no division. He
22 said but he was going to make an appointment and we will see the
23 President and have a discussion with him, but that we should
24 select some men amongst us who will meet with him so that they
13:17:30 25 will discuss things.

26 Q. President Taylor did not want a division between which two
27 groups?

28 A. The RUF and the SLA that were together. He said the Pa
29 does not want any division. He said President Taylor does not

1 want any division, because we have started, it is not at the end
2 when they declared peace that this person will be saying this and
3 that one will be saying that. President Taylor wants us to
4 resolve this issue once and for all.

13:18:06 5 Q. When he said, "The Pa does not want any division", do you
6 know who was the Pa he was referring to?

7 A. Yes, he was referring to President Taylor. That was what
8 he was saying. He said, "The Pa does not want any division
9 between the two sides." That is President Taylor.

13:18:27 10 Q. After this meeting with Johnny Paul Koroma, did your group
11 leave?

12 A. Yes, my Lord. We went back to Boulevard Hotel and we too
13 had a meeting together with Bazzy and we said we should choose
14 some men who will go and see President Taylor. Bazzy chose
13:18:52 15 himself, he chose Junior Lion, Major Gbonkenkeh and myself and
16 Bomb Blast.

17 Q. How many men were chosen to go and see President Taylor, do
18 you recall?

19 A. Yes, just as I said, Bazzy himself, I, Major Gbonkenkeh
13:19:21 20 and Bomb Blast and Junior Lion. Five of us went. The six men
21 stayed. The five of us who were chosen by Bazzy prepared to go
22 and meet with President Taylor.

23 Q. Did the group that was selected go and meet President
24 Taylor?

13:19:43 25 A. Well, we were at the hotel. Later those two vehicles came
26 again at the hotel and this time Johnny Paul was in the Guest 1
27 and we went down to the reception and we boarded the Guest 2 and
28 we drove to the office of the President, the mansion, President
29 Taylor's office, we went there.

1 Q. Witness, do you recall where the office of the President
2 that you say the mansion was?

3 A. Well, I am not too familiar with the Liberian terrain.
4 It's in Monrovia city. That is where the office of the President
13:20:28 5 is.

6 Q. When you arrived at the President's office, did you meet
7 anyone?

8 A. Well, upon our arrival the ADC, who was Momoh Gibba,
9 received us and took us to the conference room and we were there
13:20:49 10 in waiting.

11 Q. And what happened after this?

12 A. Well, we waited for some time after which President Taylor
13 came together with Momoh Gibba and he also introduced his defence
14 minister to us, Daniel Chea. They came into the conference room,
13:21:22 15 they sat down and Johnny Paul introduced us, the squad that went
16 to President Taylor. So --

17 Q. Witness, do you recall a date for this meeting?

18 A. Well, as I said, it was going towards August. July/August.
19 August 1999. After the Lome Peace Accord had been signed. Early
13:21:51 20 August, that was when we went to Monrovia, in 1999.

21 Q. What happened after your group was introduced by Johnny
22 Paul to President Taylor?

23 A. Well, President Taylor said, "Gentlemen, you are welcome to
24 Liberia." He said, "This issue which is on the floor now, I am
13:22:25 25 happy that you have come and we should solve this issue once and
26 for all." He said, "I have been giving assistance to the
27 movement. I have mobilised most of the SLAs who came to Liberia.
28 I mobilised them and sent them to reinforce you there." He said,
29 "So I am not happy that there is about to be a division between

1 you." He said, "Gentlemen, I am warning you, if you continue
2 this division then you will find yourselves in prison." He said,
3 "Your main focus should be the seat of the presidency. That is
4 what you should be fighting for." He said, "So, please, I am
13:23:15 5 talking to you, you should come together and resolve this issue
6 once and for all." He said, "This division would cause the
7 politicians to use you." He said, "If you allow that most of you
8 will end up in jail."

9 Q. Witness, did President Taylor state what assistance he gave
13:24:19 10 the movement?

11 A. He said, yes, the supplies that we were receiving, the arms
12 and ammunition, he had been coordinating all of that, even the
13 food that got to us during those times he was the one who
14 coordinated that, so he would not sit by and see a problem erupt
13:24:42 15 between the two groups. That was why when this thing happened he
16 organised for Johnny Paul Koroma to be picked up to come and he
17 organised for us to form a delegation so that we can come and
18 resolve this issue once and for all.

19 Q. Did he specify at which times he gave this assistance?

13:25:04 20 A. Well, what he said was that he continued to assist the
21 troops that were fighting until the time that we got the
22 ceasefire. That was why when they called him, when he heard
23 about this he coordinated right away for Johnny Paul to be picked
24 up in Kailahun and brought so that we can resolve this issue and
13:25:26 25 not allow the politicians to use us.

26 Q. When he said he did not want there to be a division between
27 the two groups, did he specify which two groups?

28 A. Yes, because he clearly showed that - he said the two
29 groups, that is the AFRC and the SLA that went into the bush, and

1 the RUF, he said he doesn't want this division to exist.

2 Q. The assistance he said he was giving to the movement, which
3 movement was he referring to? Did he say that?

13:26:09

4 A. Well, as I said, he said he had been giving assistance to
5 the AFRC/RUF that was fighting, so that we could remove the
6 government that was in Freetown, the Government of Sierra Leone
7 headed by Ahmad Tejan Kabbah. He said that should be our focus
8 to ensure that we were in the seat of power, rather than causing
9 disputes amongst ourselves - with one another.

13:26:43

10 Q. Do you recall if he said anything else, President Taylor?

11 A. Well, what he told us also was that even Pa Sankoh was on
12 his way. He was leaving Togo for Ghana and he would like us to
13 wait and meet with Pa Sankoh so that all of us would go to
14 Freetown together. So after that Johnny Paul explained exactly

13:27:11

15 what the problem was that caused us to capture the UNAMSIL people
16 and after that the meeting came to an end. Charles Taylor took
17 15,000 dollars and gave it to Johnny Paul for it to be given to
18 us the men who came, so that we could refresh ourselves and buy
19 things. He said we should feel free and buy things in Monrovia
20 until we await the arrival of Foday Saybana Sankoh who had left
21 Lome for Ghana and that he was on his way to come - he was on his
22 way to Liberia.

23 Q. The 15,000 dollars, what currency was it?

13:28:03

24 A. It was American dollars, because after which it was Bazzy
25 who distributed the money. When Johnny Paul gave it to Bazzy it
26 was Bazzy who distributed it. Everybody had his, the 11 man
27 delegation that came.

28 MS ALAGENDRA: Your Honours, perhaps we could stop at this
29 point because there are a few matters I wanted to clarify from

1 his previous testimony.

2 PRESIDING JUDGE: Thank you, Ms Alagendra. We will
3 therefore - Mr Witness, we are now going to adjourn for
4 lunchtime. We will resume court again in one hour at 2.30.

13:28:42 5 Please adjourn Court.

6 [Lunch break taken at 1.30 p.m.]

7 [Upon resuming at 2.30 p.m.]

8 PRESIDING JUDGE: Ms Alagendra, please proceed.

9 MS ALAGENDRA: Your Honours, if I could first deal with the
14:29:55 10 matter which I wanted to clarify with the witness?

11 PRESIDING JUDGE: Whatever you feel appropriate,
12 Ms Alagendra.

13 MS ALAGENDRA: Thank you, your Honour. Your Honours, this
14 comes out of the transcript of 18 April at page 8053. Now I will
14:30:16 15 be referring particularly to lines 21 to 26:

16 Q. Witness, I am going to take you back to the meeting which
17 took place in Mansofinia which you testified about on 18 April.
18 You were being asked as to what was said by Gullit during this
19 meeting and your answer was:

14:30:53 20 "Gullit said now the brigade was about to move and we are
21 heading for the north, he said he is giving a warning out to any
22 civilian or fighter who will attempt to escape, he said that
23 person would be executed."

24 A. Yes, my Lord.

14:31:23 25 Q. Witness, this order by Gullit, did it come to be known by a
26 particular code, do you recall?

27 A. I cannot recall now. I cannot recall that code now.

28 Q. But was it known by a particular code?

29 MR ANYAH: Objection, asked and answered.

1 PRESIDING JUDGE: It has been asked and you are getting
2 close to cross-examining your witness, Ms Alagendra.

3 MS ALAGENDRA: Your Honour, I just want to clarify. He
4 said he doesn't remember now. I just want to make sure whether
14:32:12 5 he doesn't remember the code now, or does he not remember whether
6 there was a code.

7 PRESIDING JUDGE: He doesn't remember and he has already -
8 on previous occasions when he has remembered he has told us.

9 MS ALAGENDRA: I will proceed from there, your Honour:
14:32:25 10 Q. Witness, going back to this meeting with President Taylor
11 in Monrovia you said that when President Taylor entered the room
12 Johnny Paul Koroma introduced your group.

13 A. Yes, my Lord.

14 Q. Do you recall how the introductions were done?

14:32:57 15 A. Just as we were sitting, Johnny Paul introduced Bazy as
16 the present - as the commander who led the delegation. He
17 introduced Bomb Blast too as the second in command.

18 Q. Apart from introducing Bazy as the commander who led the
19 delegation to meet him, meaning President Taylor, did he say
14:33:31 20 anything else about Bazy?

21 A. He said, "This is the commander who is leading the
22 delegation from Freetown and their base is Okra Hill." He said,
23 "He is the commander that brought this delegation" and he said,
24 "This is Brigadier Bazy - Ibrahim Bazy Kamara."

14:34:11 25 Q. Do you recall how Hassan Papa Bangura was introduced?

26 A. Yes, my Lord.

27 Q. How?

28 A. Hassan Papa Bangura too was introduced as Brigadier Hassan
29 Papa Bangura, the second in command who came - he said he was the

1 second in command at the Okra Hill and he too had come with the
2 delegation.

3 Q. Were you introduced?

4 A. Yes, my Lord.

14:34:46 5 Q. How were you introduced?

6 A. He said, "This is Major AB Sesay. He is the ADC to Hassan
7 Papa Bangura and he too is with the delegation and the others are
8 in the hotel." And he introduced Junior Lion too.

9 Q. How did he introduce Junior Lion?

14:35:16 10 A. He said, "Junior Lion, this is the operation commander,
11 they all came from Okra Hill and he too is part of the
12 delegation."

13 Q. Do you recall what President Taylor said after these
14 introductions?

14:35:40 15 A. As I said, that was introduction that Johnny Paul Koroma
16 did. After the introduction President Taylor spoke just as
17 I said. He said, "Gentlemen, you are welcome" and that he was
18 happy that he was able to meet with us and that was one of his
19 wishes and that what he was hearing that was going on, he was not
14:36:16 20 happy with it, that we should not allow the politicians to use
21 us, that we should be together, that we should be focused and we
22 should focus on the seat of power, that if we allow the
23 politicians to use us we will find ourselves in jails.

24 Q. You said that President Taylor told the group that he
14:36:42 25 provided assistance in the form of food, arms and ammunition?

26 A. Yes, my Lord. That was not hidden, he did not hide that
27 from us. He said, "I have been giving assistance." And even the
28 SLAs who came from Guinea and surrendered who came to Liberia, he
29 said, "I gave them safe passage, they came in and I reorganised

1 them and sent them to Kailahun so that they will go and join you
2 to continue the fight."

3 Q. Did he say where these SLAs would go to join you?

14:37:38

4 A. Yes, my Lord. He said they were to pass through. He said
5 he had sent them to General Mosquito so that they will also join
6 the troops that were coming towards Freetown.

7 Q. When you say that he said, "So that they", meaning the SLAs
8 that he sent, "would go and join you to continue the fight", did
9 he say which fight he was talking about?

14:38:16

10 A. Yes, he said to make sure that the SLPP government headed
11 by Tejan Kabbah should be - to make sure it was overthrown, that
12 it should be out of power. And I can also recall he said in fact
13 the visit that we paid that there was small pressure - some
14 pressure - because in that area Mosquito Spray's squad was there
15 and that he had even ordered General Mosquito to move and come to
16 the Voinjama area to repel that squad that had come from Guinea,
17 because we were in Liberia, in Monrovia, when Mosquito Spray's
18 squad attacked that area.

14:38:47

19 JUDGE SEBUTINDE: Ms Alagendra, there is a bit of a problem
20 here. If you look at page 97, lines I think 6:

14:39:07

21 "He said 'I gave them safe passage. They came in and they
22 reorganised them and sent them to Kailahun so that they will go
23 and join you to continue the fight'".

24 Now, that is different from what you are suggesting to the
25 witness where you say in line 10 - sorry, line I think 13, when
26 you ask him, "Meaning the SLAs that he sent?" Who sent, because
27 the witness hasn't spoken of "he sent"? He spoke of "they sent".
28 Do you see what I mean?

14:39:34

29 MS ALAGENDRA: Yes, your Honour. I will try to clarify

1 that:

2 Q. Witness, the SLAs that President Taylor said were sent into
3 Kailahun, do you recall if anything was said about who sent them
4 to Kailahun?

14:40:21 5 A. He said he had given them safe passage and he had
6 reorganised them through his order and that he had ordered that
7 they should go and join Mosquito and help with the fight in
8 Freetown.

9 Q. When he said he had given them safe passage, did he explain
14:40:46 10 what he meant?

11 A. Yes, my Lord, because he said the SLA who went to Guinea he
12 found out that they had arrested a lot of commanders there, but
13 those who came to Liberia he ensured that none of them were
14 arrested. He told them to feel free in Liberia and ordered that
14:41:14 15 they would be reorganised and sent them to Mosquito to help and
16 push to go to Freetown.

17 Q. When you are talking about President Taylor saying he sent
18 these forces to join Mosquito and help with the fight in
19 Freetown, do you recall if President Taylor said anything else
14:41:32 20 about the fight in Freetown?

21 PRESIDING JUDGE: Was it a fight in Freetown, or a push to
22 go to Freetown?

23 MS ALAGENDRA: Your Honours, his earlier answer at line 15
24 says --

14:41:45 25 PRESIDING JUDGE: Indeed, I see it. Thank you,
26 Ms Alagenda. I withdraw that.

27 MS ALAGENDRA:

28 Q. Can you explain that?

29 A. Please go over the question.

1 Q. When President Taylor said he had sent these forces to go
2 and help with the fight in Freetown, did he explain anything more
3 about the fight in Freetown?

4 A. As I said, he said he reorganised those men and sent them
14:42:19 5 to Mosquito so they will go and support the advance to Freetown.

6 Q. Did he explain which advance to Freetown he sent the
7 support for?

8 A. As I said, the advance - the time we entered Freetown, the
9 6 January invasion, that was what he was referring to. That was
14:42:45 10 the advance that we took to Freetown, the 6 January invasion.

11 Q. How do you know that President Taylor was referring to the
12 6 January invasion?

13 A. He himself said it. He said that was why he reorganised
14 them, so that they will go and support us so all of the troops
14:43:09 15 will advance to go and capture Freetown, and that was the 6
16 January invasion. That was the advance. He said that in our
17 presence.

18 Q. Did he know about the 6 January invasion in Freetown?

19 MR ANYAH: Objection.

14:43:32 20 PRESIDING JUDGE: Ms Alagendra, you are asking - first of
21 all you are asking the witness to go into his mind. You need
22 more foundation before you can come to a question of that nature.

23 MS ALAGENDRA:

24 Q. Witness, when you say that, "He said that was why he
14:43:59 25 reorganised them, so that they will go and support us so all of
26 the troops will advance to go and capture Freetown, and that was
27 the 6 January invasion", how do you know President Taylor was
28 referring to the 6 January invasion on Freetown?

29 A. As I said, as I have said before since it was an organised

1 advance to Freetown and when Mosquito had communicated with
2 Gullit while we were in the Hastings hills for the advance and he
3 said there was reinforcement coming, there were men coming to
4 reinforce us to advance to Freetown, and so when they spoke about
14:45:00 5 the invasion in Freetown that was when we knew that that was what
6 he was explaining to us.

7 Q. Witness, why do you say that when he speaks about the
8 invasion in Freetown he is in fact talking about the 6 January
9 1999 invasion?

14:45:26 10 A. As I said, Mosquito had told us that we were to be in
11 preparation because the reinforcement was coming, because he
12 himself confirmed to us that the SLAs who had surrendered he sent
13 them to Kailahun to Mosquito to advance towards Freetown -
14 towards the capture of Freetown.

14:45:51 15 Q. Witness, did he say anything else about the invasion and
16 capture of Freetown?

17 A. No, he did not say any other thing to us. He only said
18 that was why he reorganised the SLAs so that they will go and be
19 a support to Mosquito so they will move and join us to capture
14:46:35 20 Freetown.

21 JUDGE SEBUTINDE: Are you asking what Mosquito said, or
22 what Charles Taylor said?

23 MS ALAGENDRA: Charles Taylor, your Honour:

24 Q. Witness, you say that President Taylor said to your group
14:46:57 25 that he had sent these people to assist you in the fight in
26 Freetown.

27 PRESIDING JUDGE: Mr Anyah?

28 MR ANYAH: I will let learned counsel finish her question.

29 MS ALAGENDRA:

1 Q. Do you know how President Taylor knew that it was your
2 group that were going to Freetown?

3 PRESIDING JUDGE: I didn't get that clear message, that it
4 was this witness's group that went to Freetown in --

14:47:33 5 MS ALAGENDRA: He keeps saying "our group", your Honour,
6 and he makes reference to "us".

7 JUDGE SEBUTINDE: Please refer us to the line where he
8 refers to their group.

9 MS ALAGENDRA: Can I have a moment, please. Your Honours,
14:48:30 10 the part I will refer to is page 99, line 22, where he says:

11 "He himself said it. He said that was why he reorganised
12 them so that they will go and support us so all of the troops
13 will advance to go and capture Freetown."

14 PRESIDING JUDGE: But that to me conveys a future and you
14:48:51 15 are putting it in the past. When I read your question again,
16 Ms Alagenda, I find it somewhat confusing:

17 "He reorganised them so that they will go and support us so
18 all of the troops will advance to go and capture Freetown".

19 So I am somewhat confused if you are talking about a
14:49:15 20 proposed future, or indeed you are referring to the past, 6
21 January.

22 MS ALAGENDRA: Your Honours, with the permission of the
23 Court I will take the witness through this part again just so we
24 are clear.

14:49:31 25 JUDGE SEBUTINDE: This sounds like cross-examining your own
26 witness. To us it is very clear what the witness said. He has
27 consistently alluded to President Taylor referring to them being
28 united, to all of them as the troops being supported, and where
29 do you get the notion that he now singles out this particular

1 group at the West Side? I don't see where that comes in and
2 I don't think you should re-examine this witness, or
3 cross-examine actually this witness.

4 MS ALAGENDRA: I will proceed from that, your Honour:

14:50:07 5 Q. Witness, when President Taylor gave your group 15,000 US
6 dollars, did you see where he took the money out of?

7 A. He had a portfolio that he took out and gave the money to
8 Johnny Paul Koroma. He said, "This is a support for your men.
9 They should get prepared. They will buy clothing and would have
10 some money on them".

11 Q. What do you mean by a portfolio?

12 A. A bag. A hand bag that he had. He opened it and gave it
13 to Johnny Paul Koroma. We were all watching. He said, "Give it
14 to your men so they will buy clothing, dress themselves up and
14:51:07 15 they will go - they will wait for Foday Sankoh to come with the
16 men from Ghana. They are now towards Togo. They have left Ghana
17 to come and they will meet us here in Liberia".

18 Q. Did anybody else speak during this meeting?

19 A. No, nobody else spoke. Johnny Paul did the introduction,
14:51:38 20 because he was the one we said should talk on our behalf because
21 he was our leader. We only listened to the discussion between
22 him and Johnny Paul.

23 Q. Witness, you said President Taylor also said that there was
24 some small pressure at the time you paid the visit because in
14:52:05 25 that area Mosquito Spray's squad was there. Did you know what he
26 meant?

27 A. Yes, my Lord, because that was announced over the
28 international media that Mosquito Spray's squad had come from
29 Guinea and attacked around the Liberia territory and that they

1 were making arrangements together with Mosquito so as to how to
2 be able to disorganise that squad.

3 Q. Witness, when you say Mosquito Spray, who are you referring
4 to?

14:52:50 5 A. This was over the international media. They said a squad
6 that had come from Guinea had come to oust President Taylor's
7 government. The leader was called Mosquito Spray. The squad
8 came from the Guinea end. They used the Voinjama route, or so.

9 Q. And who said that they were making arrangements together
14:53:20 10 with Mosquito?

11 A. President Taylor told us that he was making arrangements
12 with Mosquito for them to be able to disorganise the troop that
13 had come from that Guinea Voinjama area to push them back.

14 Q. Witness, how did the meeting end?

14:53:51 15 A. As I said, after this discussion he only told us that he
16 had some other issues to attend to and he left us and went.
17 While Johnny Paul, I and others, together with Momoh Gibba, went
18 to the vehicle and went. Johnny Paul dropped us off at the hotel
19 and they went ahead. We left at the hotel.

14:54:24 20 Q. How long did you stay in Liberia?

21 A. We spent about a week in Liberia because we were waiting
22 for Foday Sankoh's arrival, but Johnny Paul called us that he had
23 been called on the set, that there was infighting in the West
24 Side, that Tito had been killed. And it was also announced over
14:54:55 25 the BBC that one of the West Side commanders had been killed. So
26 Johnny Paul said Bazy, together with all of us, should go and
27 solve the problem. So we left Major Gbonkelenkeh behind. So
28 Bazy, I and the others went back to the hotel, when those two
29 jeeps that had come before came back, picked us up, took us to

1 the Roberts airfield. It's only now I don't have the pictures
2 because I had the pictures, all of them. When we were arrested
3 in Freetown they took away all of the pictures from us. I would
4 have brought the facts. We made a special flight waiting for us.
14:55:45 5 We boarded it and we left for Lungi airport.

6 Q. These pictures you are talking about, what are in those
7 pictures?

8 A. We who went to Liberia, we took snapshots together with
9 Johnny Paul in the office. President Taylor was not really
14:56:14 10 present. You would have seen us in the conference room. We had
11 a snapshot that we took together with Momoh Gibba, another that
12 we took in the hotel with Johnny Paul and another one at Johnny
13 Paul's house. There was another that we took when we entered the
14 airplane. All of us were there.

14:56:37 15 Q. Witness, do you recall the date when you returned back to
16 Freetown?

17 A. That was around August when we returned to Freetown, 1999.

18 Q. Witness, this person Momoh Gibba who you say was the ADC of
19 President Taylor, did you see him again after this time you went
14:57:09 20 to Liberia for this meeting?

21 A. After the meeting we didn't see each other again, apart
22 from when we left together. He, the Liberian ambassador, the
23 Liberia ambassador who was in Liberia - I am sorry, the Sierra
24 Leonean ambassador to Liberia, they went with us to the airport.
14:57:41 25 Momoh Gibba, the Sierra Leone ambassador to Liberia and Johnny
26 Paul and some other security personnel.

27 Q. Have you seen Momoh Gibba ever since?

28 A. No, I never saw him again, but I used to hear that he is
29 still in Liberia.

1 Q. Witness, when you started your testimony in this Court last
2 week you told the Court you were an evangelist.

3 A. Yes, my Lord.

4 Q. Why did you become an --

14:58:28 5 JUDGE SEBUTINDE: Didn't he say he was a pastor?

6 MS ALAGENDRA: He said evangelist after that, your Honour.

7 JUDGE SEBUTINDE: I beg your pardon.

8 MS ALAGENDRA:

9 Q. Witness, is there any reason why you decided to become an
14:58:47 10 evangelist?

11 A. Yes, my Lord.

12 Q. Can you explain to the Court why?

13 A. When I looked back into the scripture I went to the Book of
14 Philippians where Paul said that he had counted everything in the
14:59:10 15 past to be a garbage and he was now to press forward for the
16 rest, that is --

17 THE INTERPRETER: Your Honours, can the witness slow down
18 his pace.

19 PRESIDING JUDGE: Mr Witness, the interpreter needs you to
14:59:24 20 go a little more slowly. Please pick up where you said "He has
21 now to press forward for", and please continue from there.

22 THE WITNESS: Paul says in the Book of Philippians that
23 I have counted the past as a garbage, I now press forward to the
24 race that is ahead of me. So when I read the scripture and I see
14:59:55 25 Paul as somebody who had been persecuting the Christians, he was
26 even killing Christians, but in the Book of Acts the Bible tells
27 us that on the way to Damascus Paul had an encounter with Jesus
28 Christ. And I compared myself. For example, Paul was a man who
29 used to kill, but when he had an encounter with Jesus Christ he

1 had forgiveness and Jesus told him to go and proclaim the gospel
2 and I saw myself that I had taken part in those activities. If
3 God did it for Paul who had been persecuting and killing
4 Christians, I believe that God can do it for me too.

15:00:53 5 And when I entered into Pademba Road that was the turning
6 point for me. There was where I started studying the scripture
7 and finally I decided to begin preaching the gospel. I was in
8 the prisons, I started preaching. Afterwards I came out, did
9 some course and I saw that it was very necessary and I said
15:01:25 10 I will be a living example in the society. If I stand up and
11 start talking people will say this man was a killer that
12 participated in the atrocities in Freetown, now God has changed
13 him. If I stand up I will be a testimony - I will be winning
14 souls to talk to others so that they will be able to repent and
15:01:45 15 God will save them. If God did it for me, God will do it for
16 them. That is why I decided to be an evangelist. To go out to
17 make the circles of men proclaim the gospel, because the Bible
18 says you should proclaim the gospel in season and out of season.
19 Even if the people say this is one of the men who came here and
15:02:06 20 destroyed this town, destroyed Freetown, but I still didn't mind,
21 I said I have still got to be an evangelist and preach the
22 gospel.

23 MS ALAGENDRA: Thank you, witness. I have no further
24 questions.

15:02:23 25 PRESIDING JUDGE: Thank you, Ms Alagendra. Your
26 cross-examination, Mr Anyah?

27 MR ANYAH: Yes, Madam President. May I have a minute to
28 set up.

29 PRESIDING JUDGE: Yes, put your papers together. Yes,

1 Mr Anyah, are you ready to proceed now.

2 MR ANYAH: Yes, Madam President. I do have some documents
3 that I am trying to get handed over to the Chamber as well as
4 counsel opposite and the witness. May I proceed, Madam
15:04:36 5 President?

6 PRESIDING JUDGE: Please do so.

7 CROSS-EXAMINATION BY MR ANYAH:

8 Q. Mr Witness, you told us about the Apostle Paul a few
9 minutes ago, right?

15:04:43 10 A. Yes, my Lord.

11 Q. And you told us about the Book of Acts and his encounter on
12 the way to Damascus with the Lord, right?

13 A. Yes, my Lord.

14 Q. That was a moment of atonement for the Apostle Paul, right?
15:05:06 15 He was atoning for his sins, for his persecution of Christians,
16 correct? Let me ask you this: the Apostle Paul was blinded on
17 his way to Damascus, right?

18 A. Yes, indeed.

19 Q. And the Lord restored his sight, true?

15:05:25 20 A. Yes, my Lord.

21 Q. And after the Lord restored his sight he decided to work
22 for Christ, correct?

23 A. Yes, my Lord.

24 Q. The Apostle Paul was imprisoned several times in his life,
15:05:38 25 right?

26 A. Yes, my Lord.

27 Q. Can you name the Pauline epistles for the Court, they are
28 all in the book of the New Testament?

29 PRESIDING JUDGE: I am sorry, Mr Anyah, but you have lost

1 me on the realise issue to the indictment.

2 JUDGE LUSSICK: I think if this witness was allowed to give
3 his idea of the interpretation of the scriptures and I think
4 Mr Anyah - I may not agree with the rest of my colleagues, but
15:06:02 5 I think Mr Anyah is perfectly entitled to cross-examine him on
6 his evidence.

7 JUDGE SEBUTINDE: I happen to agree with Judge Lussick.

8 PRESIDING JUDGE: Very well. I will withdraw my
9 observation.

15:06:15 10 MR ANYAH:

11 Q. Can you name the Pauline epistles, they are all books in
12 the New Testament written by the Apostle Paul. Name all of them
13 for the Court. You are an evangelist.

14 A. Can I please get the question clearly? I want to be having
15:06:29 15 the questions systematically. I think like you are saying it in
16 a rush.

17 Q. I will repeat the question.

18 PRESIDING JUDGE: Come to the crux of your question,
19 Mr Anyah.

15:06:41 20 MR ANYAH:

21 Q. Mr Witness, there are several books in the New Testament,
22 correct?

23 A. Yes, my Lord.

24 Q. It is common knowledge that the Apostle Paul - common
15:06:52 25 knowledge as in among religious scholars that the Apostle Paul
26 wrote several of those books, true? Is that a yes, Mr Witness?

27 A. Yes my Lord.

28 Q. The Book of Philippians you referred to, it was written by
29 the Apostle Paul, correct?

- 1 A. Yes, my Lord.
- 2 Q. Did he write the Book of Romans, tell me?
- 3 A. Yes, my Lord.
- 4 Q. He wrote the Book of Romans; you stand by that?
- 15:07:16 5 A. Yes.
- 6 Q. How many books of the New Testament did the Apostle Paul
7 write?
- 8 A. Well, the epistles of Paul, I can name the books.
- 9 Q. Please do so.
- 15:07:35 10 A. Paul wrote the Book of Romans, Book of Acts. He also wrote
11 Ephesians, Galatians. He also wrote Philippians, Colossians.
12 These are the books Paul wrote in the epistle.
- 13 Q. Who wrote the epistle Philemon?
- 14 A. Paul wrote that. He was addressing Onesimus at that time
- 15:08:18 15 to be able to retribute - he was writing to Philemon to retribute
16 Onesimus.
- 17 Q. Who wrote the Book of First Corinthians?
- 18 A. Paul also wrote the books of First and Second Corinthians.
- 19 MS ALAGENDRA: Your Honours, can I just ask for some
- 15:08:38 20 assistance with the spellings?
- 21 MR ANYAH: Philemon is P-H-I-L-E-M-O-N, Corinthians is
22 C-O-R-I-N-T-H-I-A-N-S and they are Book One and Book Two.
- 23 JUDGE SEBUTINDE: Mr Anyah, don't you think the witness
24 should help with the spellings?
- 15:08:55 25 MR ANYAH:
- 26 Q. Mr Witness, can you spell the book of Romans for our
27 learned counsels opposite.
- 28 A. R-O-M-A-N-S. Romans.
- 29 Q. Can you spell the Book of Acts for our learned colleagues?

- 1 A. A-C-T, Acts.
- 2 Q. Can you spell the book of Ephesians for the Court?
- 3 A. E-P-H-E-N-I-A-N-S [sic].
- 4 Q. Can you spell the book of Galatians for the Court?
- 15:09:37 5 A. G-A-L-A-T-I-A-N-S, Galatians.
- 6 Q. Can you spell the book of Philippians for the Court?
- 7 A. P-H-I-L-P-P-I-A-N-S [sic].
- 8 Q. You stand by your answer that the Apostle Paul wrote the
- 9 Book of Acts, the Acts of the Apostles, is that your evidence?
- 15:10:18 10 A. Yes, my Lord.
- 11 Q. Do you know what the canonical gospels are? Which of those
- 12 books make up the canonical gospels?
- 13 A. Well, I know about the synoptic gospel.
- 14 Q. That is Matthew, Mark and John. I am sorry, Matthew, Mark
- 15:10:43 15 and Luke.
- 16 A. Luke and John, yes.
- 17 Q. Well, you tell me. The synoptic gospels, how many are
- 18 they, Mr Witness? Four, or three?
- 19 A. Well, Matthew, Mark, Luke and John. There are four. The
- 15:10:59 20 synoptic gospels.
- 21 Q. You add the book of John in the synoptic gospels, is that
- 22 your evidence?
- 23 A. Yes, my Lord.
- 24 Q. And what are the canonical gospels, can you tell us?
- 15:11:13 25 A. Mr Interpreter, I want you to break it down for me because
- 26 I cannot speak English. I speak Krio. Please break it down for
- 27 me.
- 28 Q. Do you know - well, I don't know how else to break down the
- 29 words "canonical gospels" for the interpretation. Mr Witness --

1 A. Yes, my Lord.

2 Q. -- there is a passage in the scripture that says, this is
3 Jesus Christ speaking, that "If you deny me before man [he] will
4 deny you before [his] Father". What passage is that, Mr Witness?

15:12:02 5 A. My Lord, I am still studying the scripture. It doesn't
6 mean that I know everything, or I have memorised everything. The
7 Bible says, "Study to show thyself and prove unto thy Lord", so I
8 am still studying. I don't know everything. So if you start
9 quoting scriptures to me, even the preacher man if you say you
10 are going to quote scriptures no preacher man will pretend he
11 knows all the scriptures in the Bible.

12 Q. Mr Witness, I am not trying to be difficult. There is a
13 reason I asked that question. You see, when you started
14 testifying on the 16th, Wednesday last, you were offered two
15 books to take an oath before this Court and the Chamber will
16 recall Justice Lussick interjecting and saying you should be
17 given a declaration because you did not swear on any book. Are
18 you a Seventh-Day Adventist, Mr Witness?

19 A. No, I am a Pentecostal Christian.

15:12:58 20 Q. And you are also not a Jehovah's Witness obviously, right?
21 Did you hear my question?

22 A. Sorry, no.

23 Q. You are a Pentecostal Christian, right?

24 A. Yes.

15:13:12 25 Q. You told us on Wednesday last that you believe in the Lord
26 and saviour, Jesus Christ, correct?

27 A. Yes, my Lord.

28 THE INTERPRETER: Your Honours, can counsel wait for the
29 interpretation.

1 MR ANYAH: I will, Madam President. You told us on
2 Wednesday last that you were an evangelist who spread the gospel,
3 right?

4 A. Yes, my Lord.

15:13:32 5 Q. When you started testifying why did you not swear on the
6 Bible, the "Good Book"?

7 A. Why I did not do that is if you looked in the book of
8 James, Chapter 5, Verse 12, I studied that in the Bible school,
9 it said you should not swear by anything, whether on earth or in
15:13:57 10 heaven, but your yes should be your yes and your no your no, but
11 above that it is sin. That is why I said I was not going to
12 swear on the Bible. I declared that I came here to speak the
13 truth. Nothing but the truth.

14 Q. But not on the Bible, correct?

15:14:15 15 A. Yes.

16 Q. And you will agree with me that the scripture says - quotes
17 Christ as saying that, "If you deny me before man [he] will deny
18 you before [his] Father, right? Yes, that is in the scripture,
19 is it not?

15:14:36 20 A. The scripture that I am quoting which prevented me from
21 swearing, that is James, Chapter 5, Verse 12. That is why I did
22 not swear on the Bible. That is why I did not even touch the
23 Bible, because it prevents me from swearing on the Bible.

24 Q. We will get to James 5.12. I want an answer to my
15:14:58 25 question, which is do you agree there is a part in the scripture
26 that says or quoting Jesus as saying, "If you deny me before man
27 I will deny you before my Father"?

28 A. Yes, there is somewhere in the scripture, but I don't know
29 whether it is in the book of John, but there was a time when

1 Jesus was saying this to his disciples.

2 Q. And your evidence is you have chosen the book of James,
3 what you say it says, and that is the reason why you did not
4 swear on the Bible last week, correct?

15:15:35 5 A. Yes, my Lord.

6 Q. Do you read the Bible as a whole, as in it being the
7 complete account of the word of God, or do you pick parts of the
8 Bible that you choose to believe?

9 A. Well, I am continuing my studies. I am still studying the
15:16:02 10 Bible and I share that experience. According to the revelations
11 that I get, I continue to share that with others. I am still
12 studying. I am not through yet.

13 Q. That was not my question. We know you are still studying.
14 You are a pastor, are you not? Your church is the Flaming Limba
15:16:22 15 Church, correct?

16 A. I did not get that clearly. Flaming Limba Church?

17 Q. You are the pastor of a church called the Flaming Limba
18 Church, true or false?

19 A. No, my Lord.

15:16:38 20 Q. What is the name of your church?

21 A. The church that I attend at present is Holy Ghost Fire
22 Ministries International. That is where I am now.

23 Q. Have you ever attended a church called the Flaming Limba
24 Church?

15:16:55 25 A. There is no Flaming Limba Church. The church that I used
26 to attend was Flaming Evangelical Church and Bishop Abu was the
27 head, because he was the one who was paying for me when I was in
28 the Bible school. I left there and then I went to the Holy Ghost
29 Fire Ministries International.

1 Q. Okay, I misspoke, or I didn't get the name of the church
2 correctly. It is the Flaming Evangelical Church that you used to
3 attend, correct?

4 A. Yes, I used to attend there.

15:17:37 5 Q. Now you tell us you go to the Holy Ghost Fire Ministries,
6 correct?

7 A. Yes, my Lord.

8 Q. Are you a pastor of that church?

9 A. I am an evangelist.

15:17:52 10 Q. An evangelist spreads the word of God, right?

11 A. Yes.

12 Q. Do you preach to the congregation at that church?

13 A. What I do mostly is opening prayers, that is what I do.

14 Before the pastor could even come, I will lead the opening

15:18:13 15 prayers.

16 Q. We will come back to the scripture. Mr Witness, how many
17 passports did you travel with to Holland?

18 A. One passport.

19 Q. Did you tell anyone in Freetown before you left that you

15:18:38 20 had plans about your stay in Europe when you came here to
21 testify?

22 A. I did not tell anybody that I planned to stay in Europe
23 when I came to testify.

24 Q. That was not my question, but we accept your answer. You

15:18:59 25 have family somewhere here in Europe, a few countries next door,
26 right?

27 A. Yes, my Lord.

28 Q. You have a brother still back home, right, Mr Witness?

29 A. Yes, my Lord.

1 MS ALAGENDRA: Your Honours, can I ask the relevance of
2 this line of questioning; the location of his family members?

3 MR ANYAH: Well, I started off with passports and where he
4 was going to stay and the attendant circumstances of his trip
15:19:30 5 here. I think I have a good faith basis. I am not trying to
6 subject the witness to --

7 PRESIDING JUDGE: Counsel asked the relevance.

8 MR ANYAH: Well, the relevance is - I would put the
9 relevance in the nature of an offer of proof to the Chamber, but
15:19:49 10 I would prefer not to do it in the witness's presence.

11 JUDGE LUSSICK: Well, this is cross-examination. It goes
12 to credit anyway, doesn't it, Mr Anyah?

13 MR ANYAH: Thank you, your Honours:

14 Q. Mr Witness, you have acknowledged you have family a few
15:20:03 15 countries around or a few countries next door to Holland,
16 correct?

17 A. Yes, my Lord.

18 Q. I will not state the country just yet, but you have a
19 sister in one of those countries, correct?

15:20:18 20 A. Yes, my Lord.

21 Q. You have a daughter back home, correct?

22 A. Yes, my Lord.

23 Q. Before you left - by the way she is your only daughter,
24 correct?

15:20:35 25 A. No, I have two.

26 Q. You have two. Are they both in the same country?

27 A. Well, no. The one --

28 MS ALAGENDRA: Your Honours, with all due respect I am
29 still not clear how the location of his family members is going

1 to his credibility.

2 MR ANYAH: Madam President, I cannot respond in one
3 question and put all questions to the witness in a cumulative
4 nature. I have to lay foundation for my cross-examination and it
15:21:12 5 goes to his credibility and that is all I can say at this point.

6 PRESIDING JUDGE: I will allow the question.

7 MR ANYAH:

8 Q. Mr Witness, you have two daughters and I initially said you
9 had one and you corrected me. The issue is how many do you have
15:21:28 10 back home. It is just one, right?

11 A. The other one too is back home. She is in Guinea, that is
12 West Africa, so I know I have two back home.

13 Q. You have just one daughter in Sierra Leone, correct?

14 A. Yes.

15:21:52 15 Q. When did you arrive in Holland, Mr Witness?

16 A. It was last month.

17 Q. What day last month, Mr Witness?

18 A. I cannot recall the day, but it was last month. The first
19 week of March or so.

15:22:18 20 Q. You said it was the first week of March, or so. Did you
21 add after that "We came to Holland"? Is that what you said?

22 A. I came with the ones who escorted me from Freetown. I did
23 not just come on my own. I was brought.

24 Q. Did you come with other people who are witnesses in this
15:22:45 25 case? And you don't have to give me names, but just say yes or
26 no.

27 A. I was not concentrating on that. All what they told me was
28 that these are staff. They said we were coming with staff.

29 Nobody told me that these are witnesses. They told me they were

1 staff and so that was not my concern.

2 Q. Yes, Mr Witness, are you saying you could not tell whether
3 any people amongst your number were not staff of the Special
4 Court when you came from Freetown to The Hague?

15:23:23 5 A. I could not tell anything, because nobody told me that this
6 person is this. They only told me that you are going with staff
7 who will be escorting you, so I never asked, "Who is this?", or,
8 "Who is that?"

9 Q. Let us take it a bit slower. How many people did you meet
15:23:49 10 at the airport who said they were Special Court staff? I am
11 referring to Lungi international airport.

12 A. I did not meet anybody. It was the vehicle that I joined
13 from Freetown, those who brought me. Those were the people who
14 took me from Freetown, they were the same people who brought me.

15:24:13 15 Q. That was a Special Court vehicle, correct?

16 A. Yes, my Lord.

17 Q. How many Special Court employees were in that vehicle?

18 A. We had an escort.

19 Q. How many? I am asking for numbers. How many employees
15:24:34 20 were in that vehicle?

21 A. My Lord, please, I would like you to - you are asking me.
22 I have to take my time to answer your question, but you are being
23 aggressive to me. Please, calm down and ask me slowly so I can
24 answer your questions, please.

15:24:50 25 Q. My question is how many employees were in that vehicle?

26 A. The vehicle that I joined there was the driver, one escort
27 officer, then one man and three of us were in the back with the
28 driver and some other person. Five of us moved from Freetown,
29 the vehicle that I joined.

1 Q. Are you saying there were five people, including yourself,
2 in the vehicle?

3 A. Yes, my Lord.

15:25:28

4 Q. Did you understand the remaining four people to all be
5 employees of the Special Court?

6 A. It was what they told me, that these people were coming to
7 work in Holland. I did not know - I don't know all the staff at
8 Special Court.

15:25:54

9 Q. Did those same four people in the vehicle all board a plane
10 with you to leave Lungi International Airport?

11 A. No, it was three. All of us came.

12 Q. Were they male or were they female, the three who boarded
13 the plane with you?

14 A. They were male.

15:26:26

15 Q. When you arrived in Holland is it fair to say they provided
16 accommodation for you, a place to stay?

17 A. Yes, my Lord.

18 Q. Are you the only person who sleeps at that place at night?

15:26:50

19 A. Well, in my room, yes, I sleep there alone. There are
20 other people, the security personnel, the staff that are there.

21 Q. Are there any other Sierra Leoneans that came from Sierra
22 Leone in that building that have sleeping quarters in the same
23 house?

24 A. Yes, there are other people whom I saw there at the safe
25 house.

15:27:13

26 Q. Did you see any former RUF members at the safe house?

27 A. The only person I saw there --

28 Q. Mr Witness, just one issue, just don't mention the name.

29 If you could just answer the question yes or no. Did you see

1 anybody else at - did you see anybody at the safe house you knew
2 to be an RUF member?

3 A. Yes, I saw somebody there.

4 Q. How many people?

15:27:51 5 A. It was one that I know that I know the person was an RUF.

6 Q. Please don't say the names, Mr Witness.

7 A. Thank you.

8 Q. Thank you. Did you see any former AFRC members in the safe
9 house, or SLA members, as you call them?

15:28:15 10 A. No, no, my Lord.

11 Q. Let's get back to Freetown and your daughter, Mr Witness.
12 Before you left Freetown did you have conversations with anyone
13 about taking care of your daughter?

14 A. Yes, she is with my younger brother now.

15:28:44 15 Q. Yes, I thought so. Did you tell anybody about what plans
16 you had once you arrived in Holland, as in seeking asylum
17 somewhere?

18 A. I did not discuss anything with anybody except my younger
19 brother. In fact it's only my younger brother who knows that
15:29:16 20 I am here.

21 Q. This younger brother of yours stays on Wellington --

22 MS ALAGENDRA: Your Honours, I still don't see the need for
23 such particular locations of the witness's family.

24 JUDGE SEBUTINDE: Ms Alagenda, this witness is testifying
15:29:44 25 in open court. His names are known. What is the objection
26 really?

27 MS ALAGENDRA: Your Honours, if he is testifying in open
28 court that does not still mean that locations of his family
29 members should be public.

1 JUDGE SEBUTINDE: Why not? What is the objection? That's
2 what I want to understand myself.

3 PRESIDING JUDGE: Mr Anyah, your reply?

4 MR ANYAH: I would just add that, you know, as Justice
15:30:14 5 Sebutinde has pointed out, people who know this fellow in
6 Freetown know his family, they know where he stays. They could
7 have sought to have his evidence in closed session. He is in
8 open court. I think we have the latitude in cross-examination as
9 long as it's relevant and we have a good faith basis to pursue
15:30:31 10 issues going to credibility and that's all I'm doing.

11 PRESIDING JUDGE: Mr Koumjian, there has been a reply to
12 the objection.

13 MR KOUMJIAN: I actually wasn't going to respond to
14 Mr Anyah, but to Justice Sebutinde's question. Your Honour, we
15:30:59 15 try to encourage all witnesses that are willing, after
16 considering all measures, to testify openly. Obviously we
17 recognise it's best for many reasons for witnesses to testify
18 openly. What we don't tell them is if you testify openly the
19 locations of all your family members will be public.

15:31:21 20 A witness may choose to put their own security at risk, but
21 generally witnesses do not want to put the security of their
22 other family members at risk and this may or may not apply to
23 this witness, I don't know, but it certainly would discourage
24 other witnesses from testifying openly if Defence counsel, in a
15:31:40 25 way to, they say, attack the credibility and it's not clear to us
26 how this attacks the credibility of the witness, can go through
27 the exact locations of family members. We view it as harassment
28 of the witnesses and it discourages exactly what I know the Court
29 wants and what we want and what the Defence have said they want

1 and that is for the witnesses to testify openly so that the
2 public can hear their evidence.

3 MR ANYAH: Madam President, I take exception to the
4 insinuation that it's to embarrass the witness. The presumption
15:32:14 5 has to be that we are members of the bar and we are proceeding in
6 good faith. Unless I have a good faith basis on the basis of
7 information I have received I would not be pursuing these lines
8 of questioning. It's up to the Prosecution to prep or brief
9 their witnesses as to all parameters of what they may expect in
10 court, the lines of questioning and the like. It is not our
11 obligation to curtail the scope of our cross-examination in order
12 to accommodate possibilities of this nature.

13 PRESIDING JUDGE: Thank you, Mr Anyah. Allow me to
14 consult. We allow the question.

15:35:03 15 MR ANYAH: Thank you, Madam President:

16 Q. Mr Witness, if I can remember my question, your brother,
17 I was about to tell you where he stays. This brother of yours
18 resides on Wellington Road in Freetown, right, Mr Witness?

19 A. Yes, my Lord.

15:35:24 20 Q. You have an uncle also in Freetown, do you not?

21 A. It is not just one. I have some from my father's side and
22 some from my mother's side.

23 Q. Who is the one who stays at Dixon Corner? Someone who
24 stays at Dixon Corner, Magazine Cut. Tell me, Mr Witness?

15:35:46 25 A. That is my maternal side.

26 Q. Yes. He is your uncle, right?

27 A. Yes, yes.

28 Q. Between your uncle and your brother did you tell either of
29 them that you had two passports in your possession before you

1 came to Holland?

2 A. This is a very big lie. If you go and check through the
3 immigration I have never had two passports and even --

4 PRESIDING JUDGE: Mr Witness, pause --

15:36:20 5 THE WITNESS: And even up to this moment I have not seen my
6 passport since I arrived here.

7 PRESIDING JUDGE: Pause. The question was did you tell
8 either of these people that you had two passports? The question
9 was not if you have two passports.

15:36:33 10 THE WITNESS: No, my Lord.

11 MR ANYAH:

12 Q. Did you tell either your brother or your uncle that once
13 you got to Holland, as soon as you were done testifying you were
14 going to France to seek asylum; true or false?

15:36:51 15 A. It is false. No. I have never discussed anything like
16 that with anybody.

17 Q. Nobody?

18 A. My Lord --

19 Q. May I finish my question? I let you answer. I had asked
15:37:13 20 about your brother and your uncle and you said nobody and I want
21 to be sure you mean nobody, absolutely nobody did you discuss
22 this with? Is that your evidence, Mr Witness?

23 A. I discussed with neither my uncle nor my brother with
24 respect of seeking political asylum in France. It did not
15:37:35 25 happen.

26 Q. Did you tell anybody, including your brother and your
27 uncle, that you had already made plans with your sister in France
28 about how you would move from Holland to France once you finished
29 testifying in this case?

1 A. No, my Lord. I did not get any discussion like that with
2 anybody.

3 Q. Did you tell anybody that you feel seeking asylum - by
4 seeking asylum in France you would make your life better?

15:38:23 5 A. My Lord, no. This never happened.

6 Q. Did you tell anybody that you know that the AFRC/SLA had no
7 dealings with Charles Taylor, but that you need to survive?

8 A. No, my Lord. I did not get that discussion with anybody.

9 Q. Did you tell anybody in Freetown that you know very little
15:38:57 10 about the RUF, but that you need to survive and that is that?

11 A. No, my Lord. I am not even from a poor family, so for
12 somebody to just say I will do that for me to survive, no, that
13 did not happen at all.

14 Q. You are not from a poor family, okay, very well. Who has
15:39:26 15 been paying your rent for the past four years, Mr Witness, tell
16 me?

17 A. This was a location and that only happened after the RUF
18 trials. They located me in the particular place at Spur Road
19 where I was.

15:39:44 20 PRESIDING JUDGE: Mr Witness, again you're not answering
21 the question. The question was, "Who has been paying your rent
22 for the past four years?" Who?

23 THE WITNESS: Well, I am in a safe house that is taken care
24 of by the Special Court.

15:40:05 25 MR ANYAH:

26 Q. My question, Mr Witness, is this: Four years hence, going
27 back 2004 until now 2008, who has been paying the rent for where
28 you stay?

29 A. Well, this is the reason why I wanted to explain this,

1 my Lord. After the AFRC trial I went back to my house and also
2 when the RUF trial started I was called upon and in that I raised
3 concern regarding security matters. They said okay, I should
4 stay in the safe house. After which - during the RUF trial I was
15:41:01 5 taken to the safe house and I have spent about two years now in
6 the safe house, but to say for the past four years - I was living
7 in my family house in Wellington, so this I want to state
8 clearly.

9 Q. Very well. Do you agree then that for the past two years
15:41:21 10 you have been staying at a house regarding which the rent has
11 been paid for by the Special Court for Sierra Leone?

12 A. Yes.

13 Q. You finished testifying in the RUF trial in July 2006,
14 right?

15:41:43 15 A. Yes, thank you.

16 Q. And you testified in the AFRC in May and June 2005,
17 correct?

18 A. Yes, my Lord.

19 Q. This area on Spur Road - did you say it was Spur Road,
15:42:05 20 Mr Witness, the area where the safe house is, right?

21 A. Yes, it's Spur Road.

22 Q. This is an expensive area of Freetown, right?

23 A. Well, my Lord, this question is broad because you also have
24 people - because in my case I don't even know how much is paid
15:42:44 25 for that place. The place was rented and I am staying there.

26 Q. Mr Witness, are you aware that since March 2005 until now
27 the Special Court has spent in excess of 30,000 US dollars on
28 you?

29 A. Well, I will not deny the fact that that happened, because

1 if you say since the time I started testifying, I will not deny
2 that fact.

3 Q. There is a bundle of documents in front of you, Mr Witness.
4 It's in that hand out there you have. I will ask you to go to
15:43:36 5 tab 23, Mr Witness, if you flip it.

6 PRESIDING JUDGE: Mr Koumjian?

7 MR KOUMJIAN: I am asking to make this motion now because
8 of the 30 minute time limit on the tape and I want to make it in
9 a timely manner, but the question that the Prosecution originally
15:43:54 10 objected to was the location of family members. The Defence made
11 a representation that it was relevant and I see we have moved off
12 that subject.

13 I don't see how anything in that location of the family
14 members has been shown to be relevant and I would ask it be
15:44:11 15 stricken from the tape and the public transcript in this case.
16 There is no reason for it to be publicised.

17 PRESIDING JUDGE: For what reason, Mr Koumjian?

18 MR KOUMJIAN: Your Honour, for the security of the family
19 and for the - to not discourage witnesses in the future from
15:44:32 20 being afraid to testify openly for fear that by testifying openly
21 the whole world will know where their family members live.

22 I know that I don't want the whole world to know where I live and
23 I think many of the people in this courtroom don't want that and
24 I think it's only fair that we show the same respect to witnesses
15:44:51 25 who bravely come forward to testify in this case.

26 PRESIDING JUDGE: Your reply, Mr Anyah?

27 MR ANYAH: Yes, Madam President. Of course I respectfully
28 disagree. This is a basic issue of due process. We have not
29 reached the Defence's case. I am not asking these questions just

1 to pass time. I am asking them to lay foundation to call
2 witnesses to challenge the credibility of this witness at some
3 future point. When he says he hasn't spoken to somebody --

15:45:18 4 PRESIDING JUDGE: We are not talking about the questions
5 you were asking. The application is to redact an address of
6 family members. That's all. We are not challenging about
7 foundation.

8 MR ANYAH: I thought I heard the word stricken and I don't
9 know if I heard the word stricken as opposed to redact. If the
15:45:43 10 Court will permit me a second to look.

11 MR KOU MJIAN: I believe I said, "Stricken from the public
12 record."

13 PRESIDING JUDGE: It can't be stricken from the public
14 record.

15:45:51 15 MR KOU MJIAN: Perhaps the better word is redact, but it's
16 not in the record that is publicised of the transcript and the
17 video that is broadcast.

18 PRESIDING JUDGE: But it remains within the record. There
19 is a difference between stricken and redact.

15:46:03 20 MR KOU MJIAN: Sorry if I used the wrong word. Redact.

21 MR ANYAH: If counsel means redact I obviously have no
22 objection so long as it's available to the parties and obviously
23 it will be available to the Chamber.

24 PRESIDING JUDGE: Thank you for that. Sorry, Mr Witness,
15:50:46 25 I didn't see. Did you wish to say something?

26 THE WITNESS: Yes, your Honour, I want to use the gents.

27 PRESIDING JUDGE: Just pause a moment, please. Mr Witness,
28 as you are aware there has been an application before the Court
29 to remove a certain address of your family members. Have you

1 anything to say about that?

2 THE WITNESS: Yes, my Lord.

3 PRESIDING JUDGE: Please say it.

4 THE WITNESS: As I want to say, I decided to testify in
15:51:27 5 open and testifying in open is related to the AFRC matter in
6 which I testified. I faced a lot of intimidation afterwards and
7 I reported to the WWS. That happened through the accused. They
8 were contacting me indirectly trying to dissuade me from
9 testifying. Even the investigator for Gbao told me that he had
15:52:09 10 now been appointed as investigator for Gbao and during that time
11 a lot of my colleagues used to call me Bastard 334 and I said,
12 "What is this?" And I knew that everybody had known that I was
13 testifying and I was coming to the Court.

14 Then the protection that was with me I said, "Well, it is
15:52:45 15 not working", because I was testifying in closed session and
16 people knew about me. Then I said, "I don't think this closed
17 session thing is working", because I was testifying in closed
18 session then people knew in the AFRC and the RUF trial that I was
19 testifying. Then I said, "Well, I will have to testify in the
15:53:04 20 open now because so that justice should prevail". So, I was not
21 going to hide anything. I was coming in the open to testify,
22 because the protective measures that were in place were not
23 working - were not effective. So I only did it for justice, but
24 I cannot do that to the detriment of my family. I don't want my
15:53:37 25 family to be at risk.

26 PRESIDING JUDGE: Thank you. Please escort the witness
27 out.

28 MS MUZIGO-MORRISON: Your Honours, before I go if the
29 redaction is going to be done we have five minutes within which

1 to do it.

2 PRESIDING JUDGE: Thank you for that advice.

3 MR ANYAH: Madam President --

15:54:43

4 PRESIDING JUDGE: Mr Anyah, if it is something to do with
5 this application I am afraid the talk has closed.

6 MR ANYAH: Thank you, Madam President.

15:57:59

7 PRESIDING JUDGE: By a majority, with one dissension, the
8 application is refused on the basis that no person has been
9 named, no specific addresses have been given and there is no
10 evidence of specific danger. In the light of this, the majority
11 are of the view that no purpose will be served in making the
12 order as sought.

13 MR ANYAH: May I proceed, Madam President?

14 MADAM PRESIDENT: Please do so, Mr Anyah.

15:58:18

15 MR ANYAH:

16 Q. Mr Witness, I was referring to the document at tab number
17 23. Do you have it in front of you?

18 A. Yes, my Lord.

15:58:31

19 MR ANYAH: I wonder if Madam Court Officer could place one
20 on the overhead projector:

21 Q. Mr Witness, the Special Court, as you know perhaps from
22 your prior involvement with the Court, has a Witnesses and
23 Victims Section. Are you aware of that?

24 A. Yes, my Lord.

15:59:18

25 Q. That section provided this document to us and it keeps
26 records of amounts spent for each witness. Now, do you see where
27 it says "Subject" it says "Witness Expense Policy, Expenses made
28 on TF1-334"? Do you see that, Mr Witness?

29 A. Yes, my Lord.

1 Q. Right beneath the date on the document, yes?

2 A. Yes, my Lord.

3 Q. And you have just confirmed for us that the number 334
4 refers to you, right?

15:59:58 5 A. Yes, my Lord.

6 Q. If you go to paragraph 2, Mr Witness, which says, "Witness
7 attendance allowance and subsistence allowance", that paragraph
8 indicates you were brought under the protection of the Special
9 Court on 14 March. Do you see that, Mr Witness?

16:00:24 10 A. Yes, my Lord.

11 Q. The year in question being three years ago, 2005, yes?

12 A. Yes, my Lord.

13 Q. And do you see that it says to date you have been paid a
14 total of 14,190,200 Leones, yes?

16:00:48 15 A. Yes, my Lord.

16 Q. When you go to downtown Freetown, past Siaka Stevens, and
17 you go up there and you want to change money from Leones to
18 dollars, it usually goes for about, what, 1 dollar to 3,000
19 Leones? Right, Mr Witness?

16:01:13 20 A. Yes.

21 Q. Yes, I thought so. Now, you see the additional amounts
22 listed here. It says "Other expenditure" and do you see where it
23 says, "Medical: 3,975,500 Leones", yes?

24 A. Yes, my Lord.

16:01:36 25 Q. Do you see "Miscellaneous" 2,645,000 Leones", yes?

26 A. Yes, my Lord.

27 Q. Do you see "Childcare: 820,000 Leones", yes?

28 A. Yes, my Lord.

29 Q. And do you see "Transportation" 3,120,000 Leones",

1 Mr Witness, yes?

2 A. Yes, my Lord.

3 Q. And then we come to "Rent, maintenance and utility bills:
4 68,711,200 Leones", yes?

16:02:19 5 A. Yes, my Lord.

6 Q. And we see "Grand Total: 93,461,900 Leones", yes?

7 A. Yes, my Lord.

8 Q. If you divide that by 3,000 it comes to 31,153.96 United
9 States dollars. Does that sound about right, Mr Witness?

16:02:53 10 A. Well, I am not a mathematician. If you are doing it that
11 way, I don't know.

12 Q. We have agreed that when you divide - rather we have agreed
13 that generally in the streets of Freetown 1 US dollar equals
14 3,000 Leones, yes?

16:03:16 15 A. Yes, my Lord.

16 Q. I see. Do you agree that the Special Court has spent this
17 approximate amount of money on you, Mr Witness, since March 2005?

18 A. Yes, my Lord.

19 Q. And this house in which they have placed you for the last
16:03:39 20 two years it is in a very, very comfortable neighbourhood in
21 Freetown, is it not?

22 A. Yes, my Lord.

23 Q. You don't have to pay for any utilities, right?

24 A. Yes, my Lord.

16:03:55 25 Q. Yes. Where were you on 29 March 2006, Mr Witness?

26 A. I was in Freetown. I was in Freetown.

27 Q. Yes. Do you know what happened on 29 March 2006,
28 Mr Witness?

29 A. I can't recall what happened on 29 March 2006, no.

1 Q. Do you remember news of people running towards the Special
2 Court premises, Jomo Kenyatta Road, New England, Freetown,
3 Mr Witness?

4 A. No, I don't recall that, please.

16:04:59 5 Q. Did you hear of a helicopter landing with Charles Taylor,
6 former President of Liberia, at the premises of the Special Court
7 on that day, Mr Witness?

8 A. Yes.

9 Q. That was very big news in Freetown on that day, was it not,
16:05:16 10 Mr Witness?

11 A. Yes, my Lord.

12 Q. Everybody was talking about Charles Taylor arriving in the
13 custody of the Special Court, yes?

14 A. Yes, my Lord.

16:05:29 15 Q. The same Charles Taylor you met at the Executive Mansion in
16 the year 2000 in Monrovia, yes?

17 A. Yes, my Lord.

18 Q. You paid particular attention to his arrival at the
19 detention centre, yes?

16:05:48 20 A. No. Well, I was in my house. I was in my house when that
21 thing happened. I did not go there to see it.

22 Q. I was not asking if you went there, but you were in the
23 house and the house was being paid for by the Special Court, yes,
24 Mr Witness?

16:06:07 25 A. Yes, my Lord.

26 Q. The same Special Court which had just taken custody of
27 Charles Taylor, yes?

28 A. Yes, my Lord.

29 Q. This was March 2006, about three-and-a-half months before

1 you were going back to testify before the Special Court in the
2 RUF case, yes?

3 A. Yes, my Lord.

4 Q. Yes. You had already been speaking to the Prosecution
16:06:33 5 about your upcoming evidence in the RUF, right?

6 A. Well, my evidence had already been there since the AFRC
7 time.

8 Q. That was not my question. Approaching the July session of
9 the RUF case, when you were going to testify in July 2006, you
16:06:59 10 had been meeting with representatives of the Special Court in the
11 lead up towards your evidence there, right?

12 A. Well it was just the WVS that I used to meet with, my Lord.

13 Q. Yes. A few days before you went to testify in the RUF case
14 you heard about Charles Taylor being transferred to Holland,
16:07:31 15 right?

16 A. My Lord, like I said, I did not concentrate on that kind of
17 issue, because I was doing my course and so I did not concentrate
18 on the issue of bringing Charles Taylor. I only heard it over
19 the radio when it was announced.

16:07:56 20 Q. It was also all over the newspapers in Freetown, right?

21 A. Yes, my Lord.

22 Q. Why do you think the Special Court was still housing you
23 and paying your rent in March 2006?

24 A. Well, I was under protective measures that the Court -
16:08:21 25 I mean, the WVS had placed me under that and I was in readiness
26 for whatsoever trial.

27 Q. You were in readiness for whatsoever trial? That is what
28 you just said, right?

29 A. Well, the RUF trial, as I was informed, and in preparation

1 for the Charles Taylor trial.

2 Q. Yes, yes, that's what I was getting to. They had informed
3 you first RUF and then Taylor, right, Mr Witness?

4 A. Yes, my Lord.

16:08:58 5 Q. Did you feel any pressure about what you would say in court
6 in the RUF given that they were paying the rent for where you
7 were staying?

8 A. Please repeat the question.

9 Q. Did you feel like you had to perform well when testifying
16:09:28 10 in the RUF trial because the Special Court was paying for the
11 house where you were living?

12 A. No, well, I did not feel that way. I only thought of
13 justice prevailing, so that was the reason why I decided to come
14 and testify what I knew about the war.

16:09:53 15 Q. Were you an evangelist back in June/July 2006, Mr Witness?

16 A. Yes, my Lord, every day I will be in my church. People
17 will always testify to that, at Spur Road at any time I leave my
18 house I will go to church, except sometimes when I had calls from
19 the Special Court I would go there, but I still carried on with
16:10:23 20 my Godly work.

21 Q. Did you swear on the Bible when you testified in the RUF
22 trial?

23 A. Yes, my Lord.

24 Q. You swore on the Bible in June/July - actually it was July
16:10:40 25 2006, yes?

26 A. Yes, my Lord.

27 Q. And between 2006 and now, 2008, you no longer swear on the
28 Bible, right?

29 A. Yes, my Lord.

1 Q. And it is between then and now I suppose you came upon
2 James chapter 5 verse 12, right?

3 A. No, well, I can explain this.

4 Q. Please tell us why you did not swear on the Bible here but
16:11:15 5 you swore on the Bible in the RUF trial.

6 A. Well, like I said, the Book of Hosea said my people
7 perished when they lacked --

8 THE INTERPRETER: Your Honours, could the witness slow down
9 his pace a little so that the interpreter catch up with him.

16:11:40 10 PRESIDING JUDGE: Mr Witness, you are going too quickly for
11 the interpreter. Could you speak more slowly please. I think
12 you will need to repeat, or pick up where you said, "My people
13 perished when they lacked" and start from there, please.

14 THE WITNESS: Well, according to the Book of Hosea 4:6, it
16:12:08 15 says my people perished for lack of knowledge. Hosea, H-O-S-E-A.
16 It's a scripture from the old testament, 4:6. Hosea chapter 4
17 verse 6. So one day I went to my pastor and asked him, I said,
18 "Pastor, is it good for somebody to swear on the Bible?" He
19 said, "No, no, no." He said, "It is not good." He said, "You
16:12:40 20 are not supposed to be doing that." You know, I was discussing
21 with him - mostly I had inner things that I discussed with my
22 pastor and then he told me, he said, "Just watch in the book of
23 James chapter 12 verse 4, you will see it there." Then he
24 I said, "Oh, may the Lord forgive me." I said, "I have been
16:13:01 25 doing these things. I have been swearing on the Bible."

26 But I said, "Now that I have been able to know that I will
27 not swear on the Bible for any reason again. I will say if I'm
28 here to say the truth I will just say the truth and nothing but
29 the truth." That was when my pastor quoted the scripture Hosea

1 4. He said, "That is why people don't have the knowledge of the
2 Bible, because they don't read it. So you have to be studying
3 the Bible continuously." So since then I said, "I will no longer
4 swear on the Bible again." And it was through continuous studies
16:13:33 5 that God opened my eyes. Even sometimes when you leave the Bible
6 school there are things you don't know there. You will learn
7 those things from others. That was the reason why when I came
8 this time round I said I will not swear on the Bible, I just
9 declare myself.

16:13:50 10 Q. Just to correct the record, Mr Witness, you meant the Book
11 of Hosea right? Can you spell it for us, Mr Witness? When you
12 say Hosea you mean Hosea?

13 A. Hosea, sometimes people call it Hosea. I think it's is the
14 spelling, it's H-O-S-E-A. I call it Hosea, some other people call
16:14:16 15 it Hosea but I think it's the same book.

16 MR ANYAH: That's fair enough. Madam President, the record
17 said the Book of Moses.

18 PRESIDING JUDGE: A little further down he did spell out
19 Hosea, Mr Anyah, so we have got the record sorted out.

16:14:27 20 MR ANYAH:

21 Q. Mr Witness, the second thing in your answer, you referred
22 to the book of James 12:4. Did you mean what you said earlier
23 on, the book of James 5:12, that is chapter 5 verse 12?

24 A. Yes, James chapter 5 verse 12.

16:14:49 25 Q. James 5:12?

26 A. Yes, my Lord.

27 Q. When did you have this conversation with your pastor when
28 you decided not to swear on the Bible again?

29 A. Well, this has not taken a long time because normally we

1 used to have Bible studies. It was during that studies that
2 I asked a question and then he told me, "No, no, no. It is
3 wrong." And then he quoted the book of James 5:12 and then
4 I also read it. He said, "You shouldn't swear." He said, "This
16:15:23 5 swearing that people normally do 'I swear to God'," he said,
6 "It's not good." So since then - even by then I was not
7 preparing to come and testify. I was - I just left my house
8 sometimes and went to the church.

9 Q. Mr Witness, did you understand the question? I am getting
16:15:40 10 at the period from July 2006 until now, April 2008, and I want to
11 find out when during that period you and your pastor had this
12 conversation?

13 A. It has taken a long time. It has taken a long time. It
14 was after I had testified in the RUF trial. So it was after that
16:16:06 15 I went to him and asked him the question.

16 Q. Mr Witness, you have said what you asked him. Did this
17 conversation between the two of you take place in 2007, 2006 or
18 2008?

19 A. It was after the RUF trial. After that trial we had Bible
16:16:32 20 studies. I went there and I asked him the question. He said
21 normally when - I said, "When you go to church they ask you to
22 swear on the Bible, is that good?"

23 Q. So it was in 2006?

24 A. Well, yes, it was after the RUF trial.

16:16:53 25 Q. Very well. Mr Witness, you were telling us about your trip
26 to The Hague and you said there was one RUF, or former RUF member
27 staying at the same household as you, yes?

28 A. Yes, my Lord.

29 Q. Is that person still staying with you right up until now?

1 A. Yes, he is at the house there.

2 Q. Do you know that person to be a witness in this case,
3 Mr Witness?

16:17:45

4 PRESIDING JUDGE: I remind you not to give any names,
5 Mr Witness.

6 THE WITNESS: Well, the only thing that made me know that
7 he was a witness, it was when I went for preppings I also came to
8 realise that he was a witness.

9 MR ANYAH:

16:18:05

10 Q. Do you know if he has testified already before this Court,
11 Mr Sesay?

12 A. No, my Lord.

13 Q. Do you have breakfast or lunch or dinner with this fellow,
14 he or she, Mr Sesay?

16:18:20

15 A. Well, most times - I don't want to lie. Most times I don't
16 come down early to take breakfast. But mostly when they prepared
17 breakfast they will call everybody to come, but mostly I don't
18 come early. I will tell them to keep my breakfast, later I will
19 come and eat my breakfast.

16:18:42

20 Q. I wasn't asking you whether you come early, or whether you
21 eat before or later. I will read my question to you. The
22 question was: "Do you have breakfast or lunch or dinner with
23 this fellow, he or she, Mr Sesay?" What do you say?

16:19:04

24 A. Well, it happens, but not always. Sometimes the person
25 will come and the person will sit by his own - by the person's
26 own table and then eat and I will sit by my own table and eat.
27 And sometimes when we are eating you always see the securities
28 who are around the house there, they always ensure that they sit
29 by the sides.

1 Q. Do you and this person have conversations whenever you find
2 yourself at the meal table, Mr Witness?

3 A. Like I said, we don't normally have discussions on issues.

4 Like I said, we only go there to eat and the securities will be

16:19:47 5 around sitting by the sides and there is a notice displayed

6 around there, all over, from the door that you don't have - you

7 have no right to discuss any of your testimony with your friend.

8 It is everywhere. Anywhere normally we sit, even at the dining

9 room, in the room where we watch television, the securities place

16:20:08 10 the notice everywhere and normally they will be around us.

11 Q. You have been here since early March you said. Has that

12 person been here since early March as well, 2008?

13 A. Yes, my Lord. I met the person.

14 Q. And all the times you have sat next to each other at the

16:20:39 15 meal table is it your evidence you have not had conversations

16 with this person?

17 A. My Lord, we have nothing to talk about, whether it is

18 discussion about war, or any other thing, because mostly when we

19 go around the dining table, or when we sit somewhere, the

16:21:05 20 securities around there - even the white people, they always come

21 and sit by us. When we are taking breakfast or we are taking

22 dinner they come around us. And it is written and displayed

23 everywhere around the building that nobody has right to discuss

24 any of those things.

16:21:20 25 PRESIDING JUDGE: Mr Witness, counsel did not limit his

26 question to conversations about testimony. It is much wider than

27 that; anything at all. I understand that is your question,

28 Mr Anyah?

29 MR ANYAH: Precisely, Madam President, yes. Thank you.

1 THE WITNESS: Well, like I said, the only thing, like if
2 there is CNN on the television, if we are watching football
3 matches, games, or sometimes we share ideas about the Obama
4 issue, the Zimbabwe issue, sometimes we all watch them and then
16:22:04 5 we say sometimes this man needs to hand over power now because he
6 is now old, he has been in power for a long time. But to say we
7 discussed anything about testimony, no, securities are always
8 around us.

9 Q. You discussed the Zimbabwe issue, Robert Mugabe, right?

16:22:24 10 A. Yes, because that was the focus over the CNN that
11 I normally sat there and watched.

12 Q. You discussed Barack Obama?

13 A. Yes, because I like him, so I always like discussing about
14 him.

16:22:43 15 Q. Any discussions about Charles Taylor, Mr Witness?

16 A. It has never happened. In fact after breakfast everybody
17 goes his or her own way. It has never occurred that I will sit
18 down there and discuss about Charles Taylor, no.

19 Q. And this person with whom you live, or you are currently
16:23:08 20 housed, the two of you are brought in the same vehicle to
21 proofing sessions. Is that what you said before?

22 PRESIDING JUDGE: I don't think he said that, but you are
23 entitled to put the question.

24 MR ANYAH: I can rephrase it:

16:23:22 25 Q. Mr Witness, you said they often take you and this person in
26 a vehicle sometimes when you are going to meetings with the
27 Office of the Prosecutor. Is that fair to say, Mr Witness?

28 A. No, I said there are some times when we go on prepping
29 because the vehicle is a big vehicle he will sit at the back seat

1 with one security and I will sit in the middle seat with one
2 security and then when we get to the prepping site he will be
3 taken to his own room and I will be taken to my own room, but to
4 say we sat together in the same place, no, they always
16:23:59 5 discouraged that from happening. It does not happen.

6 Q. That is fair enough. What I am focussing on is your to and
7 fro - your commute to and from this place. You commuted to the
8 prepping sessions and back to the house where you are housed
9 together, correct?

16:24:25 10 A. Well, it is not that it happens always. Sometimes I go for
11 prepping in the morning maybe sometimes from 9 to 2 and the
12 vehicle will take I alone along and the securities, but sometimes
13 as I came back home then he will be on his way going. But to say
14 we sit together, no.

16:24:49 15 Q. Mr Witness --

16 A. Yes, my Lord.

17 Q. -- at any time after one of these sessions where you went
18 to the same location together did you and this person talk about
19 the day you had when you got back to the house? Did you ask this
16:25:08 20 person - did you ever ask him, "How was your day today?"?

21 A. No, my Lord. Even like I said, even when I moved from here
22 they all know me for that. When I go home I am always in my
23 room, except at the time for dinner I will come down for dinner,
24 or when it is time for news I will come and watch news. I have
16:25:37 25 said that we were always restricted by the officials there and
26 sometimes I will get pestered about it and I tell them that I am
27 not a prisoner.

28 Q. Did you pray together with this person, Mr Witness?

29 A. Well that is one thing that I have not seen happening there

1 to say prayers, or everybody pray in their own room. To say we
2 come together and pray, or workers come together to pray, no
3 I have not seen that happen. Everybody stay in his or her own
4 room. Like in my case in the morning when I wake up I pray,
16:26:23 5 midday if I am at home I pray and at night before I go to bed
6 I pray and sometimes when I wake up midnight I pray. But to say
7 I have been together with people to pray together, no, it has not
8 happened.

9 Q. Did you ever speak about the scripture to this person,
16:26:39 10 Mr Witness?

11 A. My Lord, the people themselves will tell you that when
12 I normally come out I go on singing my Godly songs quietly and
13 even the video that we have there, normally when we watch it I
14 have some cassettes that I --

16:27:00 15 PRESIDING JUDGE: Mr Witness, you are not answering the
16 question. Did you speak about the scriptures to this person?

17 THE WITNESS: My Lord, no, I have never discussed
18 scriptures with that person.

19 MR ANYAH:

16:27:19 20 Q. Both in the Book of Mark and the Book of Matthew it talks
21 about the great commission, right? Do you know what that is,
22 Mr Witness?

23 A. Yes, my Lord.

24 Q. The great commission is Christ's request that all
16:27:32 25 Christians spread the gospel, right?

26 A. Yes, my Lord.

27 Q. Yes. And those who take the scriptures seriously take it
28 upon themselves to whisper the good words of the gospel to
29 others, right, Mr Witness?

1 A. Yes, my Lord.

2 Q. The Bible says take every opportunity to pass and spread
3 the gospel of Jesus Christ, yes?

4 A. Yes, I am still spreading it to the workers there, but
16:28:08 5 there is limitation on me not to get such discussions with
6 others, but the workers know normally when we sit down together
7 with them I spread the gospel to them.

8 Q. You spread the gospel to the workers, but not to the
9 witness? Is that your evidence, Mr Witness? You pick and choose
16:28:27 10 who you spread the gospel to?

11 PRESIDING JUDGE: Mr Anyah, you have got three questions
12 there and we are up to time, so please pick one and that is all
13 I am afraid the time you will have.

14 MR ANYAH: Yes, Madam President:

16:28:36 15 Q. Mr Witness, is your evidence that you only spread the
16 gospel to the workers in this house and not to this other
17 witness? Is that your evidence?

18 A. Yes, because like I said I have limitations. They have
19 said I should not be discussing with those people. I don't want
16:28:54 20 them to see me discussing with those people just like that and
21 then they will go about saying that I am discussing with those
22 people. Normally, I just discuss with the workers. Sometimes
23 I hold my big Bible in my hands and then discuss with the
24 workers, because there is - mostly they put limitation on me not
16:29:10 25 to discuss with those people. The only thing normally that I do
26 is when I go about singing my Godly songs, then if you overhear
27 me then no problem with that.

28 MR ANYAH: Thank you.

29 PRESIDING JUDGE: Thank you, Mr Witness. It is now 4.30

1 and we are going to adjourn until tomorrow morning at 9.30.
2 I remind you, as I have done on other afternoons, that you are
3 not to discuss your evidence until all your evidence is finished.
4 Please adjourn court until 9.30 tomorrow morning.

16:29:40

5 [Whereupon the hearing adjourned at 4.30 p.m.
6 to be reconvened on Friday, 25 April 2008 at
7 9.30 a.m.]

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I N D E X

WITNESSES FOR THE PROSECUTION:

TF1-334	8428
EXAMINATION-IN-CHIEF BY MS ALAGENDRA	8428
CROSS-EXAMINATION BY MR ANYAH	8520