



Case No. SCSL-2003-01-T

THE PROSECUTOR OF
THE SPECIAL COURT
V.
CHARLES GHANKAY TAYLOR

MONDAY, 25 FEBRUARY 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 William Romans
Ms Sidney Thompson

For the Registry:

Ms Rosette Muzigo-Morrison
Ms Rachel Irura

For the Prosecution:

Mr Nicholas Koumjihan
Mr Christopher Santora
Ms Julia Baly
Ms Shyamala Alagendra
Ms Kirsten Keith
Ms Maja Dimitrova

For the accused Charles Ghankay
Taylor:

Mr Terry Munyard
Mr Morris Anyah
Mr Andrew Cayley

1 Monday, 25 February 2008

2 [Open session]

3 [The accused present]

4 [Upon commencing at 9.30 a.m.]

09:29:44 5 MS IRURA: The Special Court for Sierra Leone is sitting in
6 an open session in the case of the Prosecutor versus Charles
7 Ghankay Taylor, Justice Teresa Doherty presiding.

8 PRESIDING JUDGE: Good morning. I note some changes in
9 appearances. Mr Santora, for the Prosecution?

09:30:07 10 MR SANTORA: Good morning, Madam President. Good morning,
11 your Honours. Good morning, counsel. For the Prosecution is
12 Ms Julia Baly, Maja Dimitrova and then myself, Christopher
13 Santora.

14 PRESIDING JUDGE: Thank you, Mr Santora. Mr Anyah, good
09:30:21 15 morning.

16 MR ANYAH: Yes, good morning, Madam President, your
17 Honours. For the Defence appear Mr Andrew Cayley and myself,
18 Morris Anyah.

19 PRESIDING JUDGE: Thank you. If there are no other
09:30:34 20 matters, I will remind the witness of his solemn declaration?
21 No.

22 Mr Witness, I again remind you this morning, as I have done
23 on previous mornings, that you have taken a solemn declaration to
24 tell the truth. That is still binding and you must answer
09:30:54 25 questions truthfully. Do you understand?

26 THE WITNESS: Yes.

27 PRESIDING JUDGE: Mr Anyah, you were in your
28 cross-examination. Please proceed.

29 MR ANYAH: Thank you, Madam President. Good morning,

1 counsel .

2 WITNESS: TF1-275 [on former oath]

3 CROSS-EXAMINATION BY MR ANYAH [Continued]:

4 Q. Good morning, Mr Witness.

09:31:11 5 A. Morning, sir.

6 Q. Thank you. When we left over on Friday I was asking you
7 questions about your time at Pademba Road Prison, do you recall
8 that?

9 A. Yes.

09:31:25 10 Q. And in particular we left off where we were discussing the
11 issue of whether or not promises were made to certain prisoners
12 by the Office of the Prosecutor, or representatives of that
13 office. Do you recall that?

14 A. Yes.

09:31:45 15 Q. And with respect to you in particular you told us that no
16 promises were made to you vis-a-vis you testifying in this case,
17 correct?

18 A. Yes.

09:32:09 19 Q. I asked you if OTP investigators visited other inmates and
20 you said that, yes, in fact they did, correct?

21 A. Yes.

22 Q. And you provided two examples of that. One was Akim Turay
23 and the other was Isaac Mongor, right?

24 A. Yes.

09:32:29 25 Q. I also asked you whether you spoke with other inmates who
26 were charged in respect of the May 2000 incident at 56 Spur Road
27 and you said "Yes", true?

28 A. Yes.

29 Q. Now during your conversations with those other inmates, did

1 any of them tell you that they had been made promises by the
2 Office of the Prosecutor if they were to testify against
3 Mr Taylor?

4 A. No.

09:33:03 5 Q. So if Momoh Rogers, for example, were to come to this Court
6 and he were to say that he spoke with you about promises he was
7 being made by the Office of the Prosecutor to testify against
8 Mr Taylor, he would be lying, yes?

9 A. He would be lying.

09:33:26 10 Q. If Sheikh Nabbie came to this Court and said you and him had
11 spoken about promises that were made to each of you by the Office
12 of the Prosecutor to testify in this case, he would also be
13 lying. Is that your testimony?

14 A. Yes.

09:33:45 15 Q. And the same holds true for Sheku Coomber. Your testimony
16 is you have not spoken with Sheku Coomber in respect of promises
17 that were made to either of you by the Office of the Prosecutor
18 to testify in this case, yes?

19 A. Pardon me?

09:34:07 20 Q. You deny speaking to someone like Sheku Coomber about
21 promises that were made to either of you by the Office of the
22 Prosecutor to testify in this case, right?

23 A. Yes.

09:34:35 24 Q. You told us on Friday that at some point during your
25 incarceration the Office of the Prosecutor wanted you to go for
26 an interview, do you recall that?

27 A. Yes.

28 Q. And in anticipation of this interview they bought you a
29 suit or jacket to wear, correct?

1 A. Yes.

2 Q. Would you like me to read the transcript where you said
3 that? You seem to be hesitating. They did buy you a suit while
4 you were in prison, yes?

09:35:08 5 A. I said "Yes".

6 Q. Thank you. What was the nature of this interview that you
7 needed a suit to go to?

8 A. It was not a matter of wearing new suits. I never had
9 clothing at that time. I only had one shirt and a T-shirt in the
09:35:34 10 prison yard and so that wouldn't allow me to go outside with the
11 prison suit, so as long as I was going outside the prison it will
12 have been necessary for them to buy me a suit for me to look
13 presentable.

14 Q. Why did you use the word "interview" on Friday if this was
09:36:03 15 merely your trips outside of the prison?

16 A. They told me that if I would deem it necessary they will
17 want to take me outside in order to get some understanding from
18 me with regards my role that I played in the RUF and the NPFL
19 war.

09:36:31 20 Q. With respect, that was not my question. My question is
21 this. On Friday you told this Court - you used the phrase
22 "interview" as being the reason why you were given a suit and I
23 am asking you why?

24 A. What I am saying is that they said "interview", because
09:36:52 25 they wanted to get some information from me with respect the NPFL
26 and the RUF war.

27 Q. What month and year, if you recall, did they buy you this
28 outfit?

29 A. The clothes were given to me in the year 2006.

1 Q. And you are sure of that?

2 A. Quite sure.

3 MR ANYAH: Your Honours, may I have the assistance of the
4 Court officer, if it please the Court? I have an additional set
09:37:34 5 of documents that were not included in our bundle because they
6 were just created this weekend. Before distributing it to the
7 witness, perhaps I should show opposing counsel. It is just a
8 chart to assist the Court.

9 PRESIDING JUDGE: I misheard the word, Mr Anyah. I didn't
09:37:53 10 hear you clearly. It is just a what?

11 MR ANYAH: It is a chart.

12 PRESIDING JUDGE: Oh, a chart.

13 MR ANYAH: Yes, with the dates of interviews between the
14 witness and the Office of the Prosecutor.

09:38:00 15 PRESIDING JUDGE: Thank you.

16 MR ANYAH: And I have copies for your Honours and the legal
17 officers.

18 PRESIDING JUDGE: Mr Santora, you are on your feet.

19 MR SANTORA: Your Honour, I just have one small matter and
09:39:09 20 this is just actually as a courtesy to Defence counsel. With
21 regard to item number 4 on there, just in looking at it and my
22 examination of it is that I believe this was an internal work
23 product that was disclosed as a summary of the witness's
24 statements entitled "Witness Summary" and I believe that this was
09:39:30 25 not actually a reflection of an actual interview, so just in
26 terms of the purposes of his cross-examination I think it should
27 be clarified.

28 PRESIDING JUDGE: Thank you for that clarification,
29 Mr Santora. Do you dispute that, Mr Anyah?

1 MR ANYAH: No, no, I certainly appreciate the gesture on
2 the part of my learned colleague. We don't have the information
3 that surrounds the creation of these documents and so it is
4 helpful to know this:

09:40:04 5 Q. Now, Mr Witness - [Madam Court Officer, could you show the
6 witness the document and if you have an extra copy perhaps we
7 could put it on the overhead projector]. Now, Mr Witness, you
8 are looking at a document that lists or delineates the various
9 dates that you have been interviewed or met with the Office of
09:40:39 10 the Prosecutor. In the left-hand column it talks about the total
11 number of interviews, in the column to the right it says the
12 dates of the interviews or the meetings, then the time spent
13 during the interview is given, the hours and minutes that you
14 spent with them is provided and you need not worry about the
09:41:01 15 column to the furthest on the right. You just told us that in
16 2006 the Office of the Prosecutor gave you an item of clothing, a
17 suit, correct?

18 A. Yes.

19 Q. Now this document shows from the first meeting on 17
09:41:23 20 November 2003, which you confirmed on Friday, through what would
21 now be the 18th meeting in February of 2008, and there is no
22 indication here that you met with the Office of the Prosecutor in
23 2006. Do you see that?

24 A. Yes.

09:41:50 25 Q. But you are telling the Court today you did in fact meet
26 with them in 2006. Is that your testimony?

27 A. Yes.

28 Q. How many other times did you meet with them in the year
29 2004 for example, if you recall?

1 A. Apart from 22 January 2004, there wasn't any other time
2 that I met with them.

3 Q. Well, in 2005 did you meet with them at all?

4 A. No.

09:42:41 5 Q. But in 2006 you met with them, yes?

6 A. Yes.

7 Q. Now besides the event when they gave you the suit, did you
8 meet with them more than once in 2006?

9 A. No.

09:43:01 10 Q. Do you recall I asked you on Friday whether between 2003
11 and 2007 you met with the Office of the Prosecutor and you said,
12 no, you did not. Do you recall that?

13 A. Yes, indeed.

14 Q. So when you made that statement to the Court on Friday you
09:43:20 15 were mistaken, were you not?

16 A. Yes, sir.

17 Q. Thank you. On Friday you denied receiving money from the
18 Office of the Prosecutor at every - on every occasion when they
19 used to take you out. I think those were the words you used, do
09:43:50 20 you remember that?

21 A. Yes, I said I never received any monies from them at the
22 end of the interviews during 2003.

23 Q. While you were in prison you did in fact receive money from
24 the Office of the Prosecutor, true?

09:44:15 25 A. No, apart from the clothes, the money for the clothes, that
26 I signed for when it was given to me in 2006 in December.

27 Q. Well, that is not what you said on Friday and I will read
28 you what you said on Friday.

29 A. Okay.

1 MR ANYAH: Your Honours, for the record I will be reading
2 from the official transcript from Friday's proceedings. The page
3 number is 4597, the date being 22 February 2008:

09:45:07 4 Q. In line number 11 - actually in line number 9 the question
5 is posed to you, Mr Witness:

6 "Q. Do you deny that they gave you money while you were in
7 prison?

8 A. They gave me money when I was in prison, but not at all
9 times when they used to take me out".

09:45:24 10 Do you remember being asked that question and giving that
11 answer on Friday?

12 A. Yes, this is what I am still repeating, that the money that
13 I can recall that I received was for the clothes in 2006
14 preparing for 2007 interview.

09:45:42 15 Q. So, your testimony is that they gave you money to buy the
16 suit and they did not buy you the suit. Is that your testimony?

17 A. They gave me the money and I signed for the money for the
18 clothes as against 2006. That was in December 2006. I signed
19 for the money in December 2006 and the tailor was supposed to sew
09:46:15 20 the clothes for 2007 interviews.

21 Q. That was not my question. My question is --

22 A. Yes.

23 Q. -- did they give you a suit or did they give you money to
24 buy a suit? Which one?

09:46:30 25 A. I signed for the money for preparing the suit in December
26 2006 for the year 2007.

27 Q. So, your testimony is that they did give you money to buy
28 the suit?

29 A. Yes, because I signed for a certain amount for the

1 preparation of the suit.

2 Q. And you were supposed to buy this suit while you were in
3 prison, yes?

4 JUDGE LUSSICK: Mr Anyah, there may be some confusion here.

09:47:04 5 MR ANYAH: Yes, your Honour.

6 JUDGE LUSSICK: He keeps saying that he signed for money.
7 He may have signed for the money to balance the budget, but the
8 money may have gone direct to the tailor. He may never have
9 received any money.

09:47:21 10 MR ANYAH: That does indeed appear to be a plausible
11 explanation and to be fair to the witness we will assume in any
12 event that there was some benefit received and I will move on.
13 Benefit as in suit, an item of clothing. Thank you, your Honour.

14 JUDGE LUSSICK: Well, I wasn't trying to get you to move
09:47:45 15 on. I was just saying that that is an area of some uncertainty
16 which you may like to clear with the witness.

17 MR ANYAH: Thank you, your Honour:

18 Q. Mr Witness, did you physically receive cash in December
19 2006 from the Office of the Prosecutor?

09:48:05 20 A. Yes, the money was on the table and I signed for it and the
21 tailor took the money and made a promise to give me the suit in
22 return.

23 Q. So, they brought a tailor to you at the time this
24 transaction took place?

09:48:23 25 A. Yes, the tailor in the prison. A Prison Officer.

26 Q. And the Office of the Prosecution representatives who were
27 there, was it Joseph Saffa? Was he there on this day?

28 A. Yes.

29 Q. And what of Steven Niemi? Was he there?

1 A. No.

2 Q. Was somebody named Chris Morris there?

3 A. No. I saw one white, but I cannot remember his name.

4 There were two: Joseph and one white.

09:49:02 5 Q. Was somebody named Magnus Lamin there?

6 A. If he was there, then I cannot recall.

7 Q. On the date of your arrest in May 2000 you were taken at
8 some point to Criminal Investigations Division of the Sierra
9 Leone police, yes?

09:49:40 10 A. No.

11 Q. Were you taken to the Paramount Hotel in Freetown in the
12 year 2000?

13 A. Yes.

14 Q. And in 2000 the CID Department was at the Paramount Hotel,
09:49:58 15 was it not?

16 A. It was there.

17 Q. And you were in fact taken there in May of the year 2000,
18 true?

19 A. Simply what, you mean Paramount Hotel?

09:50:19 20 Q. You were taken to the CID Department at the Paramount Hotel
21 in Freetown in May of 2000, true or false?

22 A. False.

23 Q. Did you ever give a statement about the incident at Spur
24 Road to the Sierra Leone police?

09:50:41 25 A. I did, but under torture.

26 Q. You gave that statement in May of 2000, yes?

27 A. No.

28 Q. When, as in which month, did you give that statement?

29 A. I can recall that I was taken in some time June and after

1 spending some time in prison to give a statement at the Paramount
2 Hotel.

3 Q. So when I asked you a few minutes ago whether in 2000 you
4 were at the Paramount Hotel giving a statement or whether you
09:51:21 5 were taken there and you said "No", you were mistaken then?

6 A. You said in May; that if I can recall in May that I was
7 taken to the Paramount Hotel to give statement.

8 Q. Well I could scroll up, but I will read back the question I
9 asked you and that question appears in line 11.6:

09:51:50 10 "Q. Were you taken to the Paramount Hotel in Freetown in
11 the year 2000?

12 A. Yes".

13 Well, I withdraw it. The witness is actually correct. I
14 am sorry, Mr Witness. How long did you spend at the CID in

09:52:17 15 Freetown, or at the Paramount Hotel?

16 A. They used to come and take me from the prison about three
17 to four different times for interviews.

18 Q. So you went there on many occasions, right?

19 A. Yes.

09:52:45 20 Q. Did you sign any document that you wrote while you were at
21 the Paramount Hotel?

22 A. They gave me about three papers and they said that they
23 were prepared to go and execute me, so I should sign that
24 document for record purposes.

09:53:10 25 Q. So your testimony is you signed this document under duress,
26 or fear of your life?

27 A. Yes, I said I signed the document under duress and torture.

28 MR ANYAH: Madam Court Officer, could you kindly show the
29 witness the document in tab number 15 on page 5:

1 Q. Mr Witness --

2 A. Yes, sir.

3 Q. Well, I will allow you to get to the document. Now, this
4 is a document dated 12 March 2007 to the Director of Prisons,
09:54:33 5 Department of Prisons, New England, Freetown. The subject matter
6 is "Information on Detained Prisoner Foday LANSANA at Central
7 Prison, Pademba Road". Going down through the document to the
8 sentence where it says, "We are therefore, requesting ...", the
9 document reads:

09:54:58 10 "We are therefore, requesting, on a very urgent basis,
11 information on Mr Foday Lansana as follows:

12 (a) the date he was incarcerated;

13 (b) convicted by the Courts; and

14 (c) how much time he has left on his current sentence.

09:55:23 15 Mr Magnus Lamin is our contact person and can be
16 reached ...",

17 at such and such a number and it is signed by, "Gilbert
18 Morissette, Chief of Investigations". My question to you,
19 Mr Lansana, is around the early part of the year 2000

09:55:45 20 investigators from the Office of the Prosecutor did tell you that
21 they were working to secure your release from Pademba Road
22 Prison, true or false?

23 MR SANTORA: Objection. I think it is just a misquote on
24 the date, but I believe you said "in the early part of 2000" and
09:56:05 25 I think it is just confusing.

26 MR ANYAH: That is correct. That is correct. Thank you,
27 counsel. I will rephrase the question:

28 Q. Mr Lansana, the question is this. In the early part of
29 last year, the year 2007, investigators from the Office of the

1 Prosecutor did tell you that they were working to secure your
2 release from Pademba Road Prison, true or false?

3 A. True.

4 Q. Indeed they told you that in January of 2007, yes?

09:56:50 5 A. Yes, sir.

6 Q. And they told you that in fact on 16 January 2007, correct?

7 A. Pardon me?

8 Q. On 16 January 2007 you told investigators Saffa and Niemi
9 that you were afraid for your safety, yes?

09:57:18 10 A. Quite right.

11 Q. In fact if we were to go to tab number 5 on page number 2,
12 the ERN number is 00037712, these are interview notes from your
13 meeting on 16 - on 17 January 2007 with OTP investigators Saffa
14 and Niemi. At the top of the page it says:

09:58:18 15 "The witness stated that he would be willing to testify
16 should he be called upon by the Prosecution to testify, however,
17 the witness wants it to be known that he is worried about his
18 [safety]. He [said] he is in a difficult situation due to the
19 fact that he is serving a sentence at Pademba [road] Prison. He
09:58:42 20 has become the focus of attention of many inmates due to his
21 transfer from the Prison during the interviews. The inmates do
22 not know exactly where he was going, however, there is a lot of
23 speculation and he has been forced to come up with an
24 explanation, other than attending the SCSL. The witness also has
09:59:04 25 concerns about the security of his family".

26 This is what you told Saffa and Niemi in January 2007, yes?

27 A. It was, sir.

28 Q. And it was at that time that they promised they would
29 secure your release from prison, yes?

1 A. Yes.

2 Q. And in addition to securing your release from prison at
3 that time they told you that they would take care of you and your
4 family, yes?

09:59:43 5 A. Pardon?

6 Q. Are you having difficulty with the interpretation?

7 A. No, but the manner in which you are putting your questions
8 is what I wanted to make very clear.

9 Q. The questions are clear and here is the question again.

10:00:04 10 Besides from promising that they would secure your release from
11 prison, they promised to take care of you and your family in
12 January of 2007, yes?

13 A. Yes.

14 Q. Thank you. Now if we go to this chart with all your
10:00:27 15 statement dates we see that as of the date of your, or the month
16 of your, fifth statement in January of 2007 you had already been
17 promised to be taken care of by the Office of the Prosecutor,
18 correct?

19 A. Yes.

10:01:04 20 Q. And you had been promised as of that date that you would be
21 released from prison, true?

22 A. No, they only told me that they were going to work out
23 modalities towards that.

24 Q. But that was something that they were working out to your
10:01:23 25 benefit obviously, yes?

26 A. Yes.

27 Q. And from that month, January 2007, you have had at least 13
28 additional meetings with the Office of the Prosecutor. You see
29 that there, yes?

1 A. 15 meetings?

2 Q. If you count from number 6 through number 18 it adds up to
3 13. I am proposing to you that since January 2007 you have had
4 13 minutes - 13 meetings with the Office of the Prosecutor since
10:02:20 5 being promised that you would be taken care of and your family
6 would also be taken care of. Do you deny that?

7 A. I can't recall exactly if there were 13.

8 Q. But you have met with them over ten times since they made
9 you these promises?

10:02:48 10 A. No.

11 Q. So, all the dates listed after January 2007 are in error.
12 Is that your evidence?

13 A. I cannot precisely recall the dates or all the times that
14 we had the meetings, but from what I am seeing on the screen I
10:03:10 15 can say I can recall that I had meetings with them about three to
16 four or five times at that time.

17 Q. Yesterday - I am sorry, on Friday you confirmed that
18 between January and February 2007 you met with the Office of the
19 Prosecution on five different occasions in that two month period
10:03:31 20 alone. That was your testimony on Friday, right?

21 A. Yes.

22 Q. And since you have been here in The Hague you have met with
23 them more than once, have you not?

24 A. Pardon?

10:03:48 25 Q. Since your arrival in Holland in the year 2008 you have met
26 with the Office of the Prosecution more than once, have you not?

27 A. Yes.

28 Q. And you met with them on July 6 2007, yes?

29 A. Yes.

1 Q. And on 13 and 16 July 2007 you met with a lawyer named
2 Mohamed Bangura, yes?

3 A. Yes.

10:04:41

4 Q. So you have met with them at least ten times since January
5 of 2007, have you not?

6 A. I cannot precisely say, but I can remember that I met with
7 them as I can see it on the screen.

8 Q. Can you tell us the nature of these promises they made to
9 you with respect to taking care of you and your family?

10:05:11

10 A. I constantly complained about security and my health
11 condition and they promised that they will take care of me in
12 terms of security when I am sick, or when my family members are
13 sick. These are some of the promises that they made to me.

14 Q. They also promised to pay your children's school fees, yes?

10:05:36

15 A. Yes.

16 Q. They also promised to buy your children's clothing, yes?

17 A. No, apart from uniforms. They never promised to buy any
18 clothing for my children, except for two suits of uniforms for
19 the semesters.

10:05:59

20 Q. So they did buy clothing but they were uniforms, yes?

21 A. Yes.

22 Q. On Friday you suggested to this Court that the reason why
23 you believe you were released on 27 April 2007 was because you
24 were innocent of the charges, yes?

10:06:31

25 A. I said that after my conviction the human rights lawyer who
26 was serving on our behalf, when on two or three occasions we had
27 appealed, and according to what the Attorney General told me that
28 was on 26 April that I will be part of a general pardon and
29 released from the Office of the President.

1 Q. He told you that on 26 April 2007, is that your testimony?

2 A. No, 26 April 2007.

3 Q. Okay. Now if you were arrested as you said on 7 May, what
4 day were you taken to Pademba Road Prison after your arrest? It

10:07:40 5 was the same day, right?

6 A. No.

7 Q. When were you taken to the prison?

8 A. They took me there on the 8th.

9 Q. And where did they keep you between the 7th and the 8th?

10:08:00 10 A. The officer who arrested me kept me under torture for the
11 rest of the night until the next morning when he took me to the
12 Pademba Road Prison.

13 MR ANYAH: Madam Court Officer, if we could go to the same
14 tab - I am sorry, tab number 15, pages 6 and 7:

10:08:57 15 Q. Mr Lansana, can you see the document?

16 A. Yes.

17 Q. Now this document, the document on pages 6 and 7, were
18 disclosed to us by the Office of the Prosecutor. Document 6,
19 captioned "Sierra Leone Government", is from the Director of
10:09:20 20 Prisons to the Chief of Investigation, the date is 20 March 2000
21 and the date does not appear to be legible but it appears to be
22 7, and I would indicate that the document in tab 7 is a summary
23 of this document in tab 6 also provided to the Defence by the
24 Office of the Prosecution.

10:09:51 25 Now, this document from the Director of Prisons says:

26 "Information on Detained Prisoner Foday Lansana at Freetown
27 Central Prisons.

28 I am directed to inform you that the above name prisoner
29 was incarcerated at Freetown Central Prison on 9th May, 2000

1 convicted by the Court on 11th April, 2006 and left on his
2 current sentence ...",
3 and what appears to be one year, eleven months and 26 days.

4 Mr Lansana, this document says you were arrested - I am sorry,
10:10:39 5 you were taken to the prison on 9th May. Is that about right to
6 you?

7 A. This document is not correct, according to my own
8 understanding.

9 Q. So, the records of the prison are in error. That is your
10:10:57 10 testimony?

11 A. Yes.

12 Q. But the document is correct regarding the date of your
13 conviction as 11 April 2006, yes?

14 A. Yes.

10:11:11 15 Q. The document is also correct in saying you had at that time
16 one year, eleven months and 26 days left on your sentence, yes?

17 A. Precisely I don't know how they made their calculations,
18 but they might be correct.

19 Q. Did any prison official tell you that they were exchanging
10:11:34 20 correspondence with the Office of the Prosecution about you?

21 A. No.

22 Q. And if we could go to page 8, the last document in that
23 tab, this document - can you see the document, Mr Lansana?

24 A. Yes, sir.

10:12:10 25 Q. The document, "Confidential", is dated "Wednesday the 21st
26 of March, 2007" and is addressed to:

27 "His Excellency Al-Haji Ahmad Tejan Kabbah.

28 President of the Republic of Sierra Leone

29 President's Lodge

1 Freetown

2 Sierra Leone".

3 The title of the letter is "The Prosecutor vs. Charles Taylor"
4 and the subject matter "Prisoner Foday Lansana. Application for
10:12:47 5 Remission of Sentence and Release from Prison":

6 "Excellency, the Prosecutor of the Special Court for Sierra
7 Leone seeks your indulgence on a most sensitive and urgent
8 matter.

9 Mr Foday Lansana, currently a prisoner of the Republic of
10:13:07 10 Sierra Leone, and serving a sentence at the Central Prison,
11 Pademba Road, has agreed to appear as a witness for the
12 Prosecution in the case of Prosecutor vs. Charles Taylor. This
13 trial will commence in The Hague on the 14th [sic] June 2007".

14 PRESIDING JUDGE: 4th June, Mr Anyah.

10:13:34 15 MR ANYAH: I am sorry, on the 4th June. Thank you, Madam
16 President:

17 Q. "... on the 4th June 2007". And then we go down to
18 "Mr Lansana was detained ..." down the page:

19 "Mr Lansana was detained and incarcerated by the Sierra
10:13:53 20 Leone authorities on the 9th of May, 2000. He was convicted on
21 the 11th of April, 2006 for Conspiracy to Murder and other
22 counts. He received a sentence of ten years. Including credit
23 for time served, Mr Lansana's scheduled date of release is the
24 8th of March, 2009".

10:14:23 25 And then the next paragraph:

26 "Excellency, The Office of the Prosecutor in no way seek to
27 underestimate the seriousness of the crime for which Mr Lansana
28 was convicted and in no way seek to undermine the justice system
29 of the Republic of Sierra Leone by this request",

1 and the letter is signed by the Chief Prosecutor, Mr Stephen
2 Rapp. Mr Lansana, did anybody from the Office of the Prosecution
3 tell you that they had written to the President of your country
4 to secure your release from Pademba Road Prison?

10:15:06 5 A. No.

6 Q. But by March of 2007 you had agreed to testify on behalf of
7 the Prosecution in this case, yes?

8 A. Yes.

9 Q. And when the Chief Prosecutor writes that you were "...
10:15:27 10 detained and incarcerated by the Sierra Leone authorities on the
11 9th of May, 2000" he is mistaken about the date, yes?

12 A. Yes, as far as I am concerned I was not handed over to the
13 maximum prison on 9 May and so that is completely wrong.

14 Q. Thank you. Mr Lansana, I want to suggest to you - indeed,
10:16:10 15 I want to put it to you - that most of what you told the Court on
16 Wednesday 20th last week, Thursday 21st last week and Friday 22nd
17 were all stories that you heard in prison, true or false?

18 A. False.

19 Q. I want to put it to you that it is virtually impossible
10:16:41 20 that you would have been in all the places at all the times you
21 told this Court you were at between Wednesday and Friday last
22 week, true or false?

23 A. Pardon?

24 Q. Well in the course of your evidence last week you told the
10:16:58 25 Court that in 1990 you were with the NPFL, yes?

26 A. Yes, indeed.

27 Q. And from there you ended up in 1991 with Foday Sankoh,
28 true?

29 A. Yes.

1 Q. And by 1993 you were in the company of Mohamed Tarawalli,
2 or Zino, yes?

3 A. Yes.

4 Q. And by 1998 you and Superman were together, yes?

10:17:37 5 A. Yes.

6 Q. And you were aware of the events that happened during the
7 junta period between 25 May 1997 and February 1998, yes?

8 A. Yes.

9 Q. And by the January 6th invasion of Freetown you were with
10:17:59 10 Superman at Lunsar, true?

11 A. Yes.

12 Q. You retreated with the rebels through Makeni all the way to
13 Kono, yes?

14 A. Yes.

10:18:15 15 Q. And by December 1999 you had made your way to Monrovia,
16 yes?

17 A. Yes.

18 Q. And you just so happened to meet Ibrahim Bah in December
19 1999, yes?

10:18:31 20 A. Yes.

21 Q. And also in the same month you just so happened to meet
22 Benjamin Yeaten in December 1999, yes?

23 A. Yes.

24 Q. So it is fair to say that your evidence spans a period from
10:18:46 25 1990 through the year 2000, yes?

26 A. Yes.

27 Q. You, Foday Lansana, were in all of these places and met all
28 of these people, including Charles Taylor, in December - I am
29 sorry, in October of 1990, yes?

1 A. At the Coca-Cola factory, yes.

2 Q. That was between September and October of 1990 you saw
3 Charles Taylor? You were in his presence, yes?

4 A. Quite right.

10:19:23 5 Q. And I am saying to you that most of all of those events to
6 which you testified you came to know about them from stories you
7 heard in prison. Do you deny that?

8 A. I deny that fact.

9 Q. But you did tell us on Friday that you spoke often, or you
10:19:47 10 did speak at least, with other RUF prisoners about events
11 concerning the war, yes?

12 A. Yes, indeed. They were my colleagues, so we used to
13 discuss issues with regards events.

14 Q. And you and them were in the same prison from 2000 until
10:20:12 15 2007 when you were released. That is seven years, yes?

16 A. Very close to seven years.

17 Q. Okay, thank you, sir. Let's talk about the time when you
18 joined the NPFL. You said you were at the University of Monrovia
19 in 1989, true?

10:20:47 20 A. Yes.

21 Q. And then the NPFL invaded Liberia and you went to your home
22 town in Nimba County, Ganta Town, true?

23 A. Yes.

24 Q. And from Ganta Town you went to Gbardin, a small village
10:21:12 25 between the Liberian and Guinean border, yes?

26 A. Yes.

27 Q. You eventually made your way to a refugee camp in Guinea,
28 yes?

29 A. Yes.

1 Q. While you were at the camp - and now it was about February
2 or March 1990 - your fellow Mano tribesmen and women, some
3 elders, you called them brothers and sisters, came up to the camp
4 in Guinea, yes?

10:21:49 5 A. No, I said our brothers crossed over to us and we were
6 addressed by our brothers and sisters and the elderly people in
7 Ganta upon our arrival.

8 Q. When you say "crossed over", are you saying they did not
9 come to Guinea to meet with you?

10:22:13 10 A. They went there to convince us so that we could cross over
11 to Ganta, and when I spoke about the meeting with the elderly
12 people it was when we were in Ganta Town. We were addressed by
13 the elderly people in Ganta Town.

14 Q. I understood you to say on Wednesday, 20th, that they came
10:22:41 15 from Liberia and met you at the refugee camp in Guinea. Do you
16 agree?

17 A. Pardon me, sir?

18 Q. I am putting it to you that you told us on Wednesday last
19 week that your fellow Ganta tribesmen and women came from Liberia
10:23:06 20 into Guinea and met you at the refugee camp. Do you agree?

21 A. Yes.

22 Q. Thank you. Eventually they convinced you to go back to
23 Ganta, telling you specifically that the NPFL had taken control
24 of Ganta. That is what you told us on Wednesday, yes?

10:23:30 25 A. Yes.

26 Q. And then you went to a small village, Diakemein, and from
27 there you ended up in Ganta Town, yes?

28 A. Pardon, please?

29 Q. Following the visitation by your fellow Mano tribesmen you

1 I left Guinea and you went back into Liberia and ended up at Ganta
2 Town, yes?

3 A. Yes.

10:24:07

4 Q. And you were briefed further by the Manos in Nimba County
5 and told to join the NPFL, yes?

6 A. Yes.

7 Q. During which month did you join the NPFL?

10:24:38

8 A. I went to the base in Saclepia. I cannot recall the
9 precise date or the month, but I can remember that after the fall
10 of Ganta we came to Ganta and from Ganta we were transferred to
11 Saclepia.

12 Q. But you did recall on Wednesday that you were at least at
13 Saclepia until Samuel Doe was assassinated, yes?

14 A. Yes, we were on the base.

10:25:04

15 Q. And you would agree with me, would you not, that Samuel Doe
16 was assassinated on 10 September 1990. That sounds right, yes?

17 A. Yes.

18 Q. Thank you. You received training you said for three
19 consecutive weeks in physical education while at Saclepia, yes?

10:25:37

20 A. Yes.

21 Q. And for two months after that you were trained as a radio
22 operator, yes?

23 A. Yes.

10:25:52

24 Q. So if you count two months and two weeks backwards from
25 September 10th when Doe was assassinated, it would be fair to say
26 that in July of 1990 you were at Saclepia, yes?

27 A. Pardon me, sir?

28 Q. I am saying if you count backwards from September 10th on
29 the date of Samuel Doe's assassination and you count two months

1 back into the month of August and into the month of July, you
2 would have been at Saclepi a as of July 1990, yes?

3 A. No.

10:26:39

4 Q. Well, at least at the minimum you spent two-and-a-half
5 months at Saclepi a. Can we agree on that?

6 A. I am talking about the advanced team of communication. I
7 said that after three weeks of physical education I was taken to
8 the communications room.

10:27:03

9 Q. That was not my question, sir, with respect. My question
10 goes to how much time you spent --

11 A. Okay.

12 Q. If you kindly allow me to finish I will kindly allow you to
13 respond - well, the Court will allow both of us.

14 A. Okay, yes. Yes, I am listening, sir.

10:27:22

15 Q. My question has to do with how much time you spent at
16 Saclepi a. The question is this. You spent at least
17 two-and-a-half months at the training base in Saclepi a in the
18 year 1990, true or false?

10:27:46

19 A. I can recall that I said that I spent three weeks on
20 physical education and from there I was taken to the
21 communication room and I was in the communication room when Isaac
22 Musa came for reinforcement to be taken to Coca-Cola factory.
23 That is exactly what I can recall I told you.

10:28:06

24 Q. Well I am not asking you about where you were taken to,
25 whether it was the Coca-Cola, whether it was the training room or
26 not. I am asking you how much time was spent training you to be
27 a radio operator in Saclepi a. You told us on Wednesday it was
28 two months. Do you agree?

29 A. No, I cannot precisely recall that I was in Saclepi a for

1 three months doing radio training.

2 MR ANYAH: Your Honour, may I have a moment?

3 PRESIDING JUDGE: Yes, Mr Anyah.

4 MR ANYAH:

10:29:32 5 Q. Mr Lansana, I will read you two excerpts from the
6 transcript of Wednesday 20th of this year - of last week. (Your
7 Honours, for the record the first excerpt is taken from page 4322
8 from the transcript of the 20th. I will begin from line 16.

9 JUDGE SEBUTINDE: 20th of February for the record, yes?

10:30:00 10 MR ANYAH: Yes, Justice Sebutinde. 20 February 2008, line
11 16:

12 Q. Mr Lansana, this question was asked to you by opposing
13 counsel:

14 "Q. After this physical education training, what happened
10:30:15 15 next?

16 A. After the physical education training exercise over
17 three weeks, I was given an appointment and I was taken
18 from the platoon to a signal or field radio room in order
19 to be trained as an operator".

10:30:35 20 You told us on Wednesday the physical training exercise
21 took three weeks. Do you agree?

22 A. Yes.

23 MR ANYAH: And, your Honours, on page 4327 from the same
24 day's hearing I will read from line 7 through line 9:

10:31:00 25 Q. You were asked this question on Wednesday last week, sir:

26 "Q. About how long did your radio training last?

27 A. I was there over two months doing the exercise of the
28 training".

29 That was your testimony on Wednesday last week, yes?

1 A. Yes.

2 Q. So, I ask you my question again. You were at Saclepi a in
3 the year 1990 undergoing training for at least two-and-a-half
4 months, yes?

10:31:32 5 A. Yes.

6 Q. Thank you. At the training room or the signal room at
7 Saclepi a you encountered Roosevelt Nyameleyan, yes?

8 A. Yes.

9 Q. And you also encountered another person by the name of
10 Emanuel Zor, yes?

11 A. Yes.

12 Q. Now this Roosevelt Nyameleyan that you met for the first
13 time, was that the first time you met him, can I ask you that?

14 A. Yes.

10:32:09 15 Q. This is the same Roosevelt Nyameleyan you would meet at the
16 Coca-Cola factory a few months later, yes?

17 A. True.

18 Q. And this is the same Roosevelt Nyameleyan that you met in
19 Vahun in the year 1991, yes?

10:32:27 20 A. Yes.

21 Q. And he is the same Roosevelt Nyameleyan who in 1991 went
22 with you to Koindu to install a radio for Foday Sankoh, yes?

23 A. A point of correction. Roosevelt was not in Vahun, but
24 Foya and entered Sierra Leone, please.

10:32:51 25 Q. Indeed, Mr Witness, you are accurate. He was in Foya and
26 he was there with you. He was there with Moses Gargue, yes?

27 A. Yes, you said in Vahun, but I did not talk about anything
28 with regards to Roosevelt being in Vahun, please.

29 Q. And I am acknowledging the correction, but I am putting it

1 to you in Foya he was there with you, yes?

2 A. Yes. He was the head who took us to Sierra Leone, yes.

3 Q. When you were in the radio room in Saclepia, did you
4 monitor any conversations involving Charles Taylor?

10:33:42 5 A. No.

6 Q. From Saclepia you went to the Coca-Cola factory, as you
7 have just told us, and you said on Wednesday it was on the
8 outskirts of Kakata on your way to Monrovia, yes?

9 A. I said Coca-Cola factory is at the entrance of Monrovia
10:34:06 10 coming from Saclepia.

11 Q. But it traverses through the highway from Kakata towards
12 Monrovia, yes?

13 A. Yes.

14 Q. And you went there because Isaac Musa was seeking
10:34:29 15 reinforcements in the nature of more radio operators, yes?

16 A. No, I said that Isaac Musa came for reinforcements from
17 Saclepia which included infantry, that is fighters on the ground,
18 and as well as operators were taken along and I was part of that
19 convoy that left Saclepia to go to Coca-Cola factory.

10:35:04 20 Q. In any event you were at the factory and you told us at the
21 factory on one day, I think you said a day or two after you
22 arrived, Roosevelt told you about a big meeting that was to be
23 held. That was your testimony, yes?

24 A. Yes.

10:35:25 25 Q. And, indeed, he told you to keep an eye out for a large
26 crowd and you saw a large crowd of people. You said it was
27 composed of over 25 persons, this group you saw, yes?

28 A. Yes.

29 Q. And you said, the specific words you used on Wednesday

1 were:

2 "As I looked towards the entrance I saw a bright, huge
3 person. In the past I used to know him by photograph, but that
4 was the first day that I saw him and he was Mr Charles Ghankay
10:36:12 5 Taylor".

6 That is what you told us on Wednesday, yes?

7 A. Yes.

8 Q. So this was the first time you had ever seen Charles
9 Taylor, yes?

10:36:26 10 A. Yes.

11 Q. This is not a day you are likely to forget the events that
12 happened on, yes?

13 A. Yes.

14 Q. Indeed you told us with Charles Taylor on that day there
10:36:42 15 was Isaac Musa, yes?

16 A. Yes.

17 Q. There was Dopoe Menkarzon, true?

18 A. Yes.

19 Q. There was Anthony Menquenagbeh, yes?

10:37:02 20 A. Yes.

21 Q. There was Francis Mewon, true?

22 A. Yes.

23 Q. Now this is the same Anthony Menquenagbeh that you later on
24 met in Foya in the year 1991, yes?

10:37:16 25 A. Yes.

26 Q. Both Mewon and Menkarzon - that is Francis Mewon and Dopoe
27 Menkarzon - those two men you met them later on in the year 1992
28 in Kailahun, yes?

29 A. 1991, 1992 also, yes.

1 Q. But these two men you had met at the Coca-Cola factory
2 first, yes?

3 A. Yes.

10:37:51

4 Q. And then there was Mustapha Jallow and Domingo who were
5 bodyguards to Charles Taylor, you said?

6 A. Yes.

7 Q. Charles Taylor you said came into the radio room where you
8 were, or you happened to be there, yes?

9 A. I was there before he arrived into the station.

10:38:22

10 Q. And he addressed the people who were present in the room
11 specifically about the problem of Alpha jets attacking Liberians,
12 yes?

13 A. Yes.

10:38:43

14 Q. And he said that he was going to go on the radio and advise
15 the world that Sierra Leone was responsible for the Alpha jets
16 which were coming into Liberia, yes?

17 A. Yes.

18 Q. And, indeed, on that same day I believe you told us at 5.06
19 you were listening to the BBC. You recall that?

10:39:05

20 A. Yes.

21 Q. And this radio broadcast you told us happened on the same
22 day that Charles Taylor visited the Coca-Cola factory, true?

23 A. Yes.

10:39:22

24 Q. Indeed you told us the name of the BBC programme as being
25 Focus on Africa, correct?

26 A. Yes.

27 Q. You even knew who the interviewer was and you gave us the
28 name Robin White, yes?

29 A. Yes.

1 Q. And you told my learned colleague or my learned counsel on
2 the other side, Mr Santora, that at 5.06 you were at the
3 Coca-Cola factory when you heard Charles Taylor on the BBC, yes?

4 A. Yes.

10:39:57 5 Q. Can you tell us what he said again when you heard him on
6 the radio?

7 A. Yes. I said at 5.06 there was an interview between Charles
8 Taylor and Robin White in which I heard him say to the world that
9 the Alpha jet that was destroying his people was from Lungi in
10 Sierra Leone and that he was advising the people of Sierra Leone
11 and ECOMOG that, if such were to continue destroying his people,
12 the people of Sierra Leone will taste the bitterness of war.

13 MR ANYAH: Madam Court Officer, I wonder if you could help
14 me provide the witness with the document in tab number 9. I will
10:41:31 15 be referring to pages 3 and 4, at the bottom of the page, and the
16 ERN number is 000439990 [sic]:

17 Q. Mr Lansana, I will start reading from where it says number
18 13. "Witness states ..." - and by the way, Mr Lansana, these are
19 notes taken by the Office of the Prosecution from an interview
10:42:16 20 they had with you on 1 November 2007, a little over four months
21 ago. Three or four months ago.

22 JUDGE SEBUTINDE: Mr Anyah, the page number has one extra 9
23 that you have cited which shouldn't be there.

24 MR ANYAH: Justice Sebutinde, I wonder if your Honour means
10:42:43 25 that the LiveNote transcription is in error? I can repeat.

26 JUDGE SEBUTINDE: Yes, that is what - but you yourself said
27 three 9s, which is accurately reflected. I am saying there
28 should be two 9s before the 0.

29 MR ANYAH: Okay, I will repeat the ERN number. Thank you,

1 Justice Sebutinde:

2 Q. The ERN number of this page is 00043990 and the one for the
3 next page ends in 91. Paragraph 13:

4 "Witness states that in June 1990 there was a serious
10:43:24 5 fighting in the city of Monrovia and a lot NPFL Commandos were
6 wounded and killed. There had been a serious ECOMOG Alpha Jet
7 raid from Freetown.

8 This was reported to Charles G Taylor and he responded by
9 saying that quote 'At this time it necessary to take battle to
10:43:50 10 the enemy zone that is Freetown' ".
11

11 Paragraph 15:

12 "Charles Taylor ordered the Special Forces to keep their
13 men informed in respect of what he had said to them. Witness
14 states that he was present when Charles Taylor mounted his
10:44:13 15 satellite phone and informed the world over the BBC that since
16 [Sierra Leone] is hosting his enemy i.e. ECOMOG which was killing
17 people in Liberia, that 'Sierra Leone would taste bitterness of
18 war' ".
19

19 Mr Lansana, this is what you told the Office of the
10:44:41 20 Prosecution?

21 A. Yes, yes.

22 Q. And paragraph 16 says:

23 "Source said he knows that Charles Taylor was talking to
24 BBC because he called BBC Robin White on satellite phone and said
10:44:59 25 this.

26 Others present in the radio room at the time were SF
27 Domingo, Roosevelt Nyameleyan (Radio Operator) and few others
28 whose names witness cannot recall now. There were a lot of other
29 bodyguards of Charles Taylor but the ones named and the Witness

1 were very close to Charles Taylor where he was positioned when he
2 was talking to the BBC at the time".

3 Now, Mr Lansana --

4 A. Yes, sir.

10:45:39 5 Q. -- yesterday and today you told us you heard this
6 information over the BBC radio at 5.06. On the 11th, or in
7 November of last year, November 1st, you told the Prosecution you
8 were present very close to Charles Taylor as he was speaking to
9 the BBC over the radio. Those two versions of the events are
10:46:12 10 inconsistent, true?

11 A. This particular note that I am saying here is I said he was
12 speaking from a satellite phone and the idea of saying here that
13 I was very close to him is not true.

14 Q. Well the issue is were you in the same room with him when
10:46:38 15 he was speaking to the BBC, or did you hear him at 5.06 over the
16 radio. Which is it?

17 A. I heard him having an interview with the BBC. That is the
18 correct one.

19 Q. Were you in the same room with Charles Taylor when he had
10:46:57 20 this interview with the BBC?

21 A. No, he was in the same room with me whilst he was
22 addressing the Special Forces. At the time of his interview I
23 was not with him when he was speaking on the satellite phone, but
24 I heard him over the BBC.

10:47:20 25 Q. But you just acknowledged - well, you did tell the
26 Prosecution on 1 November that you were in the same room with
27 Charles Taylor, yes?

28 A. I was in the same room with him whilst he was addressing
29 the Special Forces, please.

1 Q. So, this paragraph I just read to you is mistaken. It is
2 an error. Is that your testimony?

3 A. Yes.

4 Q. Thank you. This event at the Coca-Cola factory it happened
10:48:03 5 in somewhere around September/October 1990. We agreed about
6 that, yes?

7 A. Yes, sir.

8 Q. Now when you met with the Office of the Prosecution the
9 very first time on 17 November 2003 you did not tell them
10:48:27 10 anything about the Coca-Cola factory, did you?

11 A. No.

12 Q. When you met with the Office of the Prosecution for the
13 first time - (and, Madam Court Officer, perhaps you could put the
14 chart with the dates of the interviews and the times so the
10:48:49 15 witness might follow). During your first interview you did not
16 tell them about Coca-Cola, yes?

17 A. Yes.

18 Q. You did not tell them anything about going to a refugee
19 camp in Guinea, yes?

10:49:15 20 A. Yes.

21 Q. You did not tell them anything about being trained at
22 Saclépi a, yes?

23 A. Precisely, yes.

24 Q. You did not tell them --

10:49:35 25 JUDGE SEBUTINDE: Mr Anyah, these answers are very
26 confusing to me. That whole set of yeses does it mean he did
27 tell them, or does it mean he didn't?

28 MR ANYAH: I can rephrase and seek to clarify, Justice
29 Sebutinde:

1 Q. Mr Witness, you did not tell the Office of the Prosecution
2 when you first met with them that you trained at Saclepia, right?

3 A. I think it is part of my note that I was trained in
4 Saclepia. I don't know if that was in 2003 or 2007, but it is
10:50:19 5 there.

6 Q. I am putting it to you that the first time you told our
7 learned colleagues on the other side that you were at Saclepia
8 was when you were in The Hague here in the year 2008. Do you
9 agree?

10:50:35 10 A. Yes.

11 Q. In all your interviews from when they first met you in
12 November 2003 it was only in the Hague in 2008 you told them that
13 you went to Guinea, yes?

14 A. Yes, because he was interviewing me systematically from one
10:50:58 15 point to the other. He was asking me the question, then I will
16 answer according to the question that was asked.

17 Q. Well, let me ask you this. They asked you during your
18 first interview where you were in 1990. This is not him putting
19 words into your mouth and here is what you said where you were in
10:51:22 20 1990?

21 A. Okay.

22 MR ANYAH: Madam Court Officer, I would like to refer to
23 tab number 1, the very first page.

24 PRESIDING JUDGE: Yes, Mr Santora?

10:51:44 25 MR SANTORA: Your Honour, then I am going to object. The
26 question as I just understood was that he was asked where he was
27 in 1990 and this is not - it is not reflected in the transcript,
28 if he is saying he is being asked out of this page.

29 PRESIDING JUDGE: Are we being referred to --

1 MR ANYAH: Which page?

2 MR SANTORA: I am sorry, the first page of the first
3 interview which is ERN 00037098. I believe the Defence - that
4 was the page that Defence counsel was referring to and then said
10:52:23 5 he was asked where he was in 1990.

6 MR ANYAH: Well, I can rephrase the question and - well,
7 perhaps I should put my question and then if I reiterate the same
8 thing you could object.

9 PRESIDING JUDGE: I haven't heard the full question yet.

10:52:40 10 Let us have the question and then deal with any objection, if one
11 should arise.

12 MR ANYAH: Thank you, Madam President:

13 Q. Mr Lansana, these are transcripts from your first interview
14 with the Office of the Prosecution, 17 November 2003, and I am
10:52:57 15 trying to ascertain what if anything you told them about where
16 you were in the year 1990. I will start from line number 11 -
17 no, actually line number 10 with the question:

18 "Q. -- can you please tell us a bit about yourself.

19 A. All right. I'm Foday K Lansana, of Sierra
10:53:24 20 Leonean/Liberian offspring. I was born in Liberia in the
21 year 1969, by a Sierra Leonean lady, and my father is
22 Mr Nesi a. And during the war in Liberia, because of the
23 difficulty in the ethnic group which my father comes from -
24 that is the Nibale - we were seriously targeted on the
10:53:53 25 campus of the University of Liberia. So for that matter, I
26 found it very difficult, and she instructed me to come over
27 to Sierra Leone to her family.

28 Q. What war are you talking about?

29 A. I mean the civil war that entered in Liberia in the

1 year 1989, December 24.

2 Q. So when did you come to Sierra Leone?

3 A. I came here in July.

4 Q. What year?

10:54:22 5 A. 1990".

6 This is what you told the Prosecution in November 2003,

7 yes?

8 A. Yes, sir.

9 Q. You told them that in 1990 you went to Sierra Leone, yes?

10:54:35 10 A. [No reply].

11 JUDGE LUSSICK: Did you hear that question, Mr Witness?

12 THE WITNESS: No, I heard the question, but it is supposed
13 to be 1991.

14 PRESIDING JUDGE: What is supposed to be 1991, Mr Witness?

10:55:41 15 THE WITNESS: Saying "When did you come to Sierra Leone?"

16 MR ANYAH:

17 Q. Well, I am putting it to you that the events you testified

18 to last week that occurred in Guinea, that occurred in Saclepia,

19 that occurred at the Coca-Cola factory, during none of your

10:56:01 20 interviews - and my learned colleagues will correct me - none of

21 your interviews until 1 November last year did you mention

22 anything about the Coca-Cola factory, true or false?

23 A. During that particular time --

24 Q. Yes or no? It is a true or false question. You did not

10:56:27 25 tell them from the first meeting they had with you up until

26 November last year that you were at the Coca-Cola factory, true

27 or false?

28 A. No.

29 Q. No means you did not tell them, yes?

1 A. I didn't tell them at that time.

2 Q. The first time you told the Office of the Prosecution that
3 you were at Saclepi a was when you were here in The Hague this
4 year 2007 - 2008, yes?

10:57:01 5 A. No, I think it is part of my statement either in 2003 or
6 2007, but I cannot recall the particular area where I made
7 mention of it in the interview. It was during an interview that
8 he asked me exactly about that quotation and I quoted it, yes.

9 Q. What quotation are you referring to?

10:57:30 10 A. Shyamala interviewed me on this particular point about when
11 that statement was said.

12 Q. There is only one record of an interview with Ms Alagenda
13 and you and that is on 1 November 2007 and that is the first time
14 you mentioned Coca-Cola factory and the record is in tab 9, true?

10:57:59 15 A. Shyamala?

16 Q. Yes, Ms Shyamala Alagenda. There is one interview of note
17 between you and her. It is in tab 9, it is dated 1 November 2007
18 and I am putting it to you that the first time you mentioned
19 anything about the events in 1990 you testified to last week was
10:58:21 20 in November 2007, true or false? Do you wish to read the whole
21 statement? It is not long. [Pause] Can I ask you this,
22 Mr Lansana. If you see a reference to Saclepi a in that document,
23 can you let us know? [Pause]

24 MR SANTORA: Your Honours, it is not an objection at the
11:01:11 25 point. However, just because of my colleague's last comment I
26 just want to be clear. Is he asking about Coca-Cola factory, or
27 Saclepi a, or both, because at this point I am not clear what is
28 being put to the witness?

29 JUDGE LUSSICK: Well we don't know whether the witness is

1 confused, or not, because he hasn't answered his last three
2 questions. He has been asked three questions and he has sat
3 there in silence, so I am presuming that if he is confused by a
4 question he will let the Court know.

11:01:41 5 MR SANTORA: Okay, thank you, your Honour.

6 THE WITNESS: Yes, sir.

7 MR ANYAH:

8 Q. Yes means there is no reference to Saclepi a there?

9 A. No, we were talking about three different things.

11:02:16 10 Saclepi a, Coca-Cola factory and then I was looking for Coca-Cola
11 factory. That is number 14.

12 Q. Shall we agree on this, Mr Witness? From the first time
13 you met the Office of the Prosecution in November 2003 the first
14 time you mentioned Coca-Cola factory was to Shyamala Alagendra on

11:02:38 15 1 November 2007, yes?

16 A. Yes.

17 Q. And here is my second question about Saclepi a. The first
18 time you mentioned being at Saclepi a to the Office of the
19 Prosecution was when you were here in The Hague, correct?

11:02:59 20 A. Yes, because you asked me where I was trained.

21 Q. So, the answer to my question is yes?

22 A. Yes.

23 Q. In all the interviews you had between 2003 and 2008, you
24 did not mention to the Office of the Prosecution that you were at
11:03:23 25 the refugee camp in Guinea?

26 A. The investigation - the investigators were asking me
27 specific questions and I needed to follow up and they were
28 tape-recorded and it was in 2003. In 2007 they had a different
29 way of interviewing me and so they had - they asked me and I

1 answered, I responded, according to what they wanted. That was
2 eyewitness reports where you were, things that happened on the
3 spot, certain sensitive things and certain sensitive documents.
4 So, I cannot say what I was not asked about.

11:04:12 5 MR ANYAH: Madam Court Officer, could you put the interview
6 schedule again for the witness's benefit:

7 Q. Mr Lansana, you will see that in January of 2007 most of
8 your interviews with the Office of the Prosecution were virtually
9 for the entire day starting on 16 January 2007. Do you see that?

11:04:48 10 A. Yes, sir.

11 Q. Over six hours you spent with them on January 16th. You
12 were taken out of Pademba Road Prison and you were at their
13 office for six hours. Do you see that?

14 A. Yes.

11:04:59 15 Q. The next day, the 17th, you spent five hours 50 minutes,
16 almost six hours with them. Do you see that?

17 A. Yes, sir.

18 Q. The next day, the 19th, you spent almost five hours with
19 them. Do you see that?

11:05:13 20 A. Yes.

21 Q. On February 1st, you spent almost four hours with them. Do
22 you see that?

23 A. Yes.

24 Q. In all of these hours you spent with them you did not
11:05:29 25 mention Coca-Cola factory and you did not mention Saclepi a, true?

26 A. Yes.

27 Q. Thank you. From Coca-Cola you told us that you ended up at
28 Gbarnga, right?

29 A. Yes.

1 Q. And at that particular time Prince Johnson of the INPFL had
2 cut off the highway between Kakata and Monrovia, yes?

3 A. Yes, that was the reason for our retreat to Kakata.

11:06:21

4 Q. And eventually the deputy signal commander of the NPFL,
5 Mr Galakpalah, requested that you go to Gbarnga for advance
6 training, true?

7 A. Yes.

8 Q. And this was about October of 1990, yes?

9 A. Yes.

11:06:43

10 Q. When you went to Gbarnga, can you tell us how long you
11 spent at Gbarnga?

12 A. Yes, I said that we were in Gbarnga for something like two
13 months and we completed the advanced training and we were asked
14 to stand by.

11:07:13

15 Q. When you say "we", who else are you referring to?

16 A. There were other operators that were brought from other
17 stations.

18 Q. Now you are aware, are you not, that Camp Naama is in the
19 vicinity of Gbarnga, yes?

11:07:39

20 A. Yes, Camp Naama.

21 Q. Indeed you told us last week that it was referred to
22 colloquially as Sokoto, yes?

23 A. Yes.

11:07:56

24 MR ANYAH: Your Honours, Madam President, I would like to
25 show the witness the document in tab number 18, but I wanted to
26 first advise the Chamber that a part of the document has been
27 blocked - will be blocked out. I raised this with the
28 Prosecution last week and they might have an objection, but I
29 believe the document could be put to the witness if a certain

1 aspect of it is blocked out.

2 PRESIDING JUDGE: What is the reason for this, Mr Anyah?

3 MR ANYAH: It has already been admitted.

4 PRESIDING JUDGE: Ah, yes.

11:08:54 5 MR ANYAH: Yes, and I would like to go over certain names
6 on the document with the witness.

7 PRESIDING JUDGE: Yes, I have the correct document before
8 me now and I can understand the background to that. And how do
9 you propose to block them out?

11:09:12 10 MR ANYAH: Oh, I am not proposing to block out the names.
11 I am proposing to block out even the TIF [sic] number, that being
12 the part of concern I suspect.

13 PRESIDING JUDGE: Mr Santora?

14 MR SANTORA: Your Honour, my colleague is correct that the
11:09:35 15 Prosecution would request that the number be blocked out and as
16 well that if there is questioning with regards to the document's
17 creation then that may elicit a response in that regard.

18 MR ANYAH: I understand the concern and I certainly will
19 not delve into such matters.

11:10:00 20 PRESIDING JUDGE: Very well. And just - which goes back to
21 my original question. How do you propose to block the pertinent
22 part out? Are you going to black it over, or redact it in some
23 way?

24 MR ANYAH: No, we certainly won't tamper with the original.

11:10:15 25 I had asked Madam Court Officer whether a coloured --

26 PRESIDING JUDGE: A reproduction of the --

27 MR ANYAH: We could use a reproduction, that would suffice,
28 but I certainly want to propose that I would write the number of
29 the exhibit number for the Chamber which would be sealed because

1 that needs to be on the record that the witness has been shown a
2 certain exhibit as a way of going forward. And I don't mind if
3 he is not shown the original, but is shown a duplicate.

11:11:16 4 JUDGE SEBUTINDE: Mr Anyah, are you proposing to take a
5 copy of the exhibit - a clean copy of the exhibit - and you
6 yourself black out the part that you do not wish to be publicly
7 viewed?

8 MR ANYAH: I would prefer the Court Officer do it and we
9 could take - it depends on the Chamber's preference. We could
11:11:35 10 take the original but certainly not tamper with it, but put
11 something like a post-it note over the TIF [sic] number, a
12 coloured post-it note. I don't know if that would be visible.
13 In the alternative, we could take a new copy. The key issue for
14 us is that it is known on the record that a certain exhibit was
11:11:54 15 put to the witness and he was asked certain questions about it.
16 I don't know if Madam Court Officer has a means of blacking out
17 the number?

18 PRESIDING JUDGE: Mr Anyah, it appears to us that perhaps
19 the simplest way to do this is to take a copy of the exhibit in
11:13:15 20 question, to black out the relevant portions which appear to us
21 to be only about two lines and show that to the witness. We have
22 in mind that you may seek to tender this, in which case you could
23 not tender what is already a Prosecution exhibit in an amended
24 form.

11:13:34 25 MR ANYAH: That is correct, yes.

26 PRESIDING JUDGE: Would this overcome the problem of
27 publicity?

28 MR ANYAH: Yes, it should. The concern arises from the
29 Prosecution and we respect it, but I don't see why this should

1 not suffice.

2 PRESIDING JUDGE: I am going to ask Mr Santora the same
3 question. Mr Santora, you have heard a suggestion. Would that
4 satisfy the security of the --

11:14:02 5 MR SANTORA: Yes, your Honours. The position is the same
6 with regards to that particular number and also if there is - and
7 I do not believe there is any MFI number associated with this as
8 well and that would also arise the - raise the concern of the
9 Prosecution.

11:14:18 10 MR ANYA: Well - I am sorry, please finish.

11 MR SANTORA: As long as with regard to the numbers and then
12 with regards to the - if there is any queries put with regards to
13 the creation of the document, but counsel has already advised
14 that he is not going to query in that area and so the
11:14:35 15 Prosecution's concern under this proposal are allayed.

16 PRESIDING JUDGE: Very well. Madam Court Attendant, please
17 pass that document - a copy of that original document - to
18 counsel, Defence counsel, and allow him to ensure that the
19 deletions or the covers are made.

11:14:58 20 MR ANYAH: Madam President, I notice in the version we have
21 the title on the top is not blacked out. That is our preference
22 actually on the Defence Bar because we don't see the need to
23 black that out, but the relevant portion is blacked out.

24 JUDGE SEBUTINDE: Do you reckon the ERN number also should
11:15:18 25 be blocked?

26 MR ANYAH: Yes, that would be helpful as well.

27 PRESIDING JUDGE: Before putting it to the witness, Madam
28 Court Attendant, please show it to counsel for the Prosecution to
29 ensure that it conforms to his agreement.

1 MR SANTORA: Your Honour, it does suffice. Thank you.

2 PRESIDING JUDGE: Very well. Is it now to be shown to the
3 witness, Mr Anyah?

4 MR ANYAH: Yes, Madam President.

11:16:35 5 PRESIDING JUDGE: Please do so.

6 MR ANYAH:

7 Q. Mr Lansana, you can take a few minutes to look at the
8 document. [Pause] Have you had enough time to look at it,
9 Mr Lansana?

11:17:44 10 A. Yes, I have looked at it.

11 Q. When I call a name can you tell me if you saw this person -
12 can you tell me yes or no whether you saw this person in the two
13 months that you were at Gbarnga in 1990? Where it says "Strike
14 Force Unit" on the left, towards the top of the page, it says
15 "Sam Tuah". Yes or no, did you see Sam Tuah in Gbarnga in 1990?

11:18:26

16 A. Sam Tuah?

17 Q. The same Sam Tuah that you met in Bomaru, that interview in
18 1991. I am asking you did you see him in the two months you were
19 at Gbarnga, yes or no?

11:18:53

20 A. No.

21 Q. When you see where it says "2nd Battalion Commander Anthony
22 Mekunagbe", do you see that? It is in the middle of the page.

23 A. Yes.

24 Q. Yes or no, did you see Anthony Menquenagbeh in Gbarnga in
11:19:21 25 1990?

11:19:21

26 A. I met Anthony Menquenagbeh at Coca-Cola factory, not in
27 Gbarnga.

28 Q. When you go down to the bottom of the page where it says
29 "Members", the second box from the left if you go down it says

1 "Mohammed Tarawally". Did you see Mohamed Tarawalli in Gbarnga
2 when you were there in 1990, yes or no?

3 A. No.

11:20:12

4 Q. Next to "Tarawally" is "Issa Sesay". Yes or no, did you
5 see Issa Sesay in Gbarnga in 1990?

6 A. No.

7 Q. Next to "Issa Sesay" the name "Morris Kallon" appears. Did
8 you see Morris Kallon in Gbarnga in 1990, yes or no?

9 A. No.

11:20:37

10 Q. There is the name "Peter Vandi" there as well. Did you see
11 Peter Vandi in Gbarnga in 1990 when you were there, yes or no?

12 A. No.

13 Q. "Eldred Collins" appears after "Vandi". Did you see him in
14 Gbarnga in 1990, yes or no?

11:21:01

15 A. No.

16 Q. "Joe Tuah" comes next. Did you see Mr Tuah in Gbarnga
17 while you were there in 1990?

18 A. No.

11:21:21

19 Q. "Isaac Mongor", whom you talked about on Friday and on
20 Thursday as well last week. Did you see Isaac Mongor in Gbarnga
21 in 1990?

22 A. No.

23 Q. This is the same Isaac Mongor - do you know if this is the
24 same Isaac Mongor that was at Pademba Road Prison with you?

11:21:42

25 Well, let me ask you this. I am sorry, that question might not
26 be fair to you. Was there any other Isaac Mongor that you recall
27 in the RUF during the years you were with the RUF?

28 A. I knew only one Isaac Mongor.

29 Q. And the one you knew you did not see in Gbarnga in 1990

1 when you were there?

2 A. No.

3 Q. Then "Augustine Gbao". Did you see him in Gbarnga in 1990
4 when you were there?

11:22:20 5 A. No.

6 Q. And then comes "Dopoe Menkerzon". Did you see him in
7 Gbarnga in 1990?

8 A. No, but I knew Dopoe Menkarzon from Coca-Cola factory.

9 Q. And what of "Joseph Brown"? Was he in Gbarnga in 1990?

11:22:41 10 A. No.

11 Q. Was "Sam Bockarie" in Gbarnga in 1990?

12 A. No.

13 Q. Was "Mike Lamin" in Gbarnga in 1990?

14 A. No.

11:23:01 15 Q. Was "Rashid Mansaray" in Gbarnga in 1990?

16 A. Even if he were there, but I never knew him in Gbarnga.

17 Q. So, you never saw him in Gbarnga in 1990?

18 A. I never knew him as Mike Lamin in Gbarnga.

11:23:29 19 Q. I am asking about Rashid Mansaray. Did you see Rashid
20 Mansaray in Gbarnga in 1990?

21 A. No.

22 Q. So, all these names I have read to you in the two months
23 period you spent between October and November 1990 not one of
24 them did you see in Gbarnga. Is that your testimony to this
11:23:48 25 Court?

26 A. Seeing and knowing somebody are two different things. I
27 might have seen them, but I never knew them on either of these
28 occasions and nobody ever introduced them to me in respect of
29 them being commanders, or such and such commanders. I only came

1 to know them and met them whilst I was in Sierra Leone.

2 Q. I could read all the questions I asked you a few minutes
3 ago and I asked you if you saw them, not if you knew them. So, I
4 ask you again. Did you see any of these people in Gbarnga in
11:24:28 5 1990 when you were there, yes or no?

6 A. No, no, no.

7 Q. None of them you saw in Gbarnga. That is your evidence?

8 A. Yes.

9 Q. Thank you. And this was two months in the late part of
11:24:46 10 1990 between October - between September and October, yes?

11 A. Yes.

12 Q. Thank you. You left - (thank you, Madam Court Officer).

13 You left Gbarnga and you said because Prince Johnson had cut off
14 the highway between Kakata and Monrovia some of you were asked to
11:25:28 15 stand by. Some of you NPFL members I mean were asked to stand
16 by, yes?

17 A. Operators, please.

18 Q. Some of you NPFL operators were asked to stand by, true?

19 A. Yes.

11:25:50 20 MR ANYAH: I apologise, Madam President. I would like to
21 write on a piece of paper the number - the exhibit number - of
22 the document that I just showed the witness and have your Honours
23 seal it once opposing counsel has had a chance to review what I
24 have written.

11:26:11 25 PRESIDING JUDGE: I am not entirely clear what you are
26 doing, Mr Anyah. You have shown the witness a document.

27 MR ANYAH: Yes.

28 PRESIDING JUDGE: You have put questions to him. Are you
29 seeking to have it marked for identification, or what exactly are

1 you going to do with it?

2 MR ANYAH: No, Madam President. The document is already in
3 evidence.

4 PRESIDING JUDGE: As a Prosecution document unmarked.

11:26:32 5 MR ANYAH: Yes, and I am not - because we are handicapped
6 to the extent that we cannot show him the original I am simply -
7 I simply wish the record to reflect that he was shown a copy of
8 exhibit such and such.

9 PRESIDING JUDGE: I understand.

11:27:01 10 JUDGE SEBUTINDE: What is wrong with naming the number of
11 the record publicly? The number of the exhibit, sorry.

12 MR ANYAH: Well, the Prosecution had - we discussed this at
13 length and they raised certain objections because of a prior
14 incident. I would prefer to name the exhibit number publicly,
11:27:25 15 but they have suggested that there was a prior incident involving
16 this document.

17 JUDGE SEBUTINDE: Because these exhibits remain sealed in
18 any event, but publicly for the record to say exhibit number X or
19 number 20 whatever, what is the objection in that?

11:27:48 20 MR SANTORA: Your Honour, as Defence counsel has stated,
21 there was a prior - and it was a completely inadvertent comment,
22 but there was a comment that associated this exhibit number to a
23 particular individual. I do have the excerpt of the transcript
24 where this occurred if your Honours - actually, let me make sure
11:28:15 25 I don't misspeak. I believe it was by an MFI number which was
26 later then put into an exhibit number, but it was by an MFI
27 number that this particular document was associated with an
28 individual and later on assuming that that MFI number was then
29 tendered into an exhibit number the connection can be made. That

1 is our concern about the number - the exhibit number.

2 JUDGE SEBUTINDE: But were these exhibits not admitted
3 during closed session?

4 MR SANTORA: Yes, they were, your Honour.

11:28:51 5 JUDGE SEBUTINDE: So then what is the problem? They are
6 sealed.

7 MR SANTORA: One moment, your Honour. Let me just verify,
8 because I was not present when that particular witness testified.
9 Your Honours, my understanding is that the tendering of exhibits
11:29:24 10 for that particular witness was done in open session and - now
11 obviously his name was not mentioned during that process of
12 tendering. However, at a later time a particular MFI number was
13 associated with an individual. As I said it was completely
14 inadvertent, but it did happen on the record in open session.

11:29:55 15 This is the concern of the Prosecution with regards to the use of
16 an exhibit number in public.

17 PRESIDING JUDGE: Well, what is your proposal to ensure
18 that this is kept confidential?

19 MR SANTORA: My understanding was that the Defence counsel
11:30:11 20 was going to as we have done redact and then seek to tender it as
21 a new exhibit - as a new document - because it is a different
22 document.

23 PRESIDING JUDGE: We have just been informed we have
24 actually run out of time and so - I am sorry, not run out of
11:30:27 25 time, but the tape has finished and so none of this is being
26 recorded. In the circumstances, it might be wise to defer this
27 discussion until after the mid-morning break and maybe you might
28 even reach some sort of mutually agreeable manner to ensure
29 confidentiality.

1 JUDGE LUSSICK: One of the things you could perhaps
2 consider, Mr Anyah, is simply tendering that document that you
3 have just shown to the witness in your case, and then when you
4 come to the stage of final submissions you could say that
11:31:02 5 document tendered such and such a number in the Defence case is
6 in fact identical with the document tendered so and so in the
7 Prosecution case. That is something you could consider.

8 MR ANYAH: Yes, your Honour, Justice Lussick.

9 PRESIDING JUDGE: We will adjourn now until 12 o'clock.

11:31:18 10 Mr Witness, we are taking the mid-morning adjournment. We will
11 resume at 12 o'clock.

12 [Break taken at 11.32 a.m.]

13 [Upon resuming at 12.00 p.m.]

14 PRESIDING JUDGE: Mr Anyah, have you, let's say, sorted out
12:00:09 15 some manner in which this document will be either referred to or
16 recorded?

17 MR ANYAH: I did have a brief discussion with counsel for
18 the Prosecution and he led me to believe that whatever manner we
19 propose, that is the Defence proposes, to the extent it doesn't
12:00:29 20 disclose the information that they're concerned about, that that
21 would be sufficient for them. We have considered Justice
22 Lussick's proposal. The concern that we have is that memory
23 often fails and we might forget down the road to seek leave to
24 make the necessary introductions into evidence.

12:00:50 25 I would propose that I simply write as we would in an open
26 session that a copy of such and such exhibit was shown to the
27 witness on this day by the Defence and perhaps put the - I don't
28 know if they have the transcript reference at the point where he
29 made references to the document. Basically it's like showing him

1 a photograph that's in evidence and he makes a comment about it.
2 I would respectfully propose I don't have to introduce a new
3 photograph.

12:01:44 4 PRESIDING JUDGE: [Microphone not activated] Just to repeat
5 my understanding, you're going to record on a paper that that
6 particular document with its relevant number has been shown to
7 the witness, that will be then handed to Court Management, it
8 will be put on record and that is it.

12:02:03 9 MR ANYAH: Well, I believe the Prosecution wants it sealed
10 and not put on the public record.

11 JUDGE SEBUTINDE: Mr Santora, and of course this is
12 generally to the Prosecution, we understood during the break that
13 all the exhibits that were admitted pursuant to that testimony in
14 closed session are actually on the public record and were never
12:02:27 15 sought to be admitted confidentially or under seal. Is that
16 correct?

17 MR SANTORA: Your Honours, Justice Sebutinde, you are
18 correct. That's my understanding as well.

19 JUDGE SEBUTINDE: Now if that is the case I do not
12:02:46 20 understand why we are struggling to refer to a public exhibit
21 secretly.

22 MR SANTORA: Your Honour, the concern comes in this
23 particular instance to this particular exhibit because of an
24 inadvertent - as said before, an inadvertent comment that was
12:03:04 25 made by a member of the Defence side at one stage in these
26 proceedings which was public. That is why it's this particular
27 instance that's unique. It is not something that we're seeking
28 as a matter of general course.

29 Your Honour, I am reminded I believe there's a motion

1 pending or to be filed on this issue from the Prosecution with
2 regards to the confidentiality of those particular set of
3 exhibits as well. I am led to believe that it's going to be
4 filed today.

12:03:50 5 JUDGE SEBUTINDE: Because, Mr Santora, the point is this:
6 This document, before it was redacted, in its unredacted form is
7 as we speak a matter of public record with the TF number of the
8 witness concerned.

9 MR SANTORA: And I understand and that is why I believe
12:04:11 10 that we are filing a motion on this issue today, this very day,
11 and I believe it's going to be filed today, but it does concern
12 this particular issue and exactly what your Honour has addressed.
13 That's my understanding at least.

14 PRESIDING JUDGE: Mr Anyah, if you can write down on a
12:05:04 15 paper --

16 MR ANYAH: I have.

17 PRESIDING JUDGE: And it can then be handed to the Bench
18 and then to the Prosecution. If agreed then it can be recorded
19 through CMS.

12:06:04 20 I think that deals with that matter, does it, Mr Anyah?

21 MR ANYAH: Madam President, I have an additional request.
22 I wonder if the time from the transcript on the LiveNote will
23 match or correlate with the time on the actual transcript so I
24 could add that indication on the piece of paper before it's
12:06:24 25 sealed.

26 PRESIDING JUDGE: There's no harm in doing that, I don't
27 think. Do you just want to amend it slightly?

28 MR ANYAH: Yes.

29 PRESIDING JUDGE: Again, please show it to the Prosecution.

1 MR ANYAH: I would just state for the record generally on
2 these issues the Defence will be respectful of the Prosecution's
3 concerns but not to this degree, we are only taking these
4 measures because we are of the view that there was some reference
12:07:00 5 previously to this document and perhaps it's advisable that we do
6 so because otherwise --

7 PRESIDING JUDGE: Mr Santora, has made this very clear, the
8 uniqueness of this particular procedure, and any other type of
9 other situations will be dealt with as they arise.

12:07:17 10 MR ANYAH: Thank you, Madam President:

11 Q. Mr Witness, when we left for the break we were speaking
12 about NPFL radio operators and instruction to stand by when
13 Prince Yormie Johnson of the INPFL blocked off access on the
14 highway between Kakata and Monrovia. Do you recall that?

12:09:32 15 A. Yes, sir.

16 Q. Now at this point you told us last week that you took leave
17 to go and greet your people up in Nimba County, yes?

18 A. Yes.

19 Q. And you ended up in Ganta Town first, yes?

12:09:54 20 A. Yes.

21 Q. And I don't recall if you told us this but it was in the
22 form of a question to you this morning, it came out that you had
23 relatives in Sierra Leone as in your mother is from Sierra Leone.
24 True?

12:10:11 25 A. Yes.

26 Q. And you had at that time, 1990/1991, a grandfather that was
27 staying in Bomaru, is that true?

28 A. Yes.

29 Q. Now you left for Bomaru in January of 1991, correct?

1 A. Yes.

2 Q. And how long did you stay in Bomaru for?

3 A. I was in Bomaru until the time of my capture in Potoru
4 around the border.

12:10:52 5 Q. And when were you captured in Potoru?

6 A. In the month of June to July.

7 Q. And the year would be 1991, correct?

8 A. Yes.

9 Q. And when you were captured in Potoru you were taken back to
10 Bomaru, yes?

12:11:13

11 A. Yes.

12 Q. And Bomaru is where you met Sam Tuah, correct?

13 A. Yes.

14 Q. And who was Sam Tuah?

12:11:28

15 A. Sam Tuah was the overall commander for the NPFL in Bomaru
16 at the time.

17 Q. When you met Sam Tuah around June/July 1991 that was the
18 first time you had met him, is that your evidence?

19 A. Yes.

12:11:50

20 Q. Sam Tuah interviewed you in Bomaru Town, yes?

21 A. Yes.

22 Q. And he sent soldiers to accompany you to Vahun in Liberia,
23 yes?

24 A. He took me to Vahun after the interview.

12:12:16

25 Q. Did he take you or did he send his soldiers to take you to
26 Vahun?

27 A. He was in front of the pick up and I used the back together
28 with his bodyguards on to Vahun and I was handed over to the MP
29 commander in Vahun.

1 Q. And the MP commander in Vahun was who?

2 A. I can't precisely remember the MP commander in Vahun.

3 Q. When Sam Tuah took you to Vahun you were taken with a
4 document, you said, or something to that effect, right?

12:13:04 5 A. Yes, the interview that was conducted in Bomaru was
6 transferred to the MP commander in Vahun.

7 Q. And from Vahun you were taken to Foya, true?

8 A. Yes.

9 Q. And Foya is where you met General Dry Pepe, Anthony
12:13:33 10 Menquenagbeh, yes?

11 A. Yes.

12 Q. And also in Foya you met Roosevelt Nyameleyan, true?

13 A. Yes.

14 Q. The same person you had met at Coca-Cola, yes?

12:13:52 15 A. Yes.

16 Q. So even if you had gone your separate ways after Coca-Cola
17 the two of you reunited in Foya, yes?

18 A. Yes.

19 Q. Now when you met Anthony Menquenagbeh in Foya, and this is
12:14:10 20 the same Anthony Menquenagbeh you met at Coca-Cola, did he
21 recognise you?

22 A. Yes, he recognised me but I was not introduced to him
23 directly. I knew I was only introduced to him in accordance with
24 the letter that was sent down that this is the fellow that we've
12:14:34 25 been talking about and later he went to his house.

26 PRESIDING JUDGE: Who is the he, the fellow we're talking
27 about, being referred to by the witness?

28 MR ANYAH:

29 Q. When you say that the letter indicated to Menquenagbeh that

1 this is the fellow that we've been talking about, you mean the
2 letter was referring to you?

3 A. Yes.

12:15:06 4 Q. And that letter was telling Anthony Menquenagbeh that
5 somebody who was a previous member of the NPFL had been captured,
6 would that be fair to say?

7 A. Yes, sir.

8 Q. Did Roosevelt Nyamel eyan recognise you when he met you in
9 Foya?

12:15:22 10 A. Yes.

11 Q. At any time while you were in Foya - and incidentally how
12 long did you spend in Foya?

13 A. We were in Foya for about three weeks before we received an
14 instruction.

12:15:48 15 Q. Three to four weeks, that is your evidence, in Foya?

16 A. Yes.

17 Q. And you are sure about that?

18 A. Quite sure, sir.

19 Q. And how long, going back to Vahun, did you spend in Vahun?

12:16:08 20 A. I did not go back to Vahun. I was in Foya when we received
21 an instruction to go to Sierra Leone.

22 Q. I understand you and perhaps I was not clear. Before you
23 got to Vahun you were in Foya and I'm trying to find out how long
24 you spent in Foya - I'm sorry, in Vahun. So can you tell us how
12:16:27 25 much time you spent in Vahun before you were sent to Foya?

26 PRESIDING JUDGE: I thought it was the other way round; he
27 was in Vahun first and then Foya.

28 THE WITNESS: Thank you.

29 MR ANYAH: That is correct and I'm trying to phrase the

1 question to ask how much time he spent in Vahun, not to suggest
2 he was there twice:

3 Q. So, Mr Witness, assuming you were in Vahun just that one
4 time how much time did you spend in Vahun?

12:16:59 5 A. From Bomaru to Vahun and at the end of the interview in a
6 period of a week I was transferred to Foya.

7 Q. So you spent about a week in Vahun, yes?

8 A. Yes.

9 Q. Thank you, sir. While you were in Foya, I'm now back to
12:17:25 10 when you were in Foya, well not back, I'm moving forward to when
11 you were in Foya, at any time did Anthony Menquenagbeh send you
12 back to your former battalion in Liberia?

13 A. No.

14 Q. At any time were you court-martialled or disciplined for
12:17:45 15 having deserted the NPFL?

16 A. No.

17 Q. And you told us last week you were sent to the signal room
18 in Foya, yes?

19 A. Yes.

12:18:01 20 Q. But in the signal room in Foya you were not a full fledged
21 signaller, would that be fair to say?

22 A. Yes.

23 Q. And by that I mean you were not a full fledged radio
24 operator, yes?

12:18:22 25 A. Yes.

26 Q. Indeed you told the Office of the Prosecution on 17 January
27 2007, and I can just read this to you, for the record or for the
28 benefit of my colleagues it is in tab 5, page number 9, at the
29 very top of the page with ERN number 00037719, the first full

1 sentence says:

2 "The witness passed the assessment and he was recognised
3 for his skills and he was selected to be an assistant operator
4 (radio operator) because he did not have the skills at that
12:19:39 5 moment to operate the system."

6 Now, Mr Lansana, in addition to being an assistant radio
7 operator they were also monitoring you because they were afraid
8 you might abscond, yes?

9 A. They were suspicious as to whether I was prepared or I was
12:20:09 10 unwilling to come back to the unit and at that particular time I
11 never had any record of having left Liberia into Sierra Leone
12 this time, so I was completely confined by the headquarters,
13 despite me being the unit, the part of the unit.

14 Q. And what that means is that you were being monitored and
12:20:39 15 not freely at liberty to function as you otherwise would?

16 A. I was on probation.

17 Q. How long was your probation for, Mr Lansana?

18 A. I was on probation, I think there was a specific --

19 THE INTERPRETER: Your Honours, can the witness please
12:21:22 20 repeat his answer.

21 PRESIDING JUDGE: Pause, Mr Witness. The interpreter
22 requires you to repeat your answer. Could you please repeat.

23 THE WITNESS: Yes. I said I was on probation because there
24 was a specific order from Mr Sankoh in respect of the operators
12:21:50 25 that were on stand by in Foya.

26 MR ANYAH:

27 Q. And what was that specific order by Mr Sankoh? Was it
28 saying you should be on probation?

29 A. No, he never knew that I was part of the unit. There was a

1 specific number of people who were in Foya waiting for onward
2 movement to Sierra Leone.

3 Q. So I go back to my question, how long were you on probation
4 for?

12:22:30 5 A. I stayed on probation as an unqualified operator until
6 1992.

7 Q. And you told us you came to Foya in July, yes, of 1991?
8 Did you understand the question, Mr Lansana?

9 A. Yes. Yes, sir.

12:23:14 10 Q. So July 1991 on through 1992 you were on probation as a
11 radio operator, yes?

12 A. Yes.

13 Q. I am putting it to you that your probationary period was
14 even longer than from July and actually started in April 1991.

12:23:42 15 Do you agree?

16 A. Yes, sir, I do.

17 Q. I am putting it to you that you are mistaken when you told
18 the Court that you came to Foya in July 1991 and you have
19 previously said you were in Foya as early as April 1991; true or
12:24:01 20 false?

21 A. Pardon me?

22 Q. I am saying to you that you are mistaken when you tell us
23 you were in Foya starting in July 1991 and previously you have
24 said you were in Foya starting in April 1991; true or false?

12:24:23 25 A. I cannot recall saying I was in Foya in April 1991.

26 Q. I am putting it to you that when you told us a few minutes
27 ago that you were in Foya for three to four weeks you were
28 mistaken; true or false?

29 A. I was not mistaken. I can recall staying in Foya from

1 Vahun for three weeks before going to Sierra Leone.

2 MR ANYAH: Madam Court Officer, could you assist me,
3 please. I will be referring to the document at tab 5 on page 8
4 and this goes towards the bottom half of the page, the paragraph
12:25:35 5 that begins, "The witness was taken from Bomaru to Vahun":

6 Q. Mr Witness, on 17 January 2007 this is what you told the
7 Office of the Prosecution. It says:

8 "The witness was taken from Bomaru to Vahun, Liberia, where
9 he was re-interviewed. From this interview details were obtained
12:26:12 10 about his previous education and experience in radio
11 communications (HF - high frequency). Based on this information
12 he was then transferred to Foya in Lofa County (Liberia) where he
13 remained from April until July 1991."

14 Mr Witness, this is what you told the Office of the
12:26:44 15 Prosecutor on 17 January 2007; yes or no?

16 A. Yes, I think that was the information. I am baffled at
17 this particular time.

18 Q. So it means that from April when you got to Foya, April
19 1991, up until 1992 you were on probation as a radio operator,
12:27:16 20 yes?

21 A. Yes, sir.

22 Q. And when you told us a few minutes ago that you spent only
23 three or four weeks in Foya you were mistaken, yes?

24 A. No. I can precisely remember staying in Foya for three
12:27:37 25 weeks.

26 Q. So it means that this document that I have just read to you
27 which said you spent about three months, April through July 1991,
28 in Foya is in error?

29 A. Yes.

1 Q. In Foya did you hear any radio conversations involving
2 Charles Taylor?

3 A. No.

12:28:26

4 Q. Now the record appears to be unclear about which was the
5 headquarters and which was a sub-headquarters. Correct me if I
6 am wrong, the headquarters of the NPFL at that time in 1991 in
7 Lofa County was Voinjama, true?

8 A. Yes.

9 Q. And both Vahun and Foya were sub-headquarters, yes?

12:28:54

10 A. The company headquarters.

11 Q. And you told us last week that Anthony Menquenagbeh was the
12 overall commander of the NPFL forces in Lofa County. Do you
13 recall that?

14 A. Yes.

12:29:07

15 Q. And you are telling us today, as you did last week, that he
16 was in Foya when you met him?

17 A. Yes, that was the company headquarters in Foya. He used to
18 move from Sierra Leone into Foya, Voinjama, onward to Gbarnga.

12:29:35

19 Q. And in the period of time you spent in Foya close to four
20 weeks by your account not once did you hear a radio
21 conversation --

22 MR SANTORA: Objection, your Honour. He said repeatedly
23 three weeks. The witness has said three weeks repeatedly. I'm
24 going to object at this point.

12:29:51

25 MR ANYAH: I can rephrase it and I will accept three weeks
26 as his version today in court:

27 Q. Mr Witness, your evidence is that the entire time you spent
28 in Foya, three weeks by your account, you did not hear any radio
29 communications involving Charles Taylor?

1 A. No.

2 Q. But you did have access at that time to radio transmitters
3 while you were in Foya, true?

4 A. Yes, I was in the radio room.

12:30:28 5 JUDGE SEBUTINDE: Mr Anyah, there we go again with that
6 answer that is ambiguous when the witness said no. To the exact
7 question you put to him the answer is no but probably he meant
8 yes. Please clarify.

9 MR ANYAH: I can clarify:

12:30:45 10 Q. Mr Witness, asking you again, the three weeks that you
11 spent in Foya you did not hear any radio communications involving
12 Charles Taylor, is that fair to say?

13 A. What do you mean involving? Do you mean in relation to
14 NPFL or Charles Taylor as an individual?

12:31:10 15 Q. Any radio communication about Charles Taylor whatsoever,
16 did you hear any of it while you were in Foya?

17 A. Yes.

18 Q. Well, tell us some of what you heard?

19 A. I said that during the time that I was in Foya for three to
12:31:35 20 four weeks there was an information that Roosevelt Nyameleyan
21 should take along other operators to go to Sierra Leone for an
22 operation. This message came from Gbarnga from the overall
23 signal commander through Galakpalah.

24 Q. Victor Gensei sent that message to Galakpalah, yes?

12:32:02 25 A. Yes.

26 Q. That message you did not tell us came from Charles Taylor,
27 did you?

28 A. Yes.

29 Q. Yes means - are you saying it came from Charles Taylor?

1 A. It did not come from Charles Taylor.

2 Q. Thank you. The message you just referred to was the
3 message that made you or had you transferred to Koindu in Sierra
4 Leone, yes?

12:32:31 5 A. Yes.

6 Q. And there were three radio operators, yourself, Roosevelt
7 Nyamelayan and Moses Gargue, yes?

8 A. Quite right.

9 Q. When did you get to Koindu, which month and which year?

12:33:01 10 A. I went to Koindu during the rainy season, July to August we
11 were in Koindu.

12 Q. That would be 1991, yes?

13 A. Yes.

14 Q. And the reason for going to Koindu you said was because
12:33:24 15 they wanted smooth operations. Can you tell us what you meant by
16 smooth operations?

17 A. Yes. In Koindu the fighting that was taking place in
18 Sierra Leone had no communication flow in relation to
19 transmitting messages. There was no radio operator in Sierra
12:33:53 20 Leone that was stationed there. For the fact that there was no
21 communication in Sierra Leone the pace of the communication was
22 very slow. So there was an instruction for us to go and install
23 a radio so that there would be fast communication in terms of
24 transmitting messages from Sierra Leone into Liberia.

12:34:18 25 Q. And when you went to Koindu that was the first time you saw
26 Foday Sankoh, you told us?

27 A. Yes.

28 Q. And Foday Sankoh personally interviewed you, yes?

29 A. Yes.

1 Q. On the trip from Foya to Koindu you told us of Anthony
2 Menquenagbeh moving some what you termed to be manpower?

3 A. Yes.

12:35:09

4 Q. And you said he moved a - well, in the company of the
5 vehicles that took you from Foya to Koindu there was a big DAF
6 truck. That was your evidence, yes?

7 A. Yes.

8 Q. Have you ever told the Prosecution before this story about
9 Menquenagbeh moving a DAF truck filled with arms and ammunition?

12:35:34

10 A. I did.

11 Q. Did you use the words DAF truck and that he moved them on
12 your trip from Foya to Koindu in August 1991?

13 A. Yes.

14 Q. When did you tell the Prosecution that?

12:35:53

15 A. I told the Prosecution that during my stay in Foya there
16 was frequent movement of manpower, arms and ammunition from Foya
17 into Sierra Leone, Koindu.

18 Q. But you also told the Prosecution that you did not
19 personally see the trucks enter Sierra Leone, you just saw them
20 going in that direction, yes?

12:36:20

21 A. Yes, because from Foya that was the only route into Sierra
22 Leone, I got to know it precisely when I entered Koindu,
23 according to the movement that was taking place whilst in Foya.

24 Q. Well, aside from the road you told us yesterday of going
25 from Liberia to Sierra Leone through a bush path. Not yesterday,
26 last week. You told us of going from Liberia to Sierra Leone
27 through bush paths, did you not?

12:36:43

28 A. No, I was only asked in respect of that, that was the time
29 I was asked how I got into Sierra Leone before my capture in

1 Sierra Leone.

2 Q. But you told us last week that at least on one occasion you
3 went from Liberia to Sierra Leone using a bush path, yes?

12:37:28

4 A. Yes, that was when I was asked how I got into Sierra Leone
5 for the first time.

6 Q. So it is possible for someone to cross the border in the
7 bush, right?

8 A. Yes.

12:37:43

9 Q. Now you or Roosevelt Nyameleyan installed this radio at the
10 compound of Foday Sankoh in a place called Baidu, right?

11 A. Yes, Baidu.

12 Q. Yes, that's correct, B-A-I-D-U. And how long did you spend
13 with Foday Sankoh in Baidu?

12:38:17

14 A. Foday Sankoh himself used to move from Baidu to Liberia, he
15 used to go as far as Pendembu, Qui va, but basically we were not
16 based with Foday Sankoh for the rest of the time. We used to go
17 with Menquenagbeh, Francis Mewon, Dopoe Menkarzon to Kailahun,
18 Pendembu, Qui va on to Bunumbu.

12:38:50

19 Q. I am referring to the initial period when you went to
20 Baidu. I recall you telling us last week that there was only one
21 radio communication installation at that time in 1991 --

22 A. Yes.

23 Q. -- in Baidu, right?

24 A. Yes.

12:39:04

25 Q. So at that particular time you were not going to Qui va and
26 elsewhere, the one installation was in Baidu and your testimony
27 was that Anthony Menquenagbeh always had to return to that
28 installation because that was where the radio was, yes?

29 A. Yes, that is for external communication. For external

1 communication.

2 Q. Going back to my question which is simple enough: How long
3 did you spend in Baidu?

4 A. We stayed in Baidu from 1991 on to 1992. During that time
12:39:45 5 we used to move to Kailahun, Pendembu and back, but we were
6 stationed there permanently until 1992.

7 Q. In what month in 1992 did you leave Baidu?

8 A. We came back into Liberia in April 1992 after the
9 instruction for all Liberians, NPFL troops, to evacuate.

12:40:33 10 Q. So considering what you told us before that you were on
11 probation through 1992 it would be fair to say that from April
12 1991 through April 1992 you were on probation as a radio
13 operator, yes?

14 A. Yeah.

12:40:55 15 Q. Last week you told us about communications you listened to
16 while in Baidu involving Foday Sankoh. Do you recall that?

17 A. Yes.

18 Q. And today you are telling us that he often travelled away
19 from Baidu from time to time, yes?

12:41:31 20 A. Yes.

21 MR ANYAH: Madam Court Officer, if you could assist me,
22 please. I will be referring to tab 5, pages 10 through 11,
23 starting with page 10 towards the end of the page with the
24 sentence which says, "Foday Sankoh":

12:42:21 25 Q. Mr Witness, these are notes from your interview with the
26 Prosecution on 17 January 2007. It says:

27 "Foday Sankoh stated that the other two radio operators
28 would work as radio operators while the witness was on probation.
29 The witness did not know how long this probation period was

1 supposed to last."

2 If you go to the next page, page 11, the first full
3 paragraph, it reads:

4 "The witness was not permitted to be directly involved in
12:43:02 5 the communication process due to his status of being 'on
6 probation'. During the one month period that the witness was
7 there at this base, he observed the radio communication
8 activities and he observed that some times Foday Sankoh would
9 enter the location and would speak on the radio himself. The
12:43:32 10 witness was not aware of with whom Foday Sankoh was
11 communicating."

12 Mr Lansana, this is what you told the Prosecution on
13 January 17th 2007, correct?

14 A. Yes, sir.

12:43:49 15 Q. There were occasions when Foday Sankoh would speak on the
16 radio and you would not know to whom he was talking, yes?

17 A. Yes.

18 Q. You also said you were at this base, meaning Baidu - you
19 just told us you were there through April 1992, correct?

12:44:21 20 A. Yes.

21 Q. When you spoke with the Prosecution you said you were at
22 that base for one month; true or false?

23 A. At Baidu?

24 Q. Yes.

12:44:40 25 A. No.

26 Q. Well, Foday Sankoh's compound during this first trip to
27 Sierra Leone was at Baidu, was it not?

28 A. Yes.

29 Q. And I just read you a paragraph that says, "During the one

1 month period that the witness was there at this base." Now that
2 base refers to Foday Sankoh's compound in the paragraph I've just
3 read to you, yes?

4 A. Yes.

12:45:08 5 Q. So you were at Foday Sankoh's base for one month, true?

6 A. Yes, before going to Kailahun.

7 Q. Did you tell us last week that you went to Kailahun?

8 A. Yes, indeed.

9 Q. And you're absolutely sure of that?

12:45:31 10 A. Yes.

11 Q. Now the Kailahun we're referring to is in Sierra Leone,
12 right?

13 A. Yes.

14 Q. I asked you a few minutes ago regarding when you left Baidu
12:46:04 15 and you said you left Baidu in April of 1992. Do you recall
16 that?

17 A. Yes.

18 Q. But it is the case that you were in fact in Kailahun
19 between August 1991 through April 1992; true or false?

12:46:29 20 A. I previously told you that there was movement by which we
21 used to travel and come back, but we were permanently based in
22 Baidu until we retreated to Liberia.

23 Q. And I am saying to you that that is false. Am I mistaken?

24 A. Yes, you are mistaken, sir.

12:46:50 25 Q. Let us go same tab, tab number 5, on page 13. It says in
26 the bottom half of the page - the paragraph that says, "The
27 witness remained in Kailahun." It says:

28 "The witness remained in Kailahun and was there from August
29 until April 1992 until infighting took place between the Sierra

1 Leoneans (RUF) and the Liberians (NPFL)."

2 This is a statement you made to the Office of the
3 Prosecution on 17 January 2007 and it clearly says you were in
4 Kailahun between August and April 1992, true?

12:48:12 5 A. Yes, sir.

6 Q. Indeed on page 11, the paragraph we just read, beneath it,
7 the paragraph that begins, "After one month the witness moved on
8 to Kailahun," that paragraph reads:

9 "After one month the witness moved on to Kailahun (RUF
12:48:58 10 base) with Roosevelt Nyameleyan to install another radio set and
11 Moses Gargue remained in Koindu."

12 Do you see that, Mr Witness?

13 A. Which part, sir?

14 Q. The part that starts, "After one month", the sentence, the
12:49:18 15 second full paragraph, do you see it?

16 A. Yes, sir.

17 Q. So when you just told us you were permanently based in
18 Baidu you were mistaken, were you not?

19 A. The question is whether we stayed in Baidu with Mr Sankoh
12:49:40 20 until 1992. That is the time I answered yes.

21 Q. That was not my question. You told us --

22 A. Okay.

23 Q. May I finish, please. You told us that you were
24 permanently based in Baidu until April 1992 and I put it to you
12:50:01 25 then and I do so now that you spent only one month in Baidu and
26 you moved on to Kailahun; true or false?

27 A. Let me make myself very clear. What I mean by staying in
28 Baidu permanently is that the radio station in Baidu remained
29 constantly there, it never moved, though we used to go to

1 Kailahun, Quiva and other areas and return. That was the
2 standard station in Baidu.

3 Q. I wasn't asking about the standard station in Baidu?

4 A. Okay.

12:50:41 5 Q. The question was that you spent only one month in Baidu;
6 yes or no?

7 A. I spent one month before any movement from Baidu.

8 Q. And that movement was to Kailahun, yes?

9 A. Yes, sir.

12:50:59 10 Q. Thank you, Mr Witness. Now this period of time you spent
11 in Kailahun, almost nine months, August 1991 through April 1992,
12 at that time you did not have access to military communications
13 over the radio, yes?

14 A. I can't understand.

12:51:26 15 Q. Well, when you testified last week you were very clear
16 about radio communications that you overheard in Baidu and in
17 Kailahun and I'm saying to you that you did not have full access
18 to information involving military activities over the radio while
19 you were in Kailahun; true or false?

12:51:48 20 A. What I'm trying to say --

21 MR SANTORA: Objection, your Honour. The witness should be
22 able to explain. The witness is entitled to explain his response
23 and what counsel has put to him, especially given that there's
24 somewhat of a compound nature both in terms of location and time
12:52:12 25 frames going on here.

26 MR ANYAH: Madam President, the question was a true or
27 false question. He could say false, he could say true. And
28 we've spent a lot of time today - well, that's for the Chamber to
29 evaluate.

1 PRESIDING JUDGE: I'll allow the question in the form it
2 was put.

3 MR ANYAH: Thank you, Madam President.

4 PRESIDING JUDGE: Read it again, please.

12:52:43 5 MR ANYAH: Yes:

6 Q. Mr Witness, here was the question:

7 "Q. Well, when you testified last week you were very clear
8 about radio communications that you overheard in Baidu and in
9 Kailahun and I'm saying to you that you did not have full access
10 to information involving military activities over the radio while
11 you were in Kailahun; true or false?"

12 A. It's false.

13 Q. Well, we're still on page 11 in tab 5, the last paragraph
14 on that page, it says:

12:53:28 15 "After the radio set was established Roosevelt Nyamel eyan
16 became Dopoe Menkarzon's radio operator. The witness was the
17 assistant to Roosevelt Nyamel eyan. Roosevelt Nyamel eyan would
18 leave with Dopoe Menkarzon on trips to the front line with a
19 mobile radio set for three days at a time and return. The
12:54:04 20 witness would remain at the base and would monitor the radio set
21 but he could not communicate with it. The witness was able to
22 listen to casual conversations between different radio operators,
23 but any communication that involved military activities were in
24 code and needed to be deciphered and", turning over to page 12,
12:54:45 25 "the witness was not in possession of the codes to be able to
26 comprehend the conversations."

27 Mr Witness, this is what you told the Office of the
28 Prosecution when you spoke on January 17th 2007, correct?

29 A. Yes.

1 Q. Thank you. From Kailahun you returned back to Liberia,
2 yes?

3 A. Yes.

4 Q. And that was due to a directive you said that came from
12:55:34 5 Charles Taylor, I believe you said?

6 A. Yes.

7 Q. The directive by Mr Taylor you said was to Anthony
8 Menquenagbeh, yes?

9 A. Yes.

12:55:51 10 Q. And the directive was that all NPFL troops should evacuate
11 from Sierra Leone within 10 days, correct?

12 A. Yes.

13 Q. And I believe this was when you told us the meanings of Top
14 20, Top 40 and I think you said Top Final. Those were the three
12:56:16 15 delineations or distinctions you made in relation to infighting
16 between the NPFL forces and the RUF forces, correct?

17 A. I said that was the cause that led to the evacuation of the
18 NPFL troops.

19 Q. You mean infighting was the cause, yes?

12:56:45 20 A. Yes, Top 20, Top 40 and Top Final gave reason for the NPFL
21 troops to go back to Liberia.

22 Q. And those Top 20, Top 40 and Top Final refer to RUF
23 soldiers, right?

24 A. Yes.

12:57:07 25 Q. And the infighting on the one hand was with the special
26 commanders or forces of NPFL and on the other hand was with the
27 Vanguards and their Junior Commandos of the RUF, yes?

28 A. No. I tried to explain that the Top 20 was organised by
29 the Vanguards, Junior Commandos against the Special Forces or the

1 NPFL troops.

2 Q. In any event there was a communication from Charles Taylor
3 that NPFL troops should leave, right?

4 A. Yes.

12:57:50 5 Q. You told us last week that this communication was written
6 down, correct?

7 A. It was transmitted on the radio, copied by the operator and
8 given to the general who was implementing this order. Upon the
9 arrival Mr Taylor himself emphasised it to the generals who were
10 carrying out this order.

11 Q. When you say just now in the transcript - your answer was,
12 "It was transmitted on the radio, copied by the operator and
13 given to the general who was implementing this order. Upon the
14 arrival Mr Taylor himself emphasised it to the generals who were
15 carrying out this order", are you telling the Court Mr Taylor
16 arrived in Kailahun at that time?

17 A. No. No, what I'm saying - no. The generals came from
18 Liberia to implement the order. The message was given to them
19 and he confirmed it to them on the radio set.

12:59:19 20 Q. And the main general he spoke to was Anthony Menquenagbeh?

21 A. Menquenagbeh was the overall commander.

22 Q. Did this event take place in Kailahun or did it take place
23 in Baidu?

24 A. They moved in groups and distributed themselves. Some came
12:59:46 25 to Kailahun, some were in Koindu and others went to Qui va. The
26 other troops were in Mobai and all other areas where the NPFL
27 troops were.

28 Q. What I'm trying to understand is the place where Anthony
29 Menquenagbeh sat by the radio and spoke with Charles Taylor, was

1 that in Baidu or in Kailahun?

2 A. It was in Kailahun, sir.

3 Q. And you were present for that conversation, right?

13:00:44

4 A. No, I was in the radio room in Baidu whilst I heard and
5 monitored the radio communication.

6 Q. Let me read you what you told us on Wednesday last week?

7 A. Yes.

8 MR ANYAH: For the record I was will be reading from page
9 4375 through 4376, selected lines:

13:01:16

10 Q. On 4375 starting from line 11 counsel asked you this
11 question:

12 "Q. Mr Witness, were you present when this conversation
13 occurred over the radio?

14 A. Affirmative.

13:01:33

15 Q. By affirmative do you mean yes?

16 A. Yes."

17 We go to the next page, page 4376 starting from line 11 or
18 line 10, rather. It says:

19 "Q. After the radio message was sent what happened next?

13:02:07

20 A. The generals who were to come on the ground and carry
21 out this action followed the message and upon their arrival
22 to Baidu Mr Charles Taylor spoke to them in my presence
23 while each and every one of them was in the radio room."

24 You told us last week you were present in Baidu when

13:02:37

25 Charles Taylor spoke to the generals. That was your testimony,
26 yes?

27 A. Yes.

28 Q. And you say that took place in Baidu?

29 A. Baidu.

1 Q. Yes, Baidu. Today you are telling us you were in the radio
2 room in Baidu when the radio communication took place between
3 Charles Taylor and Anthony Menquenagbeh, right?

4 A. Anthony Menquenagbeh was one of the generals who was in the
13:03:12 5 radio room while he was being addressed by Mr Taylor as you
6 precisely read it just now.

7 Q. You were present when Menquenagbeh spoke with Taylor,
8 that's your evidence?

9 A. Yes.

13:03:36 10 Q. And the conversation took place in Baidu?

11 A. Yes.

12 Q. Also present was Dopoe Menkarzon, right?

13 A. Yes.

14 Q. And there was Francis Mewon, right?

13:04:03 15 A. Yes, sir.

16 MR ANYAH: Madam Court Officer, if you could assist me,
17 please. I will be referring to tab 8, if it please the Court,
18 and that would be the second page and it only is paginated by ERN
19 numbers and that number is 00038362:

13:04:57 20 Q. Mr Lansana, this is a record of an interview or meetings
21 you had with the Office of the Prosecutor between 13 and 16 July
22 2007 in the OTP conference room, I suppose in Freetown. The
23 second page, the third paragraph down says:

24 "When Charles Taylor gave the order for the NPFL to
13:05:30 25 evacuate Sierra Leone because of the infighting between the RUF
26 and the NPFL in 1992, the witness heard the announcement from
27 Oliver Varney at a parade (formation) in Kailahun."

28 Mr Lansana, when you spoke with the Prosecution less than a
29 year ago you told them Oliver Varney told you about this. Today

1 you are telling us you were in the radio room when Charles Taylor
2 was speaking with Anthony Menquenagbeh. Those two accounts are
3 inconsistent, correct?

4 A. No.

13:06:23 5 MR ANYAH: Madam Court Officer, could we go to tab 5 on
6 page 14:

7 Q. Mr Lansana, at the top of this page 14, ERN number
8 00037724, from your interview with the Office of the Prosecution
9 on 17 January 2007 at the top of the page it says that this is
10 what you said:

11 "The witness is not aware of any radio communications
12 which would have discussed the issue of the NPFL having to leave
13 Sierra Leone due to the fact that he was not yet fully
14 operational as a radio operator and did not have access to the
15 codes."

16 That is what you told the Prosecution one year ago,
17 correct?

18 A. Yes, sir.

19 Q. Thank you. On the next page, same interview - well, the
13:08:03 20 following day, January 18th 2007, you met with them again and the
21 page is page 15, tab 5, the ERN number is 00037725. Mr Lansana,
22 this is a record of your interview with them on that day. You
23 will notice at the top of the page it says: "11.00 until 11.25,
24 the witness reread his statement, no changes necessary and the
13:08:42 25 statement then continued."

26 Would you agree that that's referring to the fact that you
27 read your interview notes or statement from the previous day?

28 A. Yes.

29 Q. And at that time you told them that no changes were

1 necessary, correct?

2 A. Yes.

3 Q. And then at 11.30 it says the statement continues:

4 "In April 1992 while in Kailahun when the instructions for
13:09:12 5 the Liberians to leave Sierra Leone came in the witness went to
6 Vahun. The instructions to leave Sierra Leone from came Dopoe
7 Menkarzon."

8 Next paragraph:

9 "The witness stated that Dopoe Menkarzon received a radio
13:09:32 10 instruction from Liberia to leave Sierra Leone. The witness
11 learned that the instructions came from Liberia because of his
12 interactions with NPFL fighters in Vahun. He was told by these
13 NPFL fighters that there was a complaint by Foday Sankoh to
14 Charles G Taylor concerning the attitude and behaviour of his men
13:10:03 15 in Sierra Leone."

16 This is what you told the Prosecution on 18 January 2007,
17 correct?

18 A. Yes.

19 Q. So on the 18th you told them it was only when you got to
13:10:20 20 Vahun in Liberia that NPFL fighters told you about this radio
21 communication and on the 17th you told them you did not know
22 about the communication because you were not fully operational as
23 a radio operator and you didn't have access to the codes and we
24 have just seen that you told them also last year that Oliver
13:10:43 25 Varney told you about this communication. All those three
26 accounts are all inconsistent, are they not, Mr Witness?

27 A. No, sir.

28 Q. Are you telling the Court that they all mean the same
29 thing?

1 A. Based on the gravity and the time of this communication
2 different questions were asked and I responded to them in
3 different manners.

13:11:16 4 Q. But the issue under discussion or the subject under
5 discussion is clear; how did you learn of the information or
6 order directing Liberian NPFL forces fighters to revert back to
7 Sierra Leone. That's pretty clear, is it not?

8 A. Yes, according to this information that you've just read,
9 it was based on a specific question that indicated the answer
13:11:43 10 according to what you have just read.

11 Q. But five minutes ago I asked you where you were when this
12 communication took place and you said you were in the radio room,
13 did you not?

14 A. I told you that the communication, the general
13:11:59 15 communication that was transmitted after the infighting was
16 monitored by me while I was in the radio room. The one
17 concerning codes or no codes was directed to me as to whether I
18 was the person who received this message and passed it on to the
19 general. That was when I gave the explanation that I never had
13:12:21 20 code nor access to communicate directly.

21 Q. Why did you say Oliver Varney told you about this?

22 A. Okay. Oliver Varney gave the instruction with a note in
23 the formation as you read from that other area, that is who was
24 added to the general - who carried out the instruction. That was
13:12:48 25 the time that Oliver Varney's name was added. And it was made
26 clear that Oliver Varney was also part of the generals who
27 conducted this operation in Kailahun.

28 Q. Well, at some point you left Kailahun and you went to Vahun
29 with the other NPFL troops, right?

1 A. Yes, sir.

2 Q. When exactly did you get to Vahun?

3 A. Like I told you, I said we returned - the majority of the
4 NPFL returned as per instruction in Vahun in the month of April

13:13:32 5 until after two weeks before I could return to Sierra Leone.

6 Q. And that was April 1992, right?

7 A. Yes, sir.

8 Q. Have you heard of ULIMO before?

9 A. Yes, I know about ULIMO.

13:13:59 10 Q. Now ULIMO had two branches, ULIMO-K and ULIMO-J, would you
11 agree?

12 A. Yes.

13 Q. And when the NPFL fighters left Sierra Leone, and please
14 confirm this, they did in fact leave Sierra Leone and return back

13:14:20 15 to Vahun, not just yourself, right?

16 A. I have made it explicit that in the past all NPFL were
17 evacuated to Vahun, Foya precisely - and precisely to Liberia and
18 later a specific instruction was given to me to return to Sierra
19 Leone with a communication set.

13:14:54 20 MR ANYAH: Madam Court Officer, could the witness be shown
21 Defence exhibit 1, please, and perhaps - I don't know if the
22 Prosecution would like to see it first:

23 Q. Mr Witness, this is a map of Liberia, right?

24 A. Yes.

13:16:07 25 Q. And you will notice that part of the map has been
26 highlighted and boundary lines have been drawn going all the way
27 from Voinjama to the north, all the way down past Robertsport to
28 the south and to the east going up past Belle Yella, Zorzor and
29 back to Voinjama. Do you see that? Did you hear my question,

1 Mr Lansana?

2 A. I'm seeing it.

3 Q. Can you at least answer that you are where we are when I
4 ask these questions?

13:17:02 5 A. Yes, sir.

6 Q. So you have seen the boundary lines that have been drawn,
7 right?

8 A. Yes.

9 Q. Now from when the NPFL fighters left Sierra Leone in 1992
10 up until 1996 this entire area on this map was controlled by
11 ULIMO-K, correct?

12 A. Yes.

13 Q. And anybody going through this particular area would have
14 to fight ULIMO-K or at least run the risk of encountering them
15 while trying to move through between Sierra Leone and Liberia?

13:17:44 16 MR SANTORA: Objection, your Honour. The question I think
17 should be broken down.

18 MR ANYAH: I withdraw the question. Thank you, counsel:

19 Q. Mr Witness, if somebody attempted to go through from Sierra
13:18:05 20 Leone to Liberia between 1992 and 1996 they would be passing
21 through ULIMO-K territory, correct?

22 A. Yes.

23 Q. ULIMO-J also occupied part of that territory, correct?

24 A. Yes, sir.

13:18:38 25 Q. And J is for Roosevelt Johnson, right?

26 A. Yes.

27 Q. And you did not testify to this, but in one of your
28 interviews with the Office of the Prosecution you said at one
29 time in 1992 Morris Kallon attempted to go through this axis and

1 because he had to fight ULIMO he ended up in Guinea and was not
2 able to return to Sierra Leone until two years later, 1994. Do
3 you remember that?

4 A. Quite well.

13:19:23 5 Q. Thank you. When you went back to Vahun you were still a
6 radio operator, were you?

7 A. I was on stand by or an assistant operator on to the time
8 that we returned to Vahun.

9 Q. And last week you told us about code names such as
10 Butterfly and Ebony. Do you recall that?

11 A. Yes.

12 Q. Indeed you told us that Mr Taylor's code name was Ebony,
13 right?

14 A. Yes.

13:20:35 15 Q. And then you added that his radio station's code name was
16 Butterfly, right?

17 A. Yes.

18 Q. May we go to tab 5 on page 16, please, the middle of the
19 page, the ERN number of this page is 00037726 and the paragraph
13:21:45 20 where it says, "The witness stated" says:

21 "The witness stated that the origin of the message to Dopoe
22 Menkarzon which came from Gbarnga originated from Charles G
23 Taylor's personal radio set. The person giving the instructions
24 was the radio operator for Charles G Taylor and her name was
13:22:15 25 Butterfly. Butterfly was his only radio operator. The code name
26 for the radio set when calling it was Butterfly and the radio
27 operator was Butterfly. The witness never met this radio
28 operator."

29 You told the Office of the Prosecution that both the radio

1 set and the radio operator went by the name Butterfly, correct?

2 A. No

3 Q. So this paragraph that I have just read to you is an error,
4 is that your evidence?

13:23:02 5 A. Yes, there is an error.

6 Q. And the error is what?

7 A. The operator for Butterfly was Annie and the radio code
8 name was Butterfly.

9 Q. Then why did you tell them that the operator's name here
13:23:27 10 was also Butterfly?

11 A. This is what I'm saying, that there is an error.

12 Q. Thank you, Mr Witness. You spent two weeks in Vahun,
13 right?

14 A. Yes.

13:23:48 15 Q. And then you said you went back to Pendembu, correct?

16 A. Yes.

17 Q. That's going from Vahun in Liberia to Pendembu in Sierra
18 Leone, right?

19 A. Yes.

13:24:09 20 Q. And this was done after a radio message was received from
21 Mr Galakpalah who was the deputy signal commander in Gbarnga,
22 right?

23 A. Yes.

24 Q. And what month did this radio communication take place?

13:24:32 25 A. I said that we returned to Vahun in the month of April 1992
26 and after spending two weeks in Vahun this communication was
27 transmitted and that warranted me to return to Sierra Leone, so
28 definitely I entered in Sierra Leone in the month of May.

29 Q. It could also have been June, right?

1 A. Pardon me?

2 Q. You could also have entered Sierra Leone in the month of
3 June 1992, right?

13:25:24

4 A. I cannot precisely recall the month, but I believe that it
5 was right after - May or June, yes.

6 Q. And you said that you were promoted at the time to the rank
7 of major, right?

8 A. Yes.

13:25:47

9 Q. And you were also made the overall signal commander. You
10 said that was done at the specific recommendation of Foday Sankoh
11 himself, correct?

12 A. No.

13 Q. Did Foday Sankoh recommend that you be made a major?

13:26:19

14 A. No, I said this instruction was given in Liberia and I was
15 appointed to come and install a radio for Foday Sankoh. When I
16 arrived in Pendembu I remained with Foday Sankoh. This
17 particular instruction or this promotion was not meant for RUF.
18 It was immediately after the promotion that I was told to cross
19 over to Mr Sankoh in Sierra Leone.

13:26:40

20 Q. So your evidence appears to be that they promoted you
21 because Foday Sankoh was requesting you, is that fair to say?

22 A. Yes,

23 PRESIDING JUDGE: How would he know that?

24 MR ANYAH:

13:27:04

25 Q. Well, the NPFL was the one responsible - NPFL personnel
26 were the ones responsible for promoting you, that is your
27 evidence, right?

28 A. Yes.

29 Q. It had nothing to do with Foday Sankoh, right?

1 A. No.

2 Q. No means Foday Sankoh --

3 A. Foday Sankoh was not responsible for my promotion at that
4 time.

13:27:42 5 MR ANYAH: Your Honour, may I have a moment?

6 PRESIDING JUDGE: Yes, Mr Anyah. I'm just looking at the
7 time also, but take what time you need.

8 MR ANYAH: Perhaps this would be a good point to break.

9 PRESIDING JUDGE: In that case we will take the lunchtime
13:28:01 10 adjournment and we will resume court at 2.30.

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

12 [Upon resuming at 2.30 p.m.]

13 PRESIDING JUDGE: I note some changes on each of the Bars.
14 Mr Santora?

14:29:47 15 MR SANTORA: Yes, your Honour. For the Prosecution, Ms
16 Maja Dimitrova is not in the courtroom with us and joining the
17 Prosecution is Mr Nicholas Koumjian, Shyamala Alagendra and
18 Kirsten Keith.

19 MR ANYAH: Yes, good afternoon, Madam President. Mr Andrew
14:30:19 20 Cayley has departed. I am joined by my learned colleague
21 Mr Terry Munyard.

22 PRESIDING JUDGE: Thank you. We will then proceed on with
23 your cross-examination, please, Mr Anyah.

24 MR ANYAH: May I have one minute? Thank you. Madam
14:30:56 25 President, there is one issue I wanted to seek clarification from
26 the Chamber about and that relates to the piece of paper that
27 I requested be sealed in respect of a particular exhibit. It
28 appears that CMS is unclear about how to, shall we say, file or
29 categorise the piece of paper.

1 PRESIDING JUDGE: To be honest, I anticipated you applying
2 for it to be a defence document in view of the fact that you had
3 amended it and had put it to the witness.

14:31:38 4 MR ANYAH: Well, there are a number of ways I could propose
5 to address it. I could revisit the issue and seek to have it
6 marked for identification. Alternatively, and I would think this
7 might be a better suggestion, I would propose that CMS deal with
8 it as they would in cases where a witness's name is written, for
9 confidentiality reasons, on a piece of paper and sealed by the
14:32:05 10 Court.

11 PRESIDING JUDGE: That becomes an exhibit. When those come
12 in they come in as exhibits.

13 MR ANYAH: Then, under the circumstances, with the leave of
14 the Court, could I have that document, the version shown to the
14:32:19 15 witness, marked as a Defence exhibit for identification purposes?

16 PRESIDING JUDGE: We can certainly mark it for
17 identification at this point and deal with it with all of the
18 others, or we can move it, whichever.

19 MR ANYAH: Yes, I would move it into evidence if it please
14:32:39 20 the Court.

21 PRESIDING JUDGE: Mr Santora, you heard the application.

22 MR SANTORA: Just to clarify we are referring to the
23 document that was - not the actual document shown to the witness
24 but the document that was written and with regards to that --

14:32:52 25 PRESIDING JUDGE: This is my understanding of Mr Anyah's -
26 it is a handwritten piece of your own composition.

27 MR ANYAH: If counsel would have no objection, we might as
28 well move the version that was blacked out into evidence.

29 MR SANTORA: It is the Prosecution's position, along the

1 line with what Justice Lussick said this morning, that this just
2 be a separately marked exhibit, a Defence exhibit, since it was
3 altered and that would, I think, still solve the problem. That
4 is the Prosecution's position.

14:33:30 5 PRESIDING JUDGE: Which one are you moving, Mr Anyah?

6 MR ANYAH: For the purposes of efficiency we will just move
7 the piece of paper into evidence. That should suffice. The
8 handwritten notation, your Honour.

9 MR SANTORA: That is fine, your Honour.

14:33:47 10 PRESIDING JUDGE: There is no objection to that and that
11 will then become Defence exhibit D --

12 MS IRURA: D-11, your Honour.

13 PRESIDING JUDGE: Thank you, D-11.

14 [Exhibit D-11 admitted]

14:34:00 15 MR ANYAH: Thank you Madam President. Thank you counsel:

16 Q. Mr Witness, when we left off before the break you had just
17 been promoted to major, or at least that was the subject of our
18 discussion and you went back to Pendembu in Sierra Leone,
19 correct?

14:34:17 20 A. Yes.

21 Q. You went there at the specific request of Foday Sankoh,
22 right?

23 A. Yes.

24 Q. He wanted you to come and serve as his radio operator.

14:34:37 25 Would that be fair to say?

26 A. I was only instructed that I should go and install a radio
27 in Pendembu for Mr Sankoh.

28 Q. The instruction for you to go to Mr Sankoh came from
29 Galakpalah, right?

1 A. Yes.

2 Q. And his supervisor was Gensei, right?

3 A. His boss was Gensei, Victor Gensei.

4 Q. Now, Victor Gensei is from the Mano tribe in Liberia,

14:35:22 5 correct?

6 A. Yes.

7 Q. Anthony Menquenagbeh is a Mano man, right?

8 A. Partially Mano.

9 Q. Sam Tuah, the first general you met - or officer, I think

14:35:43 10 you said he was a brigadier, or something. Sam Tuah, who you met

11 at Bomaru Town, was a Mano man, right?

12 A. Sam Tuah is Gio.

13 Q. And the Gios and the Mano were together during this period,

14 as in they had cordial relations, right?

14:36:02 15 A. Yes, they were working side by side.

16 Q. Indeed, you told us that the Gios and the Manos were the

17 ones being persecuted by Samuel Doe's Krahn in 1990 when you

18 left for Guinea, yes?

19 A. I said before the war in 1989 the Mano and the Gio were

14:36:32 20 under serious tension by the government of the National

21 Democratic Party headed by Samuel Kanyon Doe. Doe was from

22 the Krahn group and that included the Mandingo with whom he was

23 working and who supported against the Mano and the Gio from

24 before the war started.

14:36:54 25 Q. The question was: Indeed, you told us that the Gios and

26 the Manos were the ones being persecuted by Samuel Doe in 1990

27 when you left Guinea, yes?

28 A. Yes.

29 Q. You yourself are a Mano man, right?

1 A. Yes.

2 Q. I put it to you that you were never captured by the NPFL,
3 or the RUF in Sierra Leone, but that you voluntarily went to
4 Sierra Leone to join the RUF; true or false?

14:37:36 5 A. I was captured by the RUF and I voluntarily joined the
6 NPFL.

7 Q. But you did not mention your membership in the NPFL to the
8 Office of the Prosecutor from when they first met you in November
9 2003, up until this month in The Hague is when you told them for
10 the first time that you voluntarily joined the NPFL; true or
11 false?

12 A. The answer came as a result of the question that was asked
13 by the lawyer.

14 Q. That was not my question. My question has to do with the
14:38:23 15 first time it came out from your mouth that you were a voluntary
16 member of the NPFL and I am putting it to you that the first time
17 you told them was when you were here in The Hague this year, yes?

18 A. Yes.

19 Q. In fact, you went to Sierra Leone to join some of your
14:38:46 20 other Mano brothers who were in Sierra Leone. This is when you
21 went in 1991, correct?

22 A. No.

23 Q. I am putting it to you that this story you have told us of
24 how you were ordered to go back into Sierra Leone, to go to
14:39:10 25 Pendembu, is an outright fabrication. Am I mistaken?

26 A. You are seriously mistaken.

27 Q. You are telling this Court that within two weeks, after all
28 NPFL fighters left Sierra Leone, you alone were ordered to go
29 back to Sierra Leone to work for Foday Sankoh. Is that your

1 evidence?

2 A. Yes, as an operator.

3 Q. And of all the NPFL fighters, you went there alone. You
4 did not go with any other NPFL member, true?

14:39:53 5 A. Yes.

6 Q. I am saying to you that that makes no sense whatsoever and
7 you are making that story up; true or false?

8 A. I am quite sure that it makes sense to me and I believe and
9 I am sure that I was right to say that at that time, and that was
14:40:18 10 the instruction, and that is what I still stand by.

11 Q. Fair enough. What was the highest rank you attained while
12 in service with the RUF?

13 A. I rose to the rank of lieutenant colonel.

14 Q. What year was that?

14:40:43 15 A. In 1998.

16 Q. Where were you when you were promoted?

17 A. I was in Lunsar.

18 Q. In what month were you promoted?

19 A. It was after the capture of Makeni, on to Lunsar, that
14:41:18 20 I was given that promotion.

21 Q. Well, during your evidence you told us you were in Makeni
22 on two different occasions, right?

23 A. Yes.

24 Q. One was on the way into Freetown in 1999 for the January
14:41:35 25 invasion, correct?

26 A. Yes.

27 Q. And another time was when you said Superman recaptured
28 Makeni and you were there with him also, true?

29 A. No, that is not the true story. I never said that Superman

1 recaptured Makeni at any point in time.

2 Q. Aside from the time leading up to the 6 January Freetown
3 invasion when you were in Makeni, when else were you in Makeni?

14:42:21

4 THE INTERPRETER: Your Honours, could the witness say that
5 again?

6 PRESIDING JUDGE: Mr Witness, the interpreter asks that you
7 repeat your answer, please do so.

8 THE WITNESS: I was on the highway leading from Lunsar to
9 Makeni known as Asolina [phon] Highway.

14:42:41

10 MR ANYAH:

11 Q. Let me repeat the question. The question has to do with
12 when you were in Makeni for a second time, aside from when you
13 were there before 6 January 1999.

14:43:10

14 A. I returned from Waterloo in 1999 and that was the second
15 time when I arrived in Makeni.

16 Q. This is after the 6 January 1999 invasion of Freetown,
17 correct?

18 THE INTERPRETER: Your Honours, can the learned counsel
19 please repeat the question?

14:43:26

20 PRESIDING JUDGE: Mr Anyah, you heard the request I think.

21 MR ANYAH: Yes, Madam President:

22 Q. Mr Witness, this trip from Waterloo in 1999 to Makeni was
23 after the 6 January 1999 invasion of Freetown, true?

24 A. Yes.

14:43:50

25 Q. Who promoted you to lieutenant colonel?

26 A. The promotion was given to me by Sam Bockarie through
27 Superman.

28 Q. What was Superman's rank at the time you were promoted to
29 lieutenant colonel?

1 A. Superman was brigadier.

2 Q. At that time you were still one of his radio operators. Is
3 that fair to say?

4 A. Quite right.

14:44:33 5 Q. Did you ever participate in any combat while you were in
6 the RUF?

7 A. I only used to go to the war front as an operator.

8 Q. So you never fought as a military officer for the RUF?

9 A. Infantry, no.

14:44:58 10 Q. Besides infantry, at any time with the RUF did you engage
11 in fighting activities, yes or no?

12 A. Yes.

13 Q. When did you engage in fighting activities?

14 A. I engaged in fighting in Makeni.

14:45:22 15 Q. When was this?

16 A. During the time we were leaving Pumpkin Ground in December
17 1998.

18 Q. That was during the period leading up to the 6 January
19 invasion of Freetown, right?

14:45:49 20 A. Yes.

21 Q. Who was your commanding officer at that time, December
22 1998, when you engaged in fighting?

23 A. The commanding officer was Colonel Tamba Yamba of the SLA.

24 Q. An SLA commanding officer was in charge of you while you
14:46:13 25 were a member of the RUF. Is that your evidence?

26 A. Yes.

27 Q. Who exactly were you fighting in Makeni in December 1998?

28 A. We were fighting the Kamajors, as well as the government
29 troops and the ECOMOG that were based in Makeni Town.

1 Q. Aside from that period of time, did you fight again for the
2 RUF?

3 A. Yes, on so many front lines I did partake in fighting.

14:47:01

4 Q. Did you fight in Kono when you retreated in 1999 with the
5 junta who fled from Freetown?

6 MR SANTORA: Objection.

7 THE WITNESS: Yes.

8 PRESIDING JUDGE: Just a moment.

14:47:11

9 MR SANTORA: I think it is a confusing question. The
10 question is confusing given the timeframe counsel mentions and it
11 is not in line with the evidence that has thus far come out from
12 this witness.

13 PRESIDING JUDGE: He actually answered it, but, Mr Anyah,
14 let us make sure the witness is clear.

14:47:30

15 MR ANYAH:

16 Q. Mr Witness, you told us a few minutes ago you fought in
17 Makeni for the RUF in 1998 in December and I asked you whether
18 you fought for the RUF on other occasions and you said, "Yes, at
19 many different front lines." Is that fair to say?

14:47:48

20 A. Yes, I am saying that I fought for the RUF at so many front
21 lines that I cannot specifically say for now, but I am aware that
22 I fought for RUF despite being an operator.

23 Q. Well, let me ask you about certain places. At any time
24 while you were with the RUF, did you fight for them in Kono?

14:48:19

25 A. Yes.

26 Q. When exactly did you fight for them in Kono?

27 A. When we got the information that ECOMOG had already
28 occupied Bumpe and were advancing on Koidu Town, I was part of
29 the reinforcement that left with Superman that was attacked by

1 the Alpha Jet whilst approaching Bumpé.

2 Q. The question was when, time. When did you fight for them
3 in Kono?

4 A. 1998.

14:49:13 5 Q. In which month, if you recall?

6 A. I cannot recall, but I am aware that it was after the
7 retreat from Freetown in 1998.

8 Q. That retreat took you through Makeni, right?

9 A. Yes, from Makeni to Kono.

14:49:48 10 Q. Did you go from Kono, at that time, to Kailahun?

11 A. No.

12 Q. You stayed in Kono?

13 A. Yes.

14 Q. Were you in Kono when the bank was broken into?

14:50:06 15 A. Yes.

16 Q. You were present in Kono?

17 A. Yes.

18 Q. Besides Makeni and Kono, in 1998 respectively, when else
19 did you fight for the RUF?

14:50:25 20 A. In December 1994 I went to Kabala with Zino.

21 Q. By Zino you mean Mohamed Tarawalli, right?

22 A. Yes.

23 Q. CO Mohamed is also his name, right?

24 A. Yes.

14:50:52 25 Q. You were with him in Kabala when you told us, I believe
26 last week, he killed some sort of paramount ruler, or somebody to
27 that effect, right?

28 A. No, I never said that he killed. I said he was given a
29 specific instruction to go in search of the head of the Tamaboro

1 who was residing in Kabala. That was the time that he abducted
2 the 200 women from Kabala.

3 Q. But that episode got him on the wrong side of Foday Sankoh,
4 true?

14:51:42 5 A. Pardon me?

6 Q. The capturing of these 200 women made Foday Sankoh recall
7 Mohamed Tarawalli to Zogoda, correct?

8 A. Yes.

9 Q. You were with Tarawalli when you captured these women,
14:52:03 10 true?

11 A. Yes.

12 Q. Besides Kabala, besides Makeni and Kono, Makeni and Kono in
13 1998 and Kabala in 1994, at any time did you fight for the RUF
14 besides those periods?

14:52:28 15 A. No.

16 Q. You did not fight with them when you were in Lunsar in
17 1999. Is that your evidence?

18 A. No.

19 PRESIDING JUDGE: That is a double negative. What
14:52:53 20 exactly - Mr Witness, what exactly do you mean? Is it correct
21 that you fought in Lunsar, or is it not correct?

22 THE WITNESS: I did not fight in Lunsar because there was
23 no fighting in Lunsar.

24 MR ANYAH:

14:53:11 25 Q. But Lunsar was one of the places where the RUF assembled on
26 its way to Freetown for the 6 January invasion, correct?

27 A. It was SAJ Musa and Gullit that captured Lunsar. They
28 entered Lunsar and there were no enemies present in Lunsar.

29 MR ANYAH: I wonder if the Court Officer could assist me.

1 Could you assist me with a document, please, to the witness. It
2 would be found in tab 2, I believe. There are two pages of
3 interest. This is a transcript from an interview dated
4 21 November 2003 and pages 16 and 42 would be of interest.

14:54:55 5 Page 16, the ERN number is 00037763. Your Honours, I would read
6 just two lines from lines 19 and 20:

7 Q. Mr Lansana, you were asked this question and you gave this
8 response to the Office of the Prosecution on 21 November:

9 "Q. Did you take part in any combat?

14:55:35 10 A. No."

11 Going to page 42 from the same day's interview, starting on
12 line 6 - for the record the ERN number of this page is 00037789 -
13 you were asked the question here about civilians being asked, or
14 forced, to carry loads and question 4 asks the question - sorry,

14:56:34 15 on line 4 the question is asked, "And others?", and the answer
16 is:

17 "A. And others. All the commander have women that were
18 captured.

19 Q. Then what can you tell us - this is in connection with
14:56:49 20 the abductions - about the forced labour that was going on,
21 people being forced to work, to carry load, to pound rice
22 for commanders, you know, to carry ammunition to war front
23 and so on and so forth? What can you tell us about that?

24 A. In respect of forced labour that you mentioned, in the
14:57:14 25 tradition of African I think as far as understanding is
26 between you and any other person as wife, that is the duty
27 of a man [sic] to do those job."

28 JUDGE LUSSICK: It is "woman".

29 MR ANYAH: Sorry:

1 Q. "That is the duty of a woman to do those job. On the
2 line of ammunition carrying, it was those guys that were
3 trained on the military side that used to carry ammunition.
4 Like me, I was a civilian, one way or the other. I have
14:57:51 5 never been told one day to carry ammunition, because I do
6 not know how to handle that, so I can not testify on the
7 aspect of forcing civilian to carry ammunition."

8 I will stop there. Mr Lansana, on two separate occasions,
9 during an interview on the same day, you said you were never in
14:58:19 10 combat; true or false?

11 A. This was, I mean, a specific question that was asked of me
12 with regards at the beginning of the war, like in Makeni and the
13 other areas that this question is asked about. It was too
14 advanced at that time and there were a series of advanced
14:58:50 15 trainings that took place during that time and this question is
16 talking particularly --

17 THE INTERPRETER: Your Honours, the witness is going too
18 fast.

19 PRESIDING JUDGE: Mr Witness, the interpreter needs you to
14:59:00 20 slow down and speak a little slowly so he can interpret you. Do
21 you need the question, or part of the answer repeated,
22 Mr Interpreter?

23 THE INTERPRETER: Sure, your Honour.

24 PRESIDING JUDGE: Please repeat the last part of your
14:59:14 25 answer.

26 THE WITNESS: What I am trying to say is, with regards this
27 interview, I said it was conducted specifically about the time in
28 Kailahun District.

29 MR ANYAH:

1 Q. Are you true with your response, Mr Lansana?

2 A. Yes, in respect of this civilian issue.

3 Q. It is not a civilian issue. What I wish to know is whether
4 or not you denied having partaken in combat activities when you
15:00:13 5 spoke with the Prosecution on 21 November 2003?

6 A. Yes, according to the question that I was asked it was
7 based specifically on the beginning of the war in Kailahun
8 District.

9 Q. Well, you saw the question on page 16, seven words, "Did
15:00:35 10 you take part in any combat?" Answer, "No". That was the answer
11 you gave there and it had nothing to do with Kailahun, did it?

12 A. Yes, it was specified and it was speaking at that time
13 about 1991 when the war entered, up to 1992.

14 Q. Well, one point of clarification you can help us with: You
15:01:09 15 were on assignment from the NPFL during the entire time you were
16 in Sierra Leone. Is that fair to say?

17 A. I was on assignment with the NPFL from 1991 to 1992 and it
18 continued, but according to the way the administration was going,
19 it appeared I was working for both parties.

15:01:53 20 Q. At no time - I withdraw that. Are you saying that after
21 you were sent to Pendembu from Vahun, this is your second trip
22 now into Sierra Leone, between 1991 and 1992, you never reported
23 to an NPFL commander?

24 A. Yes, because there was no NPFL structure in Sierra Leone at
15:02:23 25 that particular time.

26 Q. Well, you spoke of many communications that you listened to
27 that came from Liberia while you were in Sierra Leone. At any
28 time did you have any instructions, or orders, or directives,
29 from a commander in the NPFL directed to you after you went to

1 Pendembu?

2 A. There was no NPFL commander in Sierra Leone, but some of
3 them used to come to deliver parcels, or that they used to bring
4 arms and ammunition and then return.

15:03:09 5 Q. You would agree with me that you do not need an NPFL
6 commander to be physically present in Sierra Leone for them to
7 send you an order? Do you agree?

8 A. What I am trying to say is that I was working directly with
9 Mr Sankoh, but that there were still coordinations between the
10 NPFL and the RUF at this time I was with him.

11 Q. But the time you were with Mr Sankoh was only through 1992
12 and you moved with Mohamed Tarawalli to Kangari Hills, true?

13 A. Yes, that was the time that I worked with him very closely.
14 That is 1992, at the end of 1993 and then I moved with Mohamed
15 Tarawalli to Kangari Hills in 1994.

16 Q. And, indeed, the period we just spoke of, 1991 to 1992, was
17 really the only time, or the predominant time that you spent with
18 Foday Sankoh. After that you were with Tarawalli until 1994,
19 correct?

15:04:28 20 A. Yes.

21 Q. And after that you were with Dennis Mingo to 1999, yes?

22 A. No, no.

23 Q. Well, after Tarawalli the person who took over at Kangari
24 Hills was Isaac Mongor, yes?

15:04:47 25 A. Yes.

26 Q. And for a brief while you were under Isaac Mongor's
27 supervision, yes?

28 A. Yes.

29 Q. Later on, at some point, you were commanded by Dennis

1 Mi ngo, yes?

2 A. I was working side by side with Dennis Mingo.

3 Q. Well, a few minutes ago I asked you, in relation to your
4 lieutenant colonel and him a brigadier, who was the commander and
15:05:20 5 you said he was your commander; true or false?

6 A. Yes, he was the military commander in that area and he was
7 the one in charge of all operations in that area, but, as far as
8 I am concerned, the infantry and the signal work side by side.
9 He was now the presiding officer as far as infantry and

15:05:51 10 communication were concerned.

11 Q. So you are telling us, and correct me if I am mistaken,
12 that you were not underneath, or subordinate to, Dennis Mingo at
13 the time you worked for him, you were his equal?

14 A. Dennis Mingo was working as an infantry and I was working
15:06:15 15 as a signal operator, so there were vast differences because
16 I was not taking direct commands from Dennis Mingo.

17 Q. I understand you were not. The issue is between you and
18 Mingo who was senior. Can you tell us, please?

19 A. We had people who were senior by rank. An assignment too
15:06:50 20 could make somebody senior just by the rank.

21 Q. He was senior to you in rank, correct?

22 A. Yes.

23 Q. Given your respective assignments, who was senior between
24 you and Dennis Mingo?

15:07:04 25 A. Dennis Mingo was given a specific operation and he was
26 senior in that area as Battle Group Commander for the fighting
27 group and I was on the signal side in the communication side and
28 I was working side by side with Dennis Mingo.

29 Q. Were you and Mingo equals within the hierarchy of the RUF

1 at this time?

2 A. As far as the RUF operations were concerned we were not too
3 much concerned about rank, but assignment. It was assignment
4 that was always considered. It was only the leadership of the
15:07:57 5 RUF that superceded every assignment.

6 Q. The question was not about whether the RUF was concerned
7 about assignments. The question was: You and him, who was
8 senior given your respective assignments at this time?

9 A. I said he was the senior military officer at that
15:08:22 10 particular time.

11 Q. He was more senior to you, yes?

12 A. Precisely.

13 Q. Thank you. Did you ever fight for the RUF in Yomandu?

14 A. No.

15:08:44 15 Q. Did you ever fight for the RUF in Koindu Town?

16 A. No.

17 Q. Did you ever fight for the RUF in Tombodu?

18 A. No.

19 Q. Did you ever fight for the RUF in Gandorhun?

15:09:11 20 A. No.

21 Q. And did you ever fight for the RUF in Buedu, B-U-E-D-U?

22 A. No.

23 Q. And how about Tefiya, T-E-F-E-Y-A?

24 A. No.

15:09:31 25 Q. Was there, during the time you were in the RUF, anybody
26 else named Foday Lansana? Did you hear the question, Mr Witness?

27 A. No, there was a pause.

28 Q. In the entire time you served with the RUF was there
29 another person with the same name as you: Foday Lansana?

1 A. Yes, Foday Lansana, yes, we had two Foday Lansanas. One
2 was for the artillery and one for communication.

3 Q. But you are Foday K Lansana with a "K" in the middle?

4 A. Yes.

15:10:37 5 Q. And "K" stands for Korto, right?

6 A. No.

7 Q. Well, my very first question to you when I started my
8 cross-examination was whether your name - one of my first three
9 questions was whether your name was Nyahn Korto Nessian and you
10 said that was the name you were given in Liberia before you went
11 to Sierra Leone; true or false?

12 A. True.

13 Q. So one of the names you were given, at least your middle
14 name, was Korto, right?

15:11:16 15 A. Yes.

16 Q. We saw in one of the documents from Friday's examination,
17 the criminal case caption sheet for your trial in Sierra Leone,
18 that your middle name there was spelt as Keunie, yes?

19 A. Yes, I was called Foday Keunie Lansana and many more names.

15:11:41 20 Q. But in the RUF you answered to Foday Lansana, right?

21 A. Yes.

22 Q. Now, this other Foday Lansana, what was his highest rank?

23 A. Foday Lansana, commonly known as Major Gugueh, was also a
24 lieutenant colonel who was killed in Makeni.

15:12:14 25 Q. Can you spell this alias Gugueh for us, please?

26 A. It is G-U-G-U-E-H.

27 Q. Did he have a middle name, or initial?

28 A. No.

29 Q. When did he die in Makeni?

1 A. It was in December 1998.

2 Q. So in Makeni, in December 1998, there were two Foday
3 Lansanas fighting for the RUF. That is your evidence?

15:13:15

4 A. Foday Lansana, Major Gugueh, was from Kailahun and Foday
5 Keunie Lansana was from Koinadugu into Makeni.

6 Q. I am not asking you where they came from into Makeni. You
7 told us you fought in Makeni in December 1998, yes?

8 A. Yes.

15:13:33

9 Q. And you just told us that the other Foday Lansana was also
10 a lieutenant colonel, true?

11 A. Yes.

12 Q. You yourself, you were a lieutenant colonel at that time,
13 yes?

14 A. No.

15:13:51

15 Q. In any event, the two of you were in the same place at the
16 same time, correct?

17 A. Yes, we were at the same place at the same time, but I was
18 not a lieutenant colonel at that particular time.

19 Q. Under what circumstances did he die?

15:14:16

20 A. He was ambushed.

21 Q. By whom?

22 A. By the government troops.

23 Q. This is the first time, in all the interviews you have had
24 with the Prosecution, that you have mentioned that there was
15:14:36 25 another Foday Lansana as a member of the RUF when you were in
26 Makeni. Is that fair to say?

27 A. Quite fair.

28 Q. You also go by the name of CO Nya, right?

29 A. Yes.

1 MR ANYAH: Madam Court Officer, could the witness be shown
2 the document in tab 17:

3 Q. Mr Witness, this is a document that was disclosed by the
4 Office of the Prosecution. I just want to confirm your name on
15:16:01 5 this. The document ERN number is 00025492. There is a
6 handwritten date of 9 February in the year 2000. At the top, to
7 the left, it says, "The names of vanguards with appointment in
8 Makeni are as follows". On the right it says, "The names of
9 vanguards without appointment in Makeni are as follows". Then
15:16:45 10 beneath, the second half of the document, it says, "List of
11 vanguards personnel". Now, Mr Witness, on the left-hand corner
12 they are numbered 1 to 47 names. Do you see that?

13 A. Yes.

14 Q. If you go down to number 34 do you see the name "Nya",
15:17:31 15 N-Y-A?

16 A. Yes.

17 Q. The last name is not clear, or legible, but I am proposing
18 to you that that name is Nessian. Would you agree with that?

19 A. No.

15:17:47 20 MR SANTORA: Objection. Is the witness being asked to look
21 at the writing and try to determine, because I don't think -
22 I think it is an unfair question then.

23 PRESIDING JUDGE: Do you mean to decipher it?

24 MR SANTORA: Is he being asked to decipher this, or is he
15:18:09 25 being asked whether or not he thinks that is what it would be?
26 I don't think the question is fair unless clarified.

27 PRESIDING JUDGE: He has actually answered. You are late.

28 MR ANYAH: I think that is fair enough:

29 Q. Mr Witness, when you start with number 1 it says "Brigadier

1 Issa H Sesay" and then beneath, all the way down, you have "CO"
2 in the second and third entries and then you have notations, or
3 dots, towards the end, the word "CO" being applied before every
4 name. My question is this: The name "CO Nya" on this document,
15:18:54 5 does it or does it not refer to you? Number 34 on the document.

6 A. I cannot actually tell which of the CO Nya they were
7 speaking about here.

8 Q. So there was another CO Nya, is that your evidence, besides
9 yourself?

15:19:19 10 A. Yes.

11 Q. And he was a member of the RUF?

12 A. Yes.

13 Q. Can you tell us the highest rank he attained?

14 A. I can't recall his last rank, but there was another CO Nya
15:19:48 15 who was killed by Sam Bockarie in Kailahun District.

16 Q. When was this CO Nya killed by Sam Bockarie in Kailahun?

17 A. CO Nya was killed as a result of an instruction given by
18 Sam Bockarie on the border between Sierra Leone and Guinea in
19 Kailahun District in 1998.

15:20:22 20 Q. Do you recall the month?

21 A. No.

22 Q. You know what the word "vanguard" means, do you not?

23 A. Yes.

24 Q. Indeed, you told us that vanguard means somebody that was
15:20:49 25 trained in Liberia that ended up fighting for the RUF, correct?

26 A. I said the vanguards were specially trained commandos who
27 were under the supervision of Foday Sankoh and they were
28 specifically trained at Camp Naama, otherwise known as Sokoto.

29 Q. This other CO Nya to which you referred, was he trained at

1 Sokoto?

2 A. Yes.

3 Q. Do you have any single document as proof that you were a
4 member of the RUF?

15:21:45 5 A. For now, no, but I do believe that there are members of the
6 RUF that can identify that I was a member of the RUF, or that
7 I worked for the RUF.

8 Q. Do you have any photograph that depicts you between the
9 years 1991 and the year 2000?

15:22:19 10 A. For now, no.

11 Q. Did you retain any radio log books from your days with the
12 RUF?

13 A. Yes. During the time of disarmament I surrendered the
14 radio, including the log books that were in my possession.

15:22:46 15 Q. And to whom did you surrender them?

16 A. To the individual who was in charge of the disarmament in
17 Port Loko.

18 Q. A few questions in this series. You mentioned a lady by
19 the other day by the name of Alice Pyne, a radio operator,
15:23:18 20 correct?

21 A. Yes, I did.

22 Q. It is true, is it not, that Ms Pyne is your girlfriend;
23 true or false?

24 A. She was.

15:23:32 25 Q. Was she your girlfriend at the time you said she advised
26 you of a plot to assassinate you?

27 A. Yes.

28 Q. Do you know where Alice Pyne is today?

29 A. Yes.

1 Q. Where is she?

2 MR SANTORA: Objection, your Honour.

3 PRESIDING JUDGE: What is the objection?

4 MR SANTORA: I don't - one moment, your Honour. Your
15:24:13 5 Honour, in order to make the objection I would have to go to a
6 closed session. I will object on relevance actually for now.
7 I will object on relevance to that question.

8 PRESIDING JUDGE: There is an objection on the grounds of
9 relevance, Mr Anyah.

10 MR ANYAH: I can make an offer of proof to the Chamber if
11 it please the Court, but doing so would - an offer of proffer, if
12 your Honours please, in response to the objection but doing so
13 would trigger the witness to the area of questioning in respect
14 of this woman.

15 PRESIDING JUDGE: I will say right now this appears to be a
16 relevant question given the evidence that the witness has stated
17 before, so I would overrule the objection on relevance, but if
18 you are trying in a round about way to overcome some other
19 problem then you had better make clear what that problem is.

20 MR SANTORA: The current location of that particular
21 individual is the issue and in order to address it further
22 I would request to go into closed session, or at least a private
23 session, perhaps. In terms of technologically maybe a private
24 session would suffice. I don't know if that speeds the
15:25:21 25 technology - logistically makes it easier.

26 JUDGE LUSSICK: What protections does she enjoy under
27 orders from this Court?

28 MR SANTORA: I apologise for not answering directly in open
29 session, your Honour. I just feel that responding to that, that

1 even could potentially compromise orders of this Court. I don't
2 want to be non-responsive to Justice Lussick's question but
3 I believe at least a private session, then these issues can be
4 spoken with --

15:26:29 5 PRESIDING JUDGE: Can this be [microphone not activated].

6 MR ANYAH: I am sorry to interrupt, Madam President. Given
7 the scope of the questions I wish to ask about this woman it will
8 not take much time and it will take as much time as it would for
9 the Court to be closed and --

15:26:58 10 PRESIDING JUDGE: It is not how long it takes, Mr Anyah,
11 that's the essence. Apparently there is something that requires
12 in the view of the Prosecution to have a private session. The
13 length or the shortness of it is not the relevant issue. So how
14 long will it take to put the Court into private session?

15:27:21 15 MS MUZIGO-MORRISON: Five seconds, your Honour.

16 PRESIDING JUDGE: Very good. Have a seat, Mr Anyah, whilst
17 that's done.

18 [At this point in the proceedings, a portion of
19 the transcript, pages 4709 to 4714, was
15:27:25 20 extracted and sealed under separate cover, as
21 the proceeding was heard in private session.]

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1 [Open session]

2 MS IRURA: Your Honour, we are in open session.

3 PRESIDING JUDGE: Thank you. For purposes of record
4 I understand that we were in closed session when I was trying to
15:41:15 5 announce it. For security reasons we dealt with one aspect of
6 the evidence in private session. We are now back in open
7 session. Please proceed, Mr Anyah.

8 MR ANYAH: Thank you, Madam President:

9 Q. Mr Witness, have you discussed your testimony in this case
15:41:33 10 with Isaac Mongor?

11 A. No.

12 Q. Isaac Mongor was one of the defendants in your May 2000
13 case, or the case stemming from a May 2000 incident in Freetown,
14 correct?

15:41:50 15 A. I can't understand. Did you say he was a defendant?

16 Q. Well on Friday you acknowledged that Isaac Mongor was
17 acquitted of the charges against him, did you not?

18 THE INTERPRETER: Your Honour, can I learned counsel please
19 repeat the question?

15:42:10 20 PRESIDING JUDGE: First of all, Mr Anyah, the interpreter
21 wants you to repeat, but secondly it would appear the witness is
22 not clear. Perhaps if you can elaborate so he can understand.

23 MR ANYAH: Yes, Madam President:

24 Q. On Friday, Mr Lansana, when you testified, you confirmed
15:42:25 25 for this Court that Isaac Mongor was found not guilty of the
26 charges stemming from the incident at 56 Spur Road in 2000,
27 correct?

28 A. I said he was not even tried, though he was imprisoned.

29 Q. He was in prison with you at the time you were in Pademba

1 Road, yes?

2 A. Yes.

3 Q. My question is did you at that time discuss testifying for
4 the Prosecution in a Special Court case with Isaac Mongor?

15:43:20 5 A. No.

6 Q. Momoh Rogers was also in custody at the time with you when
7 you were at Pademba, right?

8 A. Yes.

9 Q. And I am putting it to you that you and Momoh Rogers
10 discussed the prospects of you testifying in the Charles Taylor
11 case, true or false?

12 A. When I came from attending an interview at the Special
13 Court nearly every one of them was concerned why I was called to
14 the Special Court, and I explained to them that I was called in
15:44:05 15 order to give information in relation to the NPFL and RUF war as
16 a matter of fact that day I have come to know the signal
17 commander in the RUF. That was the brief information that I gave
18 them.

19 Q. But you were housed with these men for seven years,
15:44:35 20 correct?

21 A. Close to seven years.

22 Q. And during the course of that seven years a lot of your
23 conversation with them pertained to the conflicts in Sierra
24 Leone, yes?

15:44:52 25 A. We were positioned in different locations. Momoh Rogers
26 and others had an [indiscernible] with us. It was only when we
27 were sentenced that we were placed in one house, or in the same
28 confinement as sentenced prisoners.

29 Q. And I am putting to you that you are lying when you say

1 that it was only after you were sentenced that you were placed
2 together?

3 A. That is quite true.

4 Q. Did you understand the question, Mr Lansana?

15:45:32 5 A. I understood it. I am not lying at all. I was together
6 with them only when we were sentenced.

7 Q. Have you heard of a defence investigator named Prince
8 Taylor?

9 A. No.

15:45:49 10 Q. You do not, or you deny having heard from Momoh Rogers
11 about Prince Taylor while you were at Pademba Road?

12 A. I can't recall that at any time I and Momoh Rogers
13 discussed Prince Taylor.

14 Q. Did you and Sheik Abu Bakarr Nabbi e ever discuss Prince
15:46:16 15 Taylor from the Special Court?

16 PRESIDING JUDGE: Prince Taylor from the Special Court.

17 MR ANYAH: I am sorry, I can clarify. It is a defence
18 investigator for our team.

19 PRESIDING JUDGE: Oh, I see. I understand now.

15:46:29 20 MR ANYAH:

21 Q. Did you and Sheik Abu Bakarr Nabbi e ever discuss a defence
22 investigator from the Special Court by the name of Prince Taylor
23 coming to Pademba Road to speak to you?

24 A. No.

15:46:44 25 Q. When was the last time you saw Dennis Mingo? Please tell
26 us.

27 A. I and Dennis Mingo separated on 6 May 2000 at 56 Spur Road.

28 Q. We are talking about Superman, right?

29 A. Yes.

1 Q. And you said he was in the vicinity of 56 Spur Road in May
2 of 2000?

3 A. On the 6th. I stopped seeing him on the 6th.

4 Q. And that was in Freetown?

15:48:00 5 A. Yes.

6 Q. And when was the last time you saw Foday Sankoh?

7 A. It was on the 6th in the same area, 56 Spur Road.

8 Q. 6 May 2000?

9 A. Yes, apart from in prison during the trial.

15:48:28 10 Q. And you are referring to his treason trial that started in
11 October 1998, right? I am sorry, I withdraw that. You were not
12 in prison then. When was the last time you saw Ibrahim Bah?
13 Please tell us.

14 A. It was in 1999 in December in Monrovia.

15:48:56 15 Q. And when was the last time you saw Benjamin Yeaten?

16 A. The same month, December of 1999, in Monrovia.

17 Q. When was the last time you saw CO Mohamed Zino, Mohamed
18 Tarawalli?

19 A. In 1996.

15:49:28 20 Q. And, lastly, when was the last time you saw Sam Bockarie?

21 A. I cannot precisely tell, but I stopped seeing him for quite
22 a long time.

23 Q. Well, can you give us an approximate year?

24 A. From 1997.

15:50:01 25 Q. Are you aware that Sam Bockarie was in Monrovia in the same
26 December 1999 when you claim to have been there?

27 A. Yes, I know that he was there, but I didn't set eyes on
28 him.

29 Q. But you did manage to see Yeaten and Ibrahim Bah, true?

1 A. Yes.

2 Q. And on your very first meeting with Ibrahim Bah he gave
3 you, or on the very first day when you met him he gave you 500 US
4 dollars, correct?

15:50:34 5 A. No, it was not the first time. He came later to give me
6 the 500 dollars and I visited him at Hotel Boulevard and he used
7 to also visit the guesthouse where I was lodged.

8 Q. Correct me if I am mistaken, but the first time you ever
9 met Ibrahim Bah was December in 1999, yes?

15:50:59 10 A. Yes.

11 Q. And within a few days of your meeting him your testimony is
12 that he gave you 500 dollars, yes?

13 A. I said that the first time of me seeing him in my life it
14 was at the time that he went to give me 500 dollars for shopping
15:51:22 15 at the Boulevard in Monrovia.

16 Q. And Mr Bah, or Ibrahim Bah, was known to you then as
17 General Ibrahim, is that fair to say?

18 A. Yes.

19 Q. And in the short time that you were together, because you
15:51:41 20 said you were - well, I withdraw that. This being the first time
21 that he had met you, you told us last week that he came to visit
22 you at the Congo Town guesthouse, yes?

23 A. Yes.

24 Q. And this was in your words, "A businessman that was
15:52:05 25 attached to Sam Bockarie", correct?

26 A. Yes.

27 Q. This was in your words, "The financial controller or
28 finance controller of the RUF", yes?

29 A. Yes.

1 Q. And this December trip to Monrovia was a visit that you
2 took to go and see your family, was it not?

3 A. Partly to see my family and to meet with Mr Taylor to
4 discuss issues of importance in relation to the conflict between
15:52:42 5 Sam Bockarie and Dennis Mi ngo.

6 Q. And in this short while that you met him, Ibrahim Bah told
7 you that he was given instructions by Foday Sankoh to give you
8 the 500 dollars?

9 A. Yes.

15:52:57 10 Q. And at that time you were a signal operator for the RUF,
11 correct?

12 A. I was considered as a signal personnel of the RUF, but
13 I was not operating at that particular time.

14 Q. I understand the distinction you are making, but the point
15:53:25 15 is --

16 A. Okay.

17 Q. -- you were a signal operator by way of classification at
18 that time for the RUF, right?

19 A. Yes.

15:53:37 20 Q. And it was also during your visit to Monrovia that you met
21 Benjamin Yeaten and this was in 1999, yes?

22 A. Yes.

23 Q. And that was the first time you met Yeaten? You told us
24 that, I believe?

15:53:59 25 A. Yes.

26 Q. And you told us previously that Foday Sankoh introduced you
27 to Yeaten, right?

28 A. Yes.

29 Q. So, Foday Sankoh was in Monrovia in December 1999 when you

1 were there. Is that your evidence?

2 A. Yes.

3 Q. You specifically told us you arrived in Monrovia on 22
4 December 1999, yes?

15:54:42 5 A. Yes.

6 Q. If I told you that Foday Sankoh left Monrovia before you
7 arrived, would I be mistaken?

8 A. Yes, you will be mistaken.

9 Q. The reason that Sankoh introduced you to Taylor - to Yeaten
10 was so that you could meet Charles Taylor, correct?

11 A. Yes.

12 Q. But you did not get to meet Taylor at that time, yes?

13 A. Yes.

14 MR ANYAH: Your Honour, may I have a minute, please?

15:55:46 15 PRESIDING JUDGE: Yes.

16 MR ANYAH:

17 Q. On what day in December 1999 did you meet Benjamin Yeaten?

18 A. I said that it was after Christmas that I met with Benjamin
19 Yeaten.

15:56:56 20 Q. And you are absolutely sure it was Foday Sankoh who
21 introduced you to him?

22 A. Yes.

23 MR ANYAH: Madam Court Officer, if you can assist me,
24 please. I would refer you to tab 5, page number 35. This is a
15:57:43 25 record of the interview between the Office of the Prosecutor and
26 the witness on 1 February 2007 and the ERN number of page 35 is
27 00037745:

28 Q. Mr Witness, I will read from the paragraph that starts,
29 "The witness stated that Foday SANKOH was present at the Guest

1 House." Do you see it, Mr Lansana? The paragraph reads:

2 "The witness stated that Foday SANKOH was present at the
3 Guest House on the 22nd December (when the witness first arrived)
4 and Foday SANKOH left that day to return to Sierra Leone."

15:58:53 5 It goes on to say:

6 "The witness stated that while at this Guest House, Rashid
7 FODAY told him that Benjamin YEATEN was the one who received Sam
8 BOCKARIE from Foya onto Monrovia, based on the orders of Charles
9 G TAYLOR. That Benjamin YEATEN was a very close friend of Sam
10 BOCKARIE. The witness had met Benjamin Yeaten (Fifty) when he
11 visited Monrovia at his compound on December 23rd [and]
12 24th December." I am sorry, "... December 23rd or 24th December
13 1999."

14 Mr Lansana, this is what you told the Office of the
15 Prosecution back on February 1st 2007. You did not tell them
16 that Foday Sankoh introduced you to Benjamin Yeaten, true?

17 A. Yes, Foday Sankoh was at the guesthouse on the 22nd and
18 introduced me to Benjamin Yeaten before his departure to
19 Freetown. Then I met with Benjamin Yeaten at his house after the
16:00:23 20 departure of Foday Sankoh.

21 Q. But you did not say here in this statement that it was on
22 the 22nd that you met Benjamin Yeaten, did you?

23 A. For me to have set eyes on Benjamin Yeaten for the very
24 first time, it was on 22 December. He called me on the 23rd - on
16:00:47 25 the 25th at his house to meet with him officially.

26 Q. But the fact remains that you did not tell the Office of
27 the Prosecution that you met Benjamin Yeaten on 22 December. You
28 were very specific with your dates when you spoke with them,
29 true?

1 A. According to what is written here it is true, but the
2 actual thing that happened was that Mr Sankoh was on the ground
3 and he introduced me to Benjamin Yeaten before his departure to
4 Freetown.

16:01:32 5 Q. Well, it was important. It was an important piece of
6 information to say that Sankoh introduced you to Yeaten, was it
7 not?

8 A. It was important, but it is not in the script.

9 Q. And it was important that the purpose for which you were
16:01:52 10 introduced to Yeaten was so you could meet Charles Taylor, yes?

11 A. Yes.

12 Q. When you spoke with the Prosecution, did you tell them that
13 one of the purposes of your visit in Monrovia was to meet with
14 Charles Taylor?

16:02:15 15 A. Not precisely. I don't think that is included in my
16 information.

17 Q. So the Prosecution failed to write down what you said, or
18 did you not - well, I withdraw the question. Did you tell them
19 that you were there to meet Charles Taylor, yes or no?

16:02:38 20 A. I told them that I went there on a family visit.

21 Q. But in Court you told us that the reason Sankoh introduced
22 you to Yeaten was so you could meet Charles Taylor?

23 A. Yes, that was the --

24 THE INTERPRETER: Your Honours, can the witness repeat? He
16:03:02 25 is using a word that is not clear.

26 PRESIDING JUDGE: Mr Witness, the interpreter requires you
27 to repeat your answer. There are some words he is not clear on.

28 THE WITNESS: I said I admitted to the Court that I went
29 there on a family visit and Mr Sankoh also introduced me to

1 Benjamin Yeaten to meet with Mr Charles Taylor.

2 MR ANYAH:

3 Q. And you also told us that in that same December you
4 frequently met with Yeaten at Yeaten's residence and he made you
16:03:43 5 to understand that there was not any need for your meeting with
6 Taylor, right?

7 A. Yes.

8 Q. You also told us that you were in Monrovia from December to
9 April of 2000, true?

16:04:07 10 A. Yes.

11 Q. The entire time you were in Monrovia, is that your
12 evidence?

13 A. Yes.

14 Q. Did you ever meet Benjamin Yeaten after this period in
16:04:17 15 December while you were in Monrovia?

16 A. Yes, he used to go to the guesthouse frequently.

17 Q. So there were other times that you met with him, is that
18 your evidence?

19 A. Yes, he used to go on visits to the guesthouse frequently.

16:05:02 20 MR ANYAH: Madam Court Officer, if you could help me,
21 please. It is the same document, tab 5, page 34. The ERN number
22 for the record is 00037744 and in the first full paragraph if you
23 go five lines down there is a sentence that commences with, "The
24 witness was in Monrovia ...":

16:05:51 25 Q. Mr Lansana, this is what you told the Office of the
26 Prosecutor on 1 February 2007. It says:

27 "The witness was in Monrovia for a period of one month when
28 he went to visit his family. The witness stayed at the NPFL
29 Guest House for a period of one week: December 22nd until around

1 the 29th. Security for this Guest House was provided by the
2 ATU."

3 Mr Witness, you just told us you were in Monrovia for four
4 months, right?

16:06:30 5 A. Yes.

6 Q. And when you said that to the Court you were mistaken,
7 correct?

8 A. Not mistaken.

9 Q. Then it is the case that the Office of the Prosecution is
16:06:44 10 mistaken having written "one month" in this statement, true?

11 THE INTERPRETER: Your Honour, can I learned counsel please
12 repeat the question?

13 THE WITNESS: From the 22nd to the 29th that was the period
14 I was hosted at the guesthouse with the condition to get in touch
16:07:02 15 with Benjamin Yeaten and Mr Taylor, but after discussion he made
16 me to understand that it was not important for me to speak with
17 Mr Charles Taylor. That was the time that I had family issues to
18 settle until 11 April when I returned to Sierra Leone.

19 MR ANYAH:

16:07:25 20 Q. The question has to do with how much time you spent in
21 Monrovia. You told us a few minutes ago four months you were in
22 Monrovia?

23 A. Yes, sir.

24 Q. The Prosecution says you told them you were there for one
16:07:38 25 month. I asked you if you were indeed there for one month and
26 you said you were there for four months. So, I ask you now.
27 When the Prosecution writes "one month" in that statement it is
28 an error, yes?

29 A. Not one month. I was there from the 22nd until the 29th in

1 order to talk to the two individuals that I have spoken about.
2 That was the time that I mentioned. The others were on private
3 issues.

4 Q. I will take it that you do not wish to answer the question.

16:08:19 5 MR SANTORA: Objection, your Honour. That is a comment,
6 that is not a question, and the witness has responded to the
7 question.

8 PRESIDING JUDGE: Mr Witness, I don't think you have really
9 answered the question.

16:08:36 10 THE INTERPRETER: The microphone is not switched on.

11 PRESIDING JUDGE: I don't think you have really answered
12 the question that was asked. Mr Anyah, put that question again
13 and let us get - if you do not understand the question, tell us.

14 MR ANYAH:

16:08:53 15 Q. Mr Witness, the question I asked you was this. The
16 Prosecution says you told them you were there for one month.
17 I asked you if you were indeed there for one month and you said
18 you were there for four months. So, I ask you now. When the
19 Prosecution writes "one month" in that statement it is an error,
16:09:12 20 yes?

21 A. One month in Monrovia, but I was in Liberia for the period
22 of four months.

23 Q. Well that was not your evidence a few minutes ago, was it?

24 A. Yes, I said I left Monrovia on 11 April and I was in
16:09:36 25 Monrovia at the guesthouse from 22nd to the 29th.

26 PRESIDING JUDGE: Which month?

27 THE WITNESS: December. December 22nd to December 29th at
28 the guesthouse.

29 MR ANYAH:

1 Q. Mr Witness, I want to talk briefly now about your access as
2 a radio operator to monitoring communications. Let us start with
3 the time when you were at Kangari Hills. Can you refresh us on
4 when you were - the period when you were in Kangari Hills? What
16:10:41 5 period of time, or years, were you at Kangari Hills?

6 A. I was in Kangari Hills from 1994 until 1997.

7 Q. And during the period of time when you were in Kangari
8 Hills at some point you were no longer allowed to work as a radio
9 operator, correct?

16:11:20 10 A. To speak on the line.

11 Q. But you were allowed to monitor conversations, would that
12 be fair to say?

13 A. Yes.

14 Q. Specifically in the period between 1996 and 1997 you were
16:11:43 15 limited to this role of just monitoring conversations, right?

16 A. Yes.

17 Q. And one of the reasons for that was that there were
18 language difficulties that you could not overcome, true?

19 A. That was one of the reasons.

16:12:05 20 Q. Most of the RUF members who communicated communicated in
21 Mende, right?

22 A. And other languages.

23 Q. And you were having difficulty understanding those
24 languages, correct?

16:12:23 25 A. Yes.

26 Q. I want to read you what you told the Prosecution on 21
27 November 2003 about this period of time and radio communications.
28 (Madam Court Officer, thank you, the relevant page number would
29 be page 7 and the ERN number is 00037754.)

1 JUDGE SEBUTINDE: Is this tab 5?

2 MR ANYAH: I am sorry?

3 JUDGE SEBUTINDE: Are you still on tab 5?

4 MR ANYAH: I am sorry, I meant to say tab 2 and I notice

16:13:36 5 I did not give the tab indication. I am sorry, your Honours:

6 Q. Now, starting from line 2 on that page you were asked these
7 questions and you gave these responses:

8 "Q. You have earlier on told us that you were a
9 communication man.

16:14:24 10 A. Yes.

11 Q. At that time, whilst you were in Kangari Hills, that
12 is, from 1996 to 1997, what appointment did you have?

13 A. In my past communication with you, even at the
14 beginning, when you visited me at Pademba, I told you that

16:14:46 15 after a series of training done by Mr Sankoh and
16 distribution before his departure for the first peace

17 accord in Ivory Coast, because of language barrier and the
18 manner in which the communication of the RUF were

19 conducted, he told me that I should give chance to the

16:15:06 20 indigenous to take over the communication of the RUF.

21 Q. Do you mean the indigenous Sierra Leoneans to take over
22 the communication?

23 A. Yeah. Those who were capable to speak both the local
24 or the pidgin language, which is Krio, and the native

16:15:29 25 language like Mende, Kissi, Temne, et cetera, et cetera.

26 Q. Before that time, what appointment did you have?

27 A. I used to control the communication, as I told you.

28 I was one of the monitoring officer for the HF radio
29 communication.

1 Q. Did you give up that position, as you were told by
2 Mr Sankoh?

3 A. Of course.

16:16:08

4 Q. After giving up that position, were you given any other
5 appointment?

6 A. No."

7 This is what you told the Prosecution on 21 November 2003,
8 correct?

9 A. Yes.

16:16:20

10 Q. So it would be fair to say, would it not, that language
11 difficulties resulted in you losing access, or resulted in you
12 losing your position as a communication man at Kangari Hills?

13 A. That was one point.

16:17:32

14 Q. Can we go to page 10 of the same tab 2, please. I think
15 I have my pages mixed up. Let me just see. Okay, page 10, tab
16 2, ERN number 00037757. I will be reading from line 2 through
17 line 6 and then I will skip a few lines down:

16:18:31

18 "Q. From September 1996 onwards, I mean up to 2000, did
19 you have anything to do with communication, whether
20 monitoring it, whether transmitting messages?

21 A. No.

22 Q. Did you have cause to work with the communication
23 people?

24 A. Of course".

16:18:50

25 Now, when you skip a few lines down - well, I should - just
26 to be fair to the witness I will just read everything in that
27 area:

28 "A. Of course.

29 Q. What work were you doing exactly?"

1 Then the answer on line 9:

2 "A. As I told you previously, when we joined the AFRC, we
3 interact one another. They told us how best they used to
4 monitor us, and I myself also briefed them how best we used
16:19:28 5 to monitor them. I used to enter the radio station, but
6 I was not permitted to go on with any detailed
7 communication until 1999.

8 Q. When you met with the communication officers, did you
9 monitor communications going on?

16:19:50 10 A. You mean in AFRC?

11 Q. Yeah. From 1996 to the year 2000.

12 A. That is 1997, because I have already told you that
13 I was on the communication until 1996, September, when the
14 instruction was given by -- that was, I mean, completely
16:20:13 15 implemented by the commanders. They were, I mean,
16 monitoring me, and I never had any access to continue with
17 communication, until AFRC."

18 Mr Witness, this is what you told the Prosecution on 21
19 November, true?

16:20:36 20 A. Yes.

21 Q. Thank you, sir. Now before we went for the last break you
22 confirmed, I believe, that between April 1991 when you were on
23 probation with Foday Sankoh and April 1992 when the NPFL were
24 ordered out of Sierra Leone, you did not have access - I am
16:21:11 25 sorry, you did not serve as a radio communications person,
26 correct?

27 A. Yes.

28 Q. And a few minutes ago you just confirmed for us that
29 between 1996 and 1997 at Kangari Hills because of language

1 difficulties you could not function properly as a communications
2 man, true?

3 A. Yes.

16:21:40

4 Q. And now you have also confirmed in this last transcript
5 that between 1996 and the year 2000, even when you interacted
6 with the AFRC, you did not function properly as a radio
7 communications man, yes?

8 A. Yes.

16:22:03

9 MR ANYAH: Madam Court Officer, if we can go to tab 5,
10 pages - well, page 31 to begin with. Page 31, the ERN number is
11 00037741:

16:22:56

12 Q. Mr Lansana, I shall be reading from the last full paragraph
13 which begins, "The witness remained in Kangari Hills ...", and
14 specifically if you go seven lines down there is a sentence which
15 starts with, "The witness was restricted to monitoring ..." It
16 says:

16:23:36

17 "The witness was restricted to monitoring the 'Northern
18 Province (Makeni (HQ), Magbruka, Makalie, Masingbi and
19 Jaiama-Sewafe) and he was not able to monitor any other areas.
20 He was not concerned with monitoring any messages between Sierra
21 Leone and Liberia."

22 This is what you told the Office of the Prosecution when
23 you spoke on 1 February 2007, correct?

24 A. Yes, sir.

16:24:01

25 Q. In the same document on the next page, which is page 32,
26 the ERN number is 00037742, the last full paragraph - well,
27 I will skip up to the middle paragraph and go down ten lines to
28 the sentence that begins, "The witness stated that they then went
29 to Makeni ...", and, Mr Witness, to be fair to you, this period

1 refers to the May 27th 1999 period that you testified to
2 previously. The sentence says:

3 "The witness stated that they then went on to Makeni. The
4 witness was not operating as a radio-operator during this time
16:25:13 5 period. He could be considered as being one of the protocol
6 officers."

7 The next paragraph:

8 "The witness stated that during the entire period of May
9 27th 1997 until February 1998, he did not monitor the radio net.
16:25:40 10 The witness would have remained in Makeni."

11 Mr Witness, this is what you told the Office of the
12 Prosecution, correct?

13 A. Yes.

14 Q. It is another window of time in 1997 when you were not
16:25:56 15 serving as a radio operator, true?

16 A. Yes.

17 Q. Now tab 5 also, the next page, 33, the ERN number for this
18 page is 00037743 and I will read the second paragraph starting
19 from where it says, "The witness once again states ...", and that
16:26:47 20 is about three lines down. Mr Witness, this is what you told the
21 Prosecution on 1 February last year:

22 "The witness once again states that during that time period
23 from 1998 until 2000, he did not monitor any communication
24 between Liberia and Sierra Leone. He was not aware of any
16:27:11 25 communications between RUF Commanders and NPFL Commanders
26 (Example: Foday SANKOH, Sam BOCKARIE and Charles G TAYLOR and
27 Benjamin YEATEN)."

28 Mr Lansana, this is what you told the Prosecution in
29 February last year, yes?

1 A. Yes, I have a comment to make on this particular
2 explanation. This was a question that was asked and I responded
3 to it in this manner. I was specifically asked if I have a
4 script, or a recorded information, about communication that was
16:28:07 5 conducted during this period of 1998 until 2000 between Foday
6 Sankoh, Sam Bockarie, Charles Taylor or Benjamin Yeaten.
7 I precisely said, "No". I said I did not have any script, or
8 evidence of information between 1998 to 2000 in respect of
9 communication or monitoring, but it was not precisely said that
16:28:47 10 I did not have any knowledge of monitoring communication between
11 the listed - among the listed people.

12 Q. Why did you not say - No, I am sorry. Do you mean to tell
13 the Court that this account is an error? Is that your evidence?

14 A. Yes.

16:29:14 15 PRESIDING JUDGE: Mr Anyah, I am very conscious of the
16 time. I think we are just about finished, if not over the time,
17 and for elimination of doubt I want to make sure that the
18 document D-11, which was brought into evidence this afternoon -
19 I think it is already noted that it was confidential, but I want
16:29:35 20 to ensure that that is done.

21 MS IRURA: That is correct, your Honour. It is under seal.

22 PRESIDING JUDGE: Thank you. In the circumstances,
23 Mr Witness, I will again remind you, as I have done on other
24 afternoons, that we are adjourning now until 9.30 tomorrow
16:29:54 25 morning and again you are not to discuss your evidence with
26 anybody until all your evidence is finished. Do you understand?

27 THE WITNESS: Yes, Madam.

28 PRESIDING JUDGE: Very good. Please adjourn Court until
29 9.30 tomorrow.

1 [Whereupon the hearing adjourned at 4.30 p.m.
2 to be reconvened on Tuesday, 26 February 2008 at
3 9.30 a.m.]
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I N D E X

WITNESSES FOR THE PROSECUTION:

TF1-275	4602
CROSS-EXAMINATION BY MR ANYAH [Continued]	4602

EXHIBITS:

Exhibit D-11 admitted	4687
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