



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

THURSDAY, 22 SEPTEMBER 2005  
9. 20 A. M.  
TRIAL

TRIAL CHAMBER II

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Before the Judges:	Teresa Doherty, Presiding Julia Sebutinde Richard Lussick
For Chambers:	Mr Simon Meisenberg
For the Registry:	Ms Susan Gunstone
For the Prosecution:	Ms Lesley Taylor Mr Jim Hodes Ms Shyamala Alagendra Ms Maja Dimitrova (Case Manager)
For the Principal Defender:	Mr Ibrahim Foday Mansaray
For the accused Alex Tamba Brima:	Ms Glenna Thompson
For the accused Brima Bazy Kamara:	Mr Andrew William Kodwo Daniels Mr Mohamed Pa-Momo Fofanah
For the accused Santigie Borbor Kanu:	Mr Amadu Koroma Ms Karlijn van der Voort (Legal assistant)

1 [AFRC22SEP05A - SV]

2 Thursday, 22 September 2005

3 [Accused Bri ma, Kamara and Kanu present]

4 [Open sessi on]

09:17:47 5 [Upon commenci ng at 9.20 a.m.]

6 PRESIDING JUDGE: Good morni ng. Ms Tayl or.

7 MS TAYLOR: Good morning, Your Honours. Just prior to the

8 next witness being called, I wonder if I might raise an issue

9 with Your Honours in the sense that we are now getting obviously

09:19:06 10 very close to the end of the Prosecution case. I have discussed

11 the matter with my learned friends for the Defence and it would

12 be my submission that it is in the interests of the parties and

13 indeed the Chamber if there might be a status conference or a

14 status hearing scheduled next week. There are several issues

09:19:24 15 that require ventilation before the Chamber before the

16 Prosecution would be in a position to formally close its case.

17 My submission would be that that take place next Wednesday and

18 that the parties provide items for an agenda to your legal

19 officer before Friday so that everyone is then clear about the

09:19:46 20 issues that perhaps need to be discussed at this stage of the

21 case.

22 PRESIDING JUDGE: Yes, we have also discussed that. Just

23 let me liaise on questions of time, Ms Taylor. I've conferred

24 with my learned colleagues and we suggest or agree that it should

09:20:51 25 be Wednesday. We also feel it appropriate that instead of a

26 hearing of witnesses on that morning we deal solely with the

27 status conference. Again, we will ask for agenda items to be

28 lodged with the legal officer by both sides, both the Defence and

29 the Prosecution, by Friday. I think 3.30 would allow us to draw

1 up an agenda.

2 MS TAYLOR: If Your Honour pleases, there is one other  
3 issue that I raise at the moment, and that concerns the issue of  
4 Madingo interpretation before the Court. There was obviously  
09:21:33 5 some difficulty with that prior to the recess. There are still  
6 two Madingo speakers left on the witness list. One being Witness  
7 TF1-157, who was the witness that we commenced and then ceased.  
8 I have had some very brief discussions with the head of the  
9 translation unit and will speak to her again this morning about  
09:21:55 10 that issue. It had been the Prosecution's hope that we would  
11 call those Madingo speakers next in the list for personal  
12 reasons; one of those witnesses is a child and is missing school  
13 by being in Freetown and one is an elderly witness who is a  
14 devout Muslim and would like to return home before Ramadan  
09:22:18 15 commences, which is October.

16 PRESIDING JUDGE: October the 4th, isn't it?

17 MS TAYLOR: That's correct. If those issues can be  
18 resolved, in speaking with the head of the translation unit, I  
19 will then discuss with my learned friends to see if there are any  
09:22:32 20 issues that need to be presented before Your Honours. I will  
21 undertake to keep my learned friends informed as to the next  
22 possible witness order. But I just thought I would raise those  
23 issues now with you, Your Honour, and come back to them after the  
24 next witness is heard.

09:22:47 25 PRESIDING JUDGE: We were very conscious of the situation  
26 with the Madingo interpretations and in the light of the past  
27 incidents certain points have been put to court administration.  
28 I hope that that has now been resolved. I will await your  
29 indications, Ms Taylor.

1 MS TAYLOR: Thank you, Your Honour. They are the only  
2 matters that I wish to raise and, with Your Honour's leave, I'd  
3 like to be excused. Mr Hodes and Ms Alagendra will remain for  
4 the Prosecution.

09:23:24 5 PRESIDING JUDGE: Thank you, Ms Taylor, you can be excused.  
6 And I will now ask that the next witness be called.

7 MR HODES: Your Honours, the next witness is TF1-153. He  
8 is Christian and will be testifying in Krio.

9 PRESIDING JUDGE: I will just check we have a Krio  
09:23:48 10 interpreter because the last indication was that he would be  
11 giving evidence in English. Can the interpretation booth hear  
12 me?

13 THE INTERPRETER: Yes, Your Honours.

14 PRESIDING JUDGE: Mr Interpreter, do you have a Krio  
09:24:02 15 interpreter available?

16 THE INTERPRETER: Your Honours, can you please give us some  
17 time to sort this out because we were expecting an English  
18 witness this morning. So we need to check with the language  
19 office in order to get the interpreters here for the English and  
09:24:20 20 Krio.

21 PRESIDING JUDGE: When you say sort yourselves out, some  
22 time, what are you talking about?

23 THE INTERPRETER: It won't go more than five minutes,  
24 Your Honour.

09:24:30 25 PRESIDING JUDGE: I see. Mr Hodes, we had understood that  
26 it was to be an English speaking witness and apparently so did  
27 the interpretation booth. They require a bit of time to get  
28 their interpreters in place. Could you just pause while I  
29 consult with my colleagues, please.

1 MR HODES: Of course, Your Honour.

2 [The witness entered court]

3 PRESIDING JUDGE: Just a moment. We haven't got an  
4 interpreter in place yet, Madam Court Attendant, could you just  
09:25:26 5 pause, please.

6 JUDGE LUSSICK: Well, is this witness giving evidence in  
7 English or Krio? We've been told both.

8 MR HODES: Krio.

9 PRESIDING JUDGE: The indication from the interpretation  
09:25:46 10 booth is that it will take them a bit of time to get their  
11 interpreter here and themselves in place. The indication is that  
12 it will be about five minutes. We'll adjourn for maybe five to  
13 ten minutes, please, Madam Court Attendant.

14 [Break taken at 9.28 a.m.]

09:38:25 15 [Upon resuming at 9.40 a.m.]

16 PRESIDING JUDGE: Mr Hodes, unless there is some other  
17 matter I will ask Madam Court Attendant to swear in the witness.

18 MR HODES: That's fine.

19 PRESIDING JUDGE: Thank you. Madam Court Attendant, please  
09:39:11 20 swear in the witness.

21 WITNESS: TF1-153 [Sworn]

22 [The witness answered through interpreter]

23 PRESIDING JUDGE: Mr Hodes, please proceed.

24 EXAMINED BY MR HODES:

09:39:57 25 Q. Good morning, Mr Witness.

26 A. Good morning.

27 Q. I'm going to be asking you questions this morning and what  
28 I want you to do is answer them to the best of your abilities.

29 Is that okay?

1 A. All right.

2 Q. I'm also going to ask you to listen to the translator and  
3 not listen to me. And once the translator is finished  
4 interpreting my question, then feel free to answer the question.

09:40:29 5 Is that all right?

6 A. All right.

7 Q. Mr Witness, where were you born?

8 A. I was born in Mattru Jong.

9 Q. And what district is that in?

09:40:43 10 JUDGE SEBUTINDE: We will require some spellings, please.

11 THE WITNESS: Bonthe District.

12 MR HODES:

13 Q. Mr Witness, could you spell Mattru Jong for me?

14 A. Yes.

09:40:57 15 Q. Please do.

16 A. M-A-T-T-R-U J-O-N-G, Mattru Jong.

17 Q. And could you also spell for the Court your district?

18 A. Yes.

19 Q. Go ahead.

09:41:25 20 A. B-O-N-T-H-E, Bonthe. D-I-S-T-R-I-C-T. Bonthe District.

21 Q. And when were you born, Mr Witness?

22 A. Well, I was born on the 20th day of December 1961.

23 Q. Mr Witness, where did you grow up?

24 A. Well, I was brought up at Wilberforce barracks.

09:42:11 25 Q. And, if you can, from about what year did you begin living  
26 at the Wilberforce barracks?

27 A. Well, when I was born in Mattru Jong, after one month my  
28 mother brought me to Wilberforce barracks -- my father brought me  
29 to Wilberforce barracks in Freetown.

1 Q. And what was it that your father was doing that had you  
2 living at the Wilberforce barracks?

3 A. During that time my father was a soldier.

4 Q. Mr Witness, how far did you go in school in Sierra Leone?

09:43:06 5 A. Well, in Sierra Leone I went up to diploma before --

6 THE INTERPRETER: Your Honours, would the witness repeat  
7 the last segment of his testimony?

8 PRESIDING JUDGE: Mr Witness, please repeat your answer for  
9 the interpreter.

09:43:29 10 THE WITNESS: Well, please repeat the question.

11 PRESIDING JUDGE: Mr Hodes, you heard that.

12 MR HODES:

13 Q. How far did you go in school, Mr Witness, while in Sierra  
14 Leone?

09:43:46 15 A. In Sierra Leone I went up to form 5 and I had a diploma in  
16 fisheries technology.

17 Q. Did you work after you got this diploma?

18 A. No.

19 Q. Did you attend school again after receiving this diploma?

09:44:16 20 A. Yes, I had a scholarship to go abroad.

21 Q. Where did you go?

22 A. Security reasons, I don't want to show the place. I went  
23 to Europe.

24 Q. And what did you study while you were abroad?

09:44:46 25 A. Well, I did marine mechanical engineering.

26 Q. Mr Witness, how long were you abroad? How long were you  
27 out of Sierra Leone?

28 A. Well, I left Sierra Leone in 1985 and I came in 1st April  
29 1993.

1 Q. Mr Witness, when you returned to Sierra Leone had there  
2 been a change in the government from the time you left until the  
3 time you returned?

4 A. Yes, yes.

09:45:37 5 Q. What was the name of the new government when you returned  
6 in 1993?

7 A. Well, I left APC in power. When I came now I found that it  
8 was the AFRC -- NPRC, sorry.

9 Q. Mr Witness, did you --

09:46:06 10 JUDGE SEBUTINDE: I'm sorry, I didn't understand that  
11 correction. Which is which?

12 MR HODES:

13 Q. Mr Witness, could you repeat for the Court what the new  
14 government was in 1993 when you returned?

09:46:18 15 A. Yes. The new government that I met in 1993 was called the  
16 NPRC government.

17 Q. And, Mr Witness, did you know anyone in the NPRC  
18 government?

19 A. Yes.

09:46:42 20 Q. Who did you know in the NPRC government?

21 A. I knew Solomon James Anthony Musa.

22 Q. And is he also known as SAJ Musa?

23 A. Yes, that was the name that was abbreviated to SAJ Musa.

24 Q. How was it that you knew this person?

09:47:16 25 A. Well, when we were growing up.

26 Q. How would you describe your relationship with this person  
27 when you returned to Sierra Leone?

28 MS THOMPSON: Your Honour, I'm not sure I got the tail end  
29 of the witness's last answer. I got "when we were growing up".



1 PRESIDING JUDGE: When growing up, that's all I heard. Was  
2 there more?

3 MS THOMPSON: I thought there was more because [overlapping  
4 speakers].

09:47:48 5 PRESIDING JUDGE: Sorry, Ms Thompson, I'm talking across  
6 you, I apologise. Mr Interpreter, did we have all the answer  
7 interpreted?

8 THE INTERPRETER: I only got "when we were growing up".

9 PRESIDING JUDGE: Ms Thompson, you heard that?

09:48:05 10 MS THOMPSON: It is just that my learned friend asked a  
11 question which appeared to have come from an answer which we  
12 didn't get. That's why we --

13 PRESIDING JUDGE: Well, the interpreter says that was it.  
14 Mr Hodes, please proceed.

09:48:18 15 MR HODES:

16 Q. Just to follow up, Mr Witness, you indicated that you got  
17 to know this person from growing up. Where did you and SAJ Musa  
18 grow up?

19 A. It was in the Wilberforce barracks.

09:48:43 20 Q. When you returned to Sierra Leone in 1993 and saw SAJ Musa  
21 again, how would you describe your relationship with him at that  
22 time?

23 A. It was cordial.

24 Q. And were you able to meet with him and talk to him at that  
09:49:09 25 time?

26 A. Yes, I was able to meet him and talk with him.

27 Q. Shortly after your return did anything happen to SAJ Musa?

28 A. Yes.

29 Q. Please tell the Court what happened to SAJ Musa at that

1 time?

2 A. When I came back, it was not up to two months. That was  
3 the time that Strasser impeached him in power, because he was the  
4 vice during that time.

09:50:01 5 PRESIDING JUDGE: Could I have that answer repeated as I  
6 didn't hear some of the words used clearly?

7 THE WITNESS: He was his vice during that time. Strasser  
8 was his vice. Because Strasser was the chairman of the  
9 Provisional Ruling Council during that time. SAJ Musa was the  
10 vice. So Strasser impeached him. So I think that was it.

11 MR HODES:

12 Q. As a result of that where did SAJ Musa go?

13 A. Well, the British government thought it fit that if he had  
14 have stayed there would have been a problem. So they gave him  
15 asylum. He went to Birmingham in London.

16 Q. Back then in 1993 --

17 JUDGE SEBUTINDE: Mr Hodes, I'm sorry to interrupt. I'm  
18 not sure who the "him" refers to. Who was given asylum, whoever  
19 it was.

09:51:26 20 MR HODES: Understood, Your Honour.

21 Q. Mr Witness, just to be clear, and not just for this  
22 question but for future questions, when you refer to somebody if  
23 you could refer to that person by name it would be of assistance  
24 to the Court. You just indicated that "he went to Birmingham", I  
25 believe. Who is the "he" that you refer to?

26 A. It was Solomon Anthony James Musa, SAJ Musa. He was the  
27 one that was given asylum and he went to Birmingham in London.  
28 The British government thought it fit that if he had stayed here  
29 some other thing would have happened.

1 Q. Now, Mr Witness, again back to that time period, 1993, to  
2 your knowledge was there civil war or a rebellion going on in  
3 Sierra Leone?

4 A. Yes, during that time the NPRC government was still  
09:52:31 5 fighting the RUF.

6 Q. And by RUF, tell me and tell the Court who the RUF was, if  
7 you know?

8 A. Well, how I managed to know about them was when I came to  
9 hear about them and I saw all that on the paper and I read about  
09:53:16 10 them on the paper. That was how I knew that the RUF existed.

11 And from the BBC News I also knew that they were also in  
12 existence. And even the soldiers that were fighting against them  
13 and those whom they fought would be brought with the wounds and I  
14 used to meet them at 34 Hospital and indeed that was what made me  
09:53:37 15 to know that they were RUF rebels.

16 Q. Okay, and you've just used the term "RUF rebels". Are you  
17 saying that the RUF was the party fighting the government at that  
18 time?

19 A. Yes.

09:53:55 20 Q. Okay. Mr Witness, I'm now going to move you forward in  
21 time a little bit. Were you still living in Freetown in May of  
22 1997?

23 A. Yes.

24 Q. Do you recall anything happening in Freetown in May of  
09:54:18 25 1997?

26 A. Yes.

27 Q. If you would tell the Court what you recall happening in  
28 May of 1997?

29 A. Well, during that time I was at Wilberforce barracks. I

1 woke up one morning and I heard firing all over, from the hill  
2 side, from Wilberforce unto Brookfields area. And we heard  
3 announcement on the radio by one Corporal Gborie saying that the  
4 AFRC government had overthrown.

09:55:12 5 Q. Where were you living at that time?

6 A. During that time I was at Wilberforce barracks.

7 Q. After you heard about the coup taking place did you see or  
8 have contact with anyone concerning the coup in the Wilberforce  
9 barracks?

09:55:30 10 A. Yes.

11 PRESIDING JUDGE: Mr Hodes, the witness didn't use the word  
12 "coup" and there is a special meaning to that word.

13 MR HODES: I apologise, Your Honour.

14 Q. With regards to what was happening in Freetown at that  
09:55:51 15 time, did you learn what all the shooting was about?

16 A. Well, everybody was scared a bit. But after a while we  
17 heard an announcement on the radio that the AFRC government had  
18 overthrown the power that was in existence during that time.

19 Q. After you heard that report did you see or have contact  
09:56:36 20 with anyone at the Wilberforce barracks concerning this overthrow  
21 by the AFRC?

22 A. Yes.

23 Q. Tell me what happened -- tell us what happened at the  
24 Wilberforce barracks?

09:57:09 25 A. Well, during that morning all of us were sitting down, we  
26 were surprised. We were asking ourselves what had been  
27 happening. So it was not long afterwards we saw Alex Tamba  
28 Brima, he came with one Landrover and the British High  
29 Commissioner's jeep. He came with it in the barracks. So

1 everybody gathered around him. So I went and met him. I said,  
2 "Fellow, how did this thing manage to crop up?"

3 Q. Mr Witness, I'm going to ask you to slow down because the  
4 interpreter is going to have to interpret your response from Krio  
09:57:47 5 to English just like he's doing for me right now from English to  
6 Krio.

7 A. Okay.

8 Q. So I'm going to ask you to sort of slow down with your  
9 response, okay?

09:57:59 10 A. All right.

11 Q. Again I apologise for cutting you off, but feel free to  
12 continue.

13 A. Well, I said that morning we were sitting, we were all in  
14 doubt as to what happened. So we were in that doubt when we saw  
09:58:27 15 Alex Tamba Brima, he came into the barracks. He came with a  
16 Landrover, the new type Landrover, white one. He said, "Well",  
17 he said, "they had overthrown". So after when he said that they  
18 had overthrown, so people gathered around him, because everybody  
19 was surprised.

09:59:07 20 Q. Mr Witness, I'm going to ask you a question. You just  
21 identified a person that came to Wilberforce by name, Alex Tamba  
22 Brima. Had you ever met Alex Tamba Brima prior to this day?

23 A. Yes.

24 Q. Where did you meet Alex Tamba Brima prior to this day?

09:59:35 25 A. We all grew up at Wilberforce barracks.

26 Q. Now, I'm not going to ask about "we". The question,  
27 Mr Witness, is whether or not you knew him, Mr Brima. Did you  
28 know Mr Brima and how?

29 A. I knew him because all of us were sons that were brought up

1 at Wilberforce barracks. We all did things together and we were  
2 so intimate that when we were in the barracks you would not know  
3 the difference between us, because all of us used to take  
4 ourselves as brothers. So I know him very well and he also knows  
10:00:27 5 me very well.

6 Q. And, again, it could be an interpretation situation or a  
7 translation problem, but you again have referred to "we" and  
8 "us", and my question to you is about you and Mr Brima  
9 specifically. Can you please address you and Mr Brima  
10:00:48 10 specifically. How did you know Mr Brima? How did you personally  
11 know Mr Brima, specifically, prior to that date in May of 1997?

12 A. Well, there are various ways in which I would be able to  
13 identify Mr Brima to show that I know him very well and he also  
14 knows me. Because I have done a lot of things to him and these  
10:01:23 15 will confirm that I know him, and he also have done a lot of  
16 things to me and this will show that I also know him. So there  
17 is no doubt that I do not know him.

18 Q. Now the translation in English just came out that you did  
19 not know him. So again --

10:01:47 20 PRESIDING JUDGE: I didn't hear that.

21 THE WITNESS: No, I did not say so.

22 MR HODES: Okay, then I misheard it.

23 PRESIDING JUDGE: Happens to the best of us, Mr Hodes.

24 MR HODES:

10:02:04 25 Q. So basically what you're telling us is that you've known  
26 Mr Brima for a while; is that correct?

27 A. Yes.

28 Q. And after Mr Brima left the Wilberforce barracks, what else  
29 happened in Freetown?

1 MR DANIELS: Objection, My Lord. Mr Brima did not leave  
2 there. We're not aware that he left the Wilberforce barracks.

3 PRESIDING JUDGE: I agree. We've only got them speaking to  
4 him on his arrival.

10:02:40 5 MR HODES: Let me clarify.

6 Q. You've indicated that Mr Brima spoke to the people at  
7 Wilberforce barracks?

8 A. Yes.

9 Q. And he told everyone there what had happened; is that what  
10:02:57 10 your testimony was?

11 A. Yes.

12 Q. What happened next?

13 MR DANIELS: My Lord, perhaps a better question would be  
14 did anything happen, because we're not aware if anything  
10:03:09 15 happened. It's leading again, My Lord.

16 PRESIDING JUDGE: Yes, avoid leading, Mr Hodes. It's  
17 obviously being objected to.

18 MR HODES:

19 Q. Did anything happen next?

10:03:19 20 A. When he had spoken to the people?

21 Q. Correct.

22 A. Yes, a lot of things happened.

23 Q. Go ahead and tell the Court what happened next?

24 A. Well, after when he had stayed at Wilberforce barracks,  
10:03:39 25 because of accommodation he decided to go and reside at  
26 Spur Loop. So after residing at Spur Loop, he came back to  
27 barracks, he called me. He said "[BY ORDER OF THE COURT, THIS  
28 NAME HAS BEEN EXTRACTED AND FILED UNDER SEAL]", he said, "what  
29 going to happen", he said, "your own situation, I do not

1 understand it. But at any rate your man will be coming." I said  
2 who was that? He said, "Solomon Anthony James Musa." He said,  
3 "He will be coming because we had sent for him to come." And I  
4 said, "Ah." He said, "Don't worry." I said, "Okay. If that's  
10:04:13 5 the case, then I am still here." That was what happened when we  
6 were at the barracks.

7 PRESIDING JUDGE: Just pause, Mr Witness. Mr Hodes, a name  
8 has been mentioned. I understand this is a protected witness and  
9 I will ask that that name be under seal in the record. Continue,  
10:04:36 10 Mr Witness.

11 MR HODES:

12 Q. Mr Witness, allow me to just interject one thing, which is  
13 witnesses are given some anonymity here in court. Your name is  
14 protected, your identity is protected. And so when you answer a  
10:05:00 15 question --

16 A. Okay.

17 Q. -- I try not to elicit --

18 A. Okay.

19 Q. -- your identity.

10:05:10 20 A. All right.

21 PRESIDING JUDGE: For purposes of record I would say that  
22 if there is any media reporters in the Court precincts who have  
23 heard that particular name, I now order and direct that that name  
24 not be published in any way. Continue, Mr Hodes, thank you.

10:05:30 25 MR HODES: Thank you.

26 Q. So Mr Brima at this point was telling you that SAJ Musa  
27 would be coming back. Is that what your testimony was?

28 A. Yes.

29 Q. At some point did SAJ Musa return to Sierra Leone?



1 A. Yes, yes.

2 Q. And did you meet with SAJ Musa once he returned to Sierra  
3 Leone?

4 A. Yes.

10:06:07 5 Q. Did anything happen once you met with SAJ Musa?

6 A. Yes.

7 Q. If you would, tell the Court what happened when you met  
8 with SAJ Musa?

9 A. Well, when SAJ came -- I heard a rumour that he had come.

10:06:46 10 But when he came, Alex Tamba Brima, with all the other council  
11 members, took SAJ Musa to go and rally in town so as to gain  
12 popularity. So I myself was at Wilberforce awaiting until he  
13 came. He came late in the evening and he did not have any chance  
14 to see me. And he said well, I should see him in the morning.

10:07:10 15 So early in the morning I went and met him. When he saw me again  
16 he expressed his sympathy, because I had come home, nothing had  
17 happened, I did not have any job. And up to the time that he  
18 came back and he decided that okay, he said he would not allow me  
19 to go anywhere and that I was going to stay with him, and that if

10:07:29 20 I stayed with him it would be possible for me to get a job. So  
21 that was what I did. So I waited for him. The other day I met  
22 him, they found a place for him at Hill Station, and I and him  
23 went and stayed there. Until when a decision was taken so as to  
24 go another -- somewhere else.

10:07:47 25 Q. Mr Witness, again I'm going to ask you to slow down, take  
26 little breaks. If you'll notice the Court is trying to take  
27 notes and the interpreter is trying to interpret directly from  
28 Krio to English.

29 A. Okay.

1 Q. So if in your response you can slow down a little bit or  
2 even take a pause I think both the interpreter and the Court  
3 would appreciate it. Is that all right?

4 A. Okay.

10:08:30 5 Q. Just to go over that response, you were able to meet with  
6 SAJ Musa I think the day after he arrived?

7 A. Yes, sir.

8 Q. And at that time he asked you to stay with him?

9 A. Yes.

10:08:47 10 Q. And you stayed in a house with him, I believe you  
11 indicated, on Hill Station?

12 A. Yes.

13 Q. At some point did SAJ Musa ask you to do anything?

14 A. Yes.

10:09:27 15 Q. What did SAJ Musa ask you to do?

16 A. Well, when I and him were at Hill Station, because I was  
17 acting as a personal assistant to him - ironing his uniform,  
18 cleaning his boots - he said that he did not want to give me that  
19 job, that sort of job. He and Tamba Brima came together and  
10:09:58 20 said, "Let us don't leave TF1-153 sitting just like that. Let  
21 him go and do something." And they decided that I should be sent  
22 to Kono. So they sent me to Kono as mines monitoring officer.

23 Q. And Mr Witness, feel free to refer to yourself as TF1-153  
24 or me.

10:10:28 25 A. No problem.

26 Q. Okay?

27 A. Yeah.

28 Q. Prior -- well, let me ask you this: What did you do after  
29 SAJ Musa asked you to take on this job? Did you do anything

1 after SAJ Musa asked you to take on this job?

2 A. Yes, I accepted, you know, to take up the job, and I did  
3 take up the job.

4 Q. And where did you go?

10:11:01 5 A. I went to Kono District, Koidu Town. Then I was at Filly  
6 Drive.

7 Q. And, if you would, tell the Court what you did as mines  
8 representative - mines monitor, rather, in Koidu Town?

9 A. My own responsibility during that time was to oversee the  
10:11:40 10 people who were mining for diamonds, so that they could mine  
11 within their terms of reference which were laid down so that they  
12 could mine for diamonds. So we were there to see that they did  
13 not go beyond the rules that were laid down.

14 Q. And while you were in Koidu Town did you see other  
10:12:20 15 officials or representatives from the AFRC?

16 A. Yes.

17 Q. And also while you were in Koidu Town did you see other  
18 representatives or monitors from the RUF?

19 A. Yes.

10:12:50 20 Q. And were the representatives from the AFRC and the RUF  
21 reporting to anyone in particular?

22 A. Well, yes, because that was what doubted me. When we went,  
23 we were about 20 to 30 in number, you see, as mines monitoring  
24 officer. We had four senior mines monitoring officers that were  
10:13:38 25 given to us. So when we went to the field, when they were mining  
26 the diamonds, we ourselves were doubting as to where they were  
27 siphoning for diamonds. So one day Gullit himself came -- I  
28 mean, Alex Tamba Brima himself came to Koidu. Because during  
29 that time they said that I was just there to drink and

1 perambulating around in Kono. But when he himself came and I  
2 expressed my own views to him and he said, "No, they are just  
3 trying to disqualify you." And I went and explained to big  
4 brother, "Big brother" --

10:14:10 5 Q. Mr Witness, I'm going to stop you there. You're using a  
6 lot of "we" and "they" and this. What we need is names and  
7 identities as opposed to the use of pronouns.

8 A. Okay.

9 Q. So, if you would -- I'm going to cut you off and ask you  
10:14:30 10 about your response. You indicated that Mr Brima came to Koi du  
11 Town?

12 A. Yes, I saw him and we talked.

13 Q. And what is it that you and Mr Brima discussed in Koi du  
14 Town?

10:14:49 15 A. When he came, when he came to Koi du Town, I was the very  
16 first individual that he wanted to see. He sent for me, I went  
17 and met him. Because he had a name that he used to call me and  
18 that is the name that he used to call me. And he said, "How was  
19 the site?" And I explained to him everything. At that time  
10:15:14 20 people had been saying that I was a man who was just drinking and  
21 getting drunk, I did not even care about the mines. But when he  
22 himself went, he saw that all that they had said about me wasn't  
23 true. So he himself decided that if he came down to Freetown  
24 he'd come and tell Solomon Anthony James Musa everything that had  
10:15:48 25 transpired between me and him in Kono as to what were my duties  
26 in town.

27 Q. Mr Witness, did you tell Mr Brima anything else about what  
28 was going on in Koi du Town during the time you were there?

29 A. Yes.

1 Q. What else did you tell him, Mr Brima, about what was  
2 happening in Koidu Town?

3 A. One of the things that I told him was about our welfare,  
4 because since the time that we went there we were not paid. So I  
10:16:40 5 told him that we needed money. And during that time we had  
6 worked for more than a month and we did not see anything and all  
7 the other mines monitors had been grumbling.

8 Q. And let me just clarify one thing. You were mines  
9 monitors. What was being mined in that area at that time?

10:17:08 10 A. They were mining for diamonds.

11 Q. And your duties as a mines monitor was to do what with  
12 regards to -- was it with regards to the diamonds themselves?  
13 What were your duties as a mines monitor?

14 A. Well, my job as a mines monitoring officer during that time  
10:17:39 15 was to see that those that had proper licences should work within  
16 the terms of their references. That if they had a big diamond  
17 they should not be taken to other people or should not be  
18 smuggled out. So I was a watchdog to tell the government that  
19 such and such a person had a big diamond which the government  
10:18:00 20 would have to interfere and they would -- they should work in  
21 percentages and they had to arrange it between themselves and to  
22 see that they did the work according to the conditions that were  
23 given to them and that was the purpose of we watching them.

24 Q. Again, Mr Witness, I'm going to ask you that if you  
10:18:21 25 anticipate your answer is going to be long to pause maybe a  
26 little bit and give the interpreter and the Court time to catch  
27 up; okay?

28 A. All right. Okay.

29 Q. As part of your duties did you report to Mr Brima about

1 anything that was happening in Koidu Town based on your duties as  
2 a mines monitor?

3 A. Yes, because he would come and go during that time. So  
4 when he came, the advantage that I had to see him, I would go and  
10:19:14 5 explain to him everything. And even the diamonds that they had  
6 been mining for, they had not been going through the way that  
7 they were supposed to go. So we did not know the person who had  
8 been collecting the diamonds, because during that time what was  
9 in the terms of reference was not in operation. When people mine  
10:19:31 10 for diamond and they had the diamond they would --

11 Q. Please, slow down. Thank you.

12 A. They would distribute it into two piles. They said one for  
13 the government and one for the owner, that is the man who had his  
14 licence. That did not go down well with us. So later on I went  
10:20:02 15 and explained to him, with other mines monitor officers, and he  
16 said he would take appropriate action and he said he was going to  
17 take the information to SAJ in Freetown. So during that time I  
18 myself found out that the diamond fields, they had become very,  
19 very dangerous. So I went and told my senior mines managing  
10:20:32 20 officer who was Mr --

21 THE INTERPRETER: Your Honours, I did not get that name  
22 properly.

23 PRESIDING JUDGE: Mr Witness, can you repeat the name of  
24 the mines manager again, please, for the interpreter.

10:20:46 25 THE WITNESS: Mr Kawawa Jallow. He was one ex-serviceman,  
26 ex-service soldier. Even Mr Alex Tamba Bri ma, he himself knows  
27 him. So I told him that -- I told him that this place was  
28 looking dangerous. I said the way I saw the whole thing, I said  
29 it's better for my location to be changed, send me some other

1 where, some other site. The mining site, every day at times when  
2 you go in the morning you would see dead bodies by the pit side.

3 MR HODES:

4 Q. Mr Witness, what did Mr Jallow -- did Mr Jallow do anything  
10:21:49 5 based on your concerns?

6 A. Yes.

7 Q. Please tell the Court what Mr Jallow did?

8 A. During that time when I lodged the complaint, at that time  
9 Mr Alex Tamba Brima had left Kono and he had come to Freetown.

10:22:08 10 So I myself went -- I went and explained to Mr Kawawa Jallow and  
11 he took me to the headquarters, the mines headquarters. So when  
12 we went there he took out a VHF set. We had a contact number for  
13 SAJ's VHF set in Freetown. So we communicated with him and I  
14 explained to him everything, saying that the way I see things,  
10:22:40 15 certain things -- I said in fact Gullit had left this place and  
16 he was going with a report to you. And he said that he himself  
17 had seen Gullit.

18 Q. Again I'm going to ask you, and I apologise for doing this  
19 to you -- but I'm going to ask you to slow down and pause if you  
10:23:05 20 realise that your answer is running a little bit long.

21 A. All right. Okay, okay.

22 Q. Now the question to you was did Mr Jallow do anything based  
23 on the concerns you raised with him?

24 A. Yes.

10:23:29 25 Q. If you would, please tell the Court what Mr Jallow did  
26 based on your concerns?

27 A. Well, first of all, they had one CO Med who was one RUF  
28 commander. He was the one that was collecting the diamonds. So  
29 he was -- I went and explained to Mr Kawawa Jallow. I said,

1 "Please sir", I said, "These things that are happening in Kono  
2 here", I say, "I do not understand and this is the first time of  
3 coming here, to come and work here". I say, "If this is the way  
4 things are going, it's good for us to report this matter". He  
10:24:23 5 said, "Yes". He said, "It is true". He said, "Come, let's go",  
6 and we went to the diamond office in Kono and there is one VHF  
7 set and that VHF set -- and, thank God, I had the contact number  
8 for SAJ in Freetown. So we contacted him through the VHF set.  
9 We scanned the set. Because I myself, I am a technician. We can  
10:24:50 10 scanned the set, I got him. So I asked him -- I said when -- I  
11 explained everything to him. I said I had even explained to  
12 Mr Alex Tamba Brima about everything that is happening and he  
13 said that he was coming to explain that -- discuss with you. He  
14 said, yes, Gullit had explained that. He said but the things  
10:25:12 15 that are happening in Freetown, he said he himself was confused,  
16 he said because --

17 Q. Mr Witness, I'm going to again ask you to slow down and I'm  
18 going to again ask you to pause and I hate to have to continue to  
19 interrupt you, but as long as your answers are going to be this  
10:25:32 20 long you must give the interpreter time to catch up and you must  
21 give the Court time to keep up with you. So again I'm going to  
22 interrupt you.

23 At this point you've indicated that you expressed your  
24 concerns to Mr Jallow and you have gotten on a radio set to SAJ  
10:25:59 25 Musa. First and foremost I'm going to ask you about something  
26 you just said and I believe the interpretation was that you were  
27 an army technician and that's how you knew how to use the radio.  
28 Were you in the army, Mr Witness?

29 A. I did not say that I was an army technician.



1 Q. Okay. The question I just asked you was not whether you  
2 were an army technician. The question I just asked you is were  
3 you in the army?

4 A. I think that you do not understand Krio. I said -- what I  
10:26:38 5 meant was that "I mean" and "army" are not the same.

6 Q. Again, I'm going to ask you this question again and it may  
7 not be you and me, it may be the interpretation, but the question  
8 I asked you was simple. Were you in the army?

9 A. No, I have not been a soldier before.

10:27:02 10 Q. Okay. Now to get back to the question I asked previously,  
11 you've explained to the Court that you did talk to Mr Jallow and  
12 that at some point you and he radioed SAJ Musa. As a result of  
13 all of that, Mr Witness, did anything happen to you?

14 A. In Kono?

10:27:30 15 Q. Yes.

16 A. Well, except after when we had spoken, it was then  
17 Mr Kawawa Jallow told me that he was going to transfer me to  
18 Peyima.

19 Q. Mr Witness, did you go to Peyima?

10:27:51 20 A. Yes.

21 Q. Can you spell Peyima for the Court?

22 A. You have various ways in which to spell Peyima. You have a  
23 P-E-I or P-E-Y-I-M-A. There are a lot of ways to spell Peyima.

24 Q. I understand that. When I ask for spellings all I'm asking  
10:28:20 25 you to do is the best you can; okay?

26 A. To my own knowledge it is P-E-Y-I-M-A.

27 Q. Mr Witness, did you hear of anything happening in Freetown  
28 in February of 1998?

29 A. Yes.

1 Q. How did you hear of something happening in Freetown in  
2 1998?

3 A. Well, you see, I am a man -- I always liked current  
4 affairs, I was always by my radio when I was in Kono. So on the  
10:29:19 5 505 News I heard that ECOMOG troops have overrun Freetown at that  
6 time.

7 [AFRC22SEP05 - CR]

8 Q. As a result of that information, did you do anything?

9 A. Yes.

10:29:46 10 Q. What did you do, Mr Witness?

11 A. Well, immediately when I had that information, I left  
12 everything because at that time I had rented a room at Filly  
13 Drive in Koidu, so I went there immediately and I went to see  
14 where my other mines monitoring officers were, so that I would be  
10:30:13 15 able to plan what to do next.

16 Q. Mr Witness, you indicated you went there. Where is  
17 "there"?

18 A. I went to Koidu.

19 Q. I don't think I have asked you to spell Koidu, but to the  
10:30:34 20 best of your abilities, can you spell Koidu?

21 A. K-O-I-D-U.

22 Q. Mr Witness, when you arrived in Koidu, did you speak to  
23 anyone?

24 A. Well, except my landlord, whom I spoke to.

10:31:12 25 Q. Did you do anything in Koidu?

26 A. I didn't do anything. I run away because of what I saw.

27 Q. What did you do see?

28 A. Well, by the time I reached Koidu, it was in the evening  
29 hours. At that time the Kamajors were coming from that small

1 Sefadu end to enter. It was at that time I couldn't even see my  
2 men, so I left Filly Drive and I went to the highway. I saw the  
3 men dressed in Kamajor uniforms and they were coming. They met a  
4 boy sitting by the market. So they spoke in Mende, "Who is this  
10:32:02 5 one that has this courage. Let's test this courage." So they  
6 surrounded the boy, I saw them surround the boy. The next minute  
7 I saw that they removed his heart and carried it in their hands  
8 and they were shouting. That terrified me, and I ran and entered  
9 Filly Drive and took my things and headed for the Kayima area. I  
10:32:31 10 came back towards the Peyama Road, but I couldn't reach Peyama,  
11 so I just passed by Kayima. I didn't check for any other person  
12 because of what I had started seeing.

13 MR DANIELS: Excuse me, Your Honours, if we could have a  
14 time frame exactly?

10:32:52 15 MR HODES:

16 Q. Mr Witness, to the best of your abilities, can you estimate  
17 when this particular incident occurred when you had returned to  
18 Koidu, if you can?

19 A. It was in the evening hours. It was in the evening hours.  
10:33:26 20 I can't remember the right time, but it was in the evening and it  
21 was getting dark at that time. It was getting dark at that time.

22 Q. I believe you indicated that you left Koidu Town at this  
23 point. Where did you go from Koidu Town?

24 JUDGE SEBUTINDE: Excuse me, I think what Defence counsel  
10:33:50 25 was asking for by time frame was month, year, that kind of time  
26 frame, not necessarily day or time of day. I haven't heard  
27 questions to that effect being put to the witness.

28 MR HODES:

29 Q. Mr Witness, if you recall, I asked you whether or not

1 anything had happened in Freetown in February of 1998.

2 A. Yes.

3 Q. And you talked about the ECOMOG intervention.

4 A. Yes.

10:34:22 5 Q. If you can, would you approximate for the Court when this  
6 incident outside of Koidu Town happened?

7 A. It was in the same February, the same day, because I came  
8 in the evening to Koidu Town. It happened on the same day,  
9 because when I heard the news, I didn't do anything else, I just  
10:34:54 10 tried to go to Koidu with the same clothing that I had on to join  
11 my other mines monitoring officers so I would know exactly what  
12 to do next. Having saying that, I didn't do anything else. I  
13 didn't check for anybody. I just packed my bags and return more  
14 especially --

10:35:16 15 Q. I'm going to interrupt you again. Again, I'm going to ask  
16 you to listen closely to what you're asked and keep in mind the  
17 response should be to the question asked, okay?

18 A. Okay.

19 Q. In this case, the question asked was simply if you can  
10:35:40 20 estimate, you know, how many days after you heard about the  
21 ECOMOG intervention this incident in Koidu Town occurred. I  
22 believe your response was, and please correct me if I am wrong,  
23 it occurred the same night that you heard about the ECOMOG  
24 intervention?

10:36:04 25 A. Yes.

26 Q. Okay. That was what the question was and that's your  
27 response; is that correct?

28 A. Yes.

29 Q. Okay. Now, Mr Witness, after you left Koidu Town, where

1 did you go?

2 A. Well, I went through Kayima and went to Yiffin.

3 Q. Mr Witness, did you see anything in Yiffin?

4 A. Yes.

10:37:00 5 JUDGE SEBUTINDE: The spellings?

6 MR HODES:

7 Q. Mr Witness, can you spell Yiffin for the Court.

8 A. Yes.

9 Q. Please do?

10:37:13 10 A. Y-I-F-F-I-N.

11 Q. Mr Witness, do you know what district Yiffin is?

12 A. Well, it's not my home town, but I believe it's in the  
13 Koinadugu District.

14 Q. Again, if you know, Mr Witness, is Yiffin close to the Kono  
10:37:28 15 border?

16 A. Well, to my knowledge, I feel -- Kayima is the boundary for  
17 the Kono and the Koranko -- for the Koranko land, Yiffin is the  
18 first headquarter town you would meet after you left Kono in the  
19 Koinadugu District. Before you enter the Koinadugu District,  
10:37:58 20 Yiffin is the first place that you meet.

21 Q. So my question to you was, to your knowledge, is Yiffin  
22 close to the Kono border?

23 A. Yes.

24 Q. When you arrived in Yiffin, did you see anything?

10:38:26 25 A. Yes, I saw so many things.

26 Q. If you would, tell the Court what you saw when you arrived  
27 in Yiffin.

28 A. Well, when I reached in Yiffin, what I first did was I went  
29 to the chief and pledged my loyalty and respect. I greeted him

1 and told him I had arrived in the town.

2 Q. Mr Witness, I'm going to ask you to pause again. I'm going  
3 to again ask you to listen to the question that is posed to you.

4 In this case, the question posed to you is: Did you see

10:39:11 5 anything? If so, what did you see, not what did you do. Again,

6 it may be an interpretation problem, but I'm going to ask you

7 again: when you arrived in Yiffin you indicated you saw things.

8 My question to you was: what did you see?

9 A. Okay. First, when we reached, we saw the Tamaborohs. We

10:39:41 10 saw the Tamaborohs. I saw the Tamaborohs, because, at that

11 time --

12 Q. The what? I'm sorry to cut you off again.

13 A. The Tamaboroh.

14 Q. What is that?

10:39:52 15 A. It is another name for hunters in the Koranko land in their  
16 own ethnic tribe.

17 MR HODES: Would the Court like me to ask him to spell

18 those two?

19 PRESIDING JUDGE: Yes, please.

10:40:07 20 MR HODES:

21 Q. If you can spell what you've just described, please do.

22 A. T-A-M-A-B-O-R-O-H.

23 Q. You indicated another word. I don't know if it was a  
24 village that they're from or something else after that.

10:40:43 25 A. No. It's like that name, it's a Koranko word for hunters.  
26 So I met them in the town and they were guarding the town,  
27 because at that time --

28 Q. Mr Witness, I'm going to ask you to stop again. You just  
29 indicated Koranko, I think. That's the Koranko word for hunter,

1 all right.

2 A. Mmm.

3 Q. What is Koranko, and can you spell that for the Court?

4 A. Koranko is a tribe settled along the Yi ffi n area in the  
10:41:32 5 Koi nadugu Di strict.

6 PRESIDING JUDGE: Mr Hodes, I note the time is approaching  
7 when we usually have the mid-morning break. Is this a convenient  
8 time in your line of questioning?

9 MR HODES: I think any time would be appropriate.

10:42:22 10 PRESIDING JUDGE: Thank you, Mr Hodes.

11 [Break taken at 10.45 a.m.]

12 [Upon resuming at 11.15 a.m.]

13 PRESIDING JUDGE: I apologise for the delay in recommencing  
14 Court. It is entirely my fault. I had to deal with an  
11:11:56 15 unexpected administrative matter. Mr Hodes, please proceed.

16 MR HODES: Thank you, Your Honour.

17 Q. Mr Witness, prior to the break I believe that we had begun  
18 discussing your presence in Yi ffi n. When you arrived in Yi ffi n,  
19 did you see anything?

11:12:32 20 A. Yes.

21 Q. If you would tell us what you saw when you arrived in  
22 Yi ffi n.

23 A. When I reached Yi ffi n, I met the Tamaborohs who were in  
24 charge of security in the town. So I entered the town and  
11:13:06 25 pledged my loyalty to the chief. The chief accommodated me and  
26 gave me one man with whom I stayed. When I was in the town, it  
27 was the Tamaborohs who were guarding the town so most of these  
28 Tamaborohs were ex-servicemen. So soldiers would come from Kono,  
29 up to Yi ffi n. Yi ffi n was just like a transit point. People

1 would come, soldiers would come and go through Kabala and they  
2 would go from that town to Kabala. Some would come to stay in  
3 Yiffin. I was there and after one month I saw so many soldiers  
4 who entered Yiffin Town and at that time, it was still the  
11:14:11 5 Tamaborohs who were guarding the town.

6 So, one morning when I woke up, after I had been in Yiffin  
7 for some time, nearly one month, I saw these soldiers arrive. To  
8 my understanding, the soldiers told me that they had come with  
9 one commander who was Bazzy. But the way they entered the town

11:14:44 10 made the people to be afraid. I was with the chief when one  
11 day -- because I had been used to going to the chief, sitting  
12 down there every day, because I with him and it was him who was  
13 also responsible for me. As I would say, I had taken him as my  
14 guardian. We were there one day. There was a boy who was a

11:15:12 15 trader and he was called Stevo. This boy had a small shop. And  
16 indeed, everybody bought things from this shop. One morning --  
17 Q. Mr Witness, I'm going to slow you down every now and then.  
18 As I indicated, I may interrupt you and ask you questions based  
19 on what you've testified to.

11:15:49 20 A. You did say what happened in Yiffin. That's what I'm  
21 explaining.

22 Q. That's fine. Actually, what I was asking you is what you  
23 saw in Yiffin. Again, I want you to feel free to answer the  
24 question as you see fit. With regards to the soldiers you saw,  
11:16:13 25 were the soldiers armed?

26 A. Yes.

27 Q. Were the soldiers wearing uniforms?

28 A. So many of them wore uniforms.

29 Q. If you know, were the soldiers affiliated with the AFRC or



1 the RUF?

2 A. Nearly 90 per cent were AFRC.

3 Q. You just indicated that the soldiers told you who their  
4 commander was, and that it was someone named Bazzy. Had you ever  
11:17:13 5 met somebody named Bazzy before?

6 A. No, I had never met him.

7 Q. You also indicated that you spent a lot of time with the  
8 chief of the village.

9 A. Yes.

11:17:39 10 Q. At some point while you were in Yiffin, did any women come  
11 to talk to the chief in your presence?

12 A. Yes.

13 Q. If you would, tell the Court what you heard the woman talk  
14 to the chief about.

11:18:10 15 A. Well, when I was at the barri, because we go there to spend  
16 sometime at the chief's barri in the evening hours. When I was  
17 at that barri, one woman came with her three children, that the  
18 soldiers who had come had raped all her girl children.

19 Q. Did anything happen as a result of this woman telling this  
11:18:46 20 to the chief?

21 A. Well, the chief said he would call the commander and  
22 explain to him, that he would tell him what had gone on now that  
23 he has brought his soldiers.

24 Q. When you were with the chief, did you hear anyone else  
11:19:25 25 complain of anything happening in the village?

26 A. Yes. I heard and I saw when these soldiers looted one  
27 handicap person's shop called Stevo. They emptied this shop and  
28 they said the operation they were on was Pay Yourself.

29 Q. Did anything happen to you, Mr Witness, while you were in

1 Yi ffi n?

2 A. Yes.

3 Q. What happened to you while you were in Yi ffi n?

4 A. Well, first when the soldiers arrived, I was trying to meet  
11:20:30 5 them because I had always become common to them. I was regarding  
6 them as my brothers, because even amongst the group - amongst  
7 Bazy's group, I met soldiers whom I knew and with whom we were  
8 together in Wilberforce barracks. So I was going to meet them  
9 when one called me and said I should come up to him. I said,  
11:20:55 10 "Why are you calling me like that?" I asked him, "Don't you know  
11 we are all the same?" He said he doesn't want to know anything,  
12 he just said I should come up to him. Then I went up to him  
13 because at that time I was frightened a little. So I went up to  
14 him --

11:21:10 15 Q. Slow down, Mr Witness. Give the interpreter a little time  
16 to breathe, okay. Thank you.

17 A. Okay. So, I went up to him. When I went, the soldier told  
18 me to search myself, then I said, "Why are you behaving like  
19 this? Don't you know that we are all the same, that I am your  
11:21:39 20 brother?" He said he doesn't want to know anything about that.  
21 But at that time, the other soldiers were just sitting around.  
22 They were in one house that was facing us.

23 Q. Mr Witness, I'm going to again cut you off. Did something  
24 happen between you and this soldier at some point?

11:22:00 25 A. That's what I'm explaining.

26 Q. Go ahead and tell us what happened.

27 A. Like I was explaining, the soldier told me to search  
28 myself. I said, "How can I search myself? That if I do not  
29 understand that it is something serious. And I told him, "Oh,

1 look, our fathers are all soldiers." He said, "It is your  
2 fathers that have spoilt the military, that they are responsible  
3 for our suffering." Then I told him to forget about what he is  
4 saying, and he said if I do not search myself he would search me.  
11:22:43 5 At that time, I had some money in my pockets, about 10,000  
6 Leones. I searched myself, took out the 10,000 Leones. He took  
7 2,000 from that 10,000 and gave it back to me and he took the  
8 8,000. I had a watch that my father had given me as a gift on my  
9 birthday, Seiko, and he said I should disarm myself, remove the  
11:23:11 10 watch and give it to him, so I removed the watch and gave it to  
11 him. But, that shocked me so much that the others were sitting  
12 by, and when I turned to them, they were all laughing. That  
13 frightened me.

14 I left there and went and told the chief that, "It looks  
11:23:36 15 like I'm going to depart this place." The chief advised me,  
16 "Boy, you know what's going to happen? I myself, this is my  
17 village, this is the headquarter town of this district that I'm  
18 looking over. I have my own village. I want to go there. So  
19 the best thing you can do is that you should try to go to Kabala  
11:23:57 20 and wait." As they had done that to me --

21 Q. Mr Witness, I'm going to cut you off again. Just to clear  
22 up what you've just said, were you robbed of 8,000 Leones and  
23 your watch by a soldier?

24 A. Yes. Yes.

11:24:24 25 Q. Did you learn at some later time who Ibrahim Bazy Kamara  
26 was?

27 PRESIDING JUDGE: I didn't hear the name Ibrahim Bazy  
28 Kamara in the course of the witness's evidence. I heard the name  
29 "Bazy".

1 MR HODES:

2 Q. Mr Witness, the person who was told to you to be "Bazzy",  
3 did you learn at some later time who that person was?

4 A. Yes.

11:25:06 5 Q. Once you knew who Bazzy was, did you have any memory of  
6 seeing him in Yi ffi n?

7 A. Yes.

8 Q. At any time while you were in Yi ffi n, did you see the  
9 person that you learned to be Bazzy do anything to stop the

11:25:43 10 looting or the assaults on women in Yi ffi n?

11 A. To my knowledge, no.

12 Q. Mr Witness, you started to tell us about going to the chief  
13 and the advice that the chief gave you. Based on what, what did  
14 you do next?

11:26:24 15 A. After they had come, three days after that, from the advice  
16 that the chief had given me, I departed the town and went to  
17 Ki mandu.

18 THE INTERPRETER: That town is not clear. Can he say it  
19 again.

11:26:39 20 PRESIDING JUDGE: Please repeat the name of the town again,  
21 Mr Witness, for the interpreter, please.

22 THE WITNESS: Ki madugu.

23 MR HODES:

24 Q. Mr Witness, can you spell that for the Court?

11:26:53 25 A. Yes.

26 Q. Please do.

27 A. K-I-M-I-D-U-G-U. Sorry, K-E-M-A-D-U-G-U. Or K-I-M-A  
28 sorry. The spelling is K-I-M-A-D-U-G-U, Ki madugu, because it is  
29 below the Loma mountains. It is one of the 21 villages that is

1 below the Loma Mountain.

2 Q. Again, we are not going to hold you to spelling and I don't  
3 think counsel for the Defence is going to cross-examine you on  
4 your spelling, so just do the best you can.

11:28:07 5 A. No problem.

6 Q. Did anything happen to you in Kimadugu?

7 A. Yes.

8 Q. What happened to you?

9 A. When I went there, luckily for me, I met one ex-service  
11:28:31 10 soldier, one ex-Staff Sergeant Bangalie. We were all in  
11 Wilberforce barracks. He was a friend to my dad. So when I went  
12 and he saw me, he was happy to see me. He told me that I could  
13 stay with him for as long as I want to. It was not up to one  
14 week then his child came, who was a bodyguard to SAJ Musa. We  
11:29:14 15 were calling him Rambo. His real name was Sergeant  
16 Foday Bangalie. When he came we greeted each other and I started  
17 asking him, "Where is SAJ Musa now?" Then he said he left him in  
18 Kabala. But he had come to prepare himself so that he would join  
19 them again. I said, "Okay, that's fine." I said, "After you  
11:30:04 20 have prepared yourself, you should take me along so that I should  
21 go and see him." From that --

22 Q. Mr Witness, I apologise. I'm going to cut you off again.  
23 I apologise for doing this, but again please just answer the  
24 question to the best of your abilities, okay.

11:30:31 25 JUDGE SEBUTINDE: Mr Hodes, there were a number of names  
26 whose spellings we don't have.

27 MR HODES: Yes, Your Honour.

28 Q. Let's start with Staff Sergeant Bangalie. Can you spell  
29 Bangalie for the Court?

1 A. B-A-N-G-A-L-I-E.

2 Q. You also mentioned Foday Bangalie. Can you spell that for  
3 us?

4 A. F-O-D-A-Y, Foday. B-A-N-G-A-L-I-E.

11:31:20 5 Q. Again, Mr Witness, I'm not going to ask you to repeat  
6 verbatim conversations you had so, if you would, just in response  
7 to a question: What happened to you in Kimadugu after you had  
8 this conversation with both Staff Sergeant Bangalie and I believe  
9 you said his son Foday Bangalie, what did you do after you had  
11:31:58 10 these conversations?

11 A. Well, during the conversation, he was angry with me and he  
12 said we were the ones the government was looking out for, we were  
13 the people who the SLPP government were looking out for, so he  
14 wouldn't allow me to stay in the town. So his father didn't  
11:32:21 15 allow him, but he insisted then I said, "Okay, I'm leaving town."  
16 So I left the town --

17 Q. Mr Witness, I'm going to interrupt you again. While I  
18 appreciate what you're saying, I think, for the Court,  
19 conversations don't have to be repeated in detail unless either  
11:32:45 20 myself or the other attorneys are asking for it. So the question  
21 to you was: What happened, or what did you do after you had  
22 these conversations? You understand the question?

23 A. Yes.

24 Q. If you would please answer that question, Mr Witness.

11:33:09 25 A. I departed the town.

26 Q. Thank you. From there, Mr Witness, where did you go?

27 A. I went to one town called Dollah.

28 Q. Did you stay in Dollah?

29 A. Well, I stayed there, but it was not long.

1 Q. Did you leave Dollah?

2 A. Yes.

3 Q. Where did you go from Dollah?

4 A. I went Yirayie.

11:33:50 5 Q. If you would, for the Court, spell Dollah?

6 A. Yes.

7 Q. Please do.

8 A. D-O-L-L-A-H.

9 Q. Yirayie, can you spell that?

11:34:11 10 A. Y-I-R-A-Y-I-E.

11 Q. Mr Witness, if you know, are there other ways to pronounce  
12 Yirayie?

13 A. Well, I think there is only one pronunciation for Yirayie.

14 Q. You only know of one pronunciation?

11:35:04 15 A. Well, because it is close to one town called Sokurala so  
16 they called it Yirayie Sokurala. Because we have Yirayie Badela.

17 Q. Again, Mr Witness, I do hate to interrupt you. The  
18 question to you - and I'm going to try to pose them as simply as  
19 possible - was whether you knew of other pronunciations, not

11:35:27 20 whether it is close to other --

21 MR DANIELS: Respectfully, I think the witness has answered  
22 the question.

23 PRESIDING JUDGE: He has given an explanation as to two  
24 different possible names. He has also said, "I think I only know  
11:35:41 25 of one pronunciation."

26 MR HODES: Thank you.

27 Q. Witness, did you stay in Yirayie?

28 A. Yes.

29 Q. What did you do while you stayed in Yirayie?

1 A. Well, when I was in Yirayie, because at that time things  
2 were difficult to come by. Because we, too, were somehow in  
3 hiding, so I decided to repair their radios. Later on, we left  
4 them in the bush at Yirayie.

11:36:33 5 Q. Did you do anything else while you were in Yirayie?

6 MS THOMPSON: Your Honour, before the witness answers that  
7 question, I think the answer was, "I decided to repair their  
8 radios". I'm not sure who "their" is.

9 JUDGE SEBUTINDE: And he left something in the bush, I  
11:36:56 10 don't know what that was, if you could ascertain those things for  
11 us.

12 MR HODES: Yes, Your Honour.

13 Q. Mr Witness, whose radios did you repair?

14 A. The local people of the town.

11:37:13 15 Q. When you refer to radios, what type of radios are you  
16 referring to?

17 A. Transistor radios.

18 Q. You also mentioned in your answer that you left something  
19 in the bush. What did you leave in the bush?

11:37:33 20 A. Not that I left them, but we cultivated a farm in the bush.

21 Q. Again, this could simply be a translation or interpretation  
22 problem, or maybe I misheard. But in the previous answer you  
23 said you left something in the bush, or left them in the bush.

24 What Defence counsel objected to was the use of "left them in the  
11:38:13 25 bush". By "them", are you referring to people, things? What is  
26 "them"?

27 A. Okay. All right. What happened, I was repairing these  
28 transistor radios in the town until when, one day, troops came  
29 from the north, from that Krubola end, and they transited



1 through --

2 Q. Mr Witness, again, I'm going to cut you off. Again, I'm  
3 going to ask you to listen very closely to the questions that are  
4 being posed to you.

11:38:54 5 A. Yes.

6 Q. You said you left them in the bush. Counsel for the  
7 Defence and the Court would like to know what you refer to by  
8 "them", because you were talking about radios previously.

9 A. Mmm-hmm.

11:39:13 10 Q. My question to you just now is: What did you mean when you  
11 said "them"? Is it people? Is it things? What was "them"?

12 A. All right. What I meant by "them", that first statement  
13 that I made, I said when I entered Yirayie Town at first was that  
14 I was repairing people's transistor radios after which people ran  
15 away and went to the bush. All of us ran away into the bush and  
16 we didn't want to stay in the bush just like that, so we decided  
17 to cultivate a farm. I hope you understand me now.

18 PRESIDING JUDGE: I still don't understand whether he left  
19 the farm, the people or the radios in the bush. Mr Witness, can  
11:40:15 20 you tell us what you left in the bush?

21 [AFRC22SEPT05-RK]

22 THE WITNESS: No, what happened, let me explain it again.  
23 When I was in the town we were in harmony. The town was lively.  
24 So I decided to repair the radios and they were giving me some  
11:40:36 25 money. That was what I was doing for my living. So we were  
26 there when the AFRC troops came from the north and transited  
27 through the town, when we saw these people passing through all of  
28 us ran into the bush. We didn't want to just stay in the bush  
29 like this. So the radios, the people, we left the radios in the

1 town and we ran away into the bush. That is what I meant.

2 MR HODES: Okay.

3 JUDGE LUSSICK: Witness, you didn't leave anything in the  
4 bush, in other words; is that correct?

11:41:12 5 THE WITNESS: We left them in the town and ran away into  
6 the bush.

7 MR HODES: Thank you, Mr Witness.

8 Q. If you would, tell the Court did you stay the bush?

9 A. Yes.

11:41:48 10 Q. What did you do in the bush? Did you do anything in the  
11 bush, first of all?

12 A. Yes, we cultivated a farm there. Myself and the person  
13 with whom I was staying.

14 Q. Did anything happen to you during the time that you were  
11:42:10 15 cultivating this farm in the bush.

16 A. Yes.

17 Q. Tell us what happened to you while you were cultivating the  
18 farm in the bush?

19 A. Well, one day because we had taken all our property in the  
11:42:33 20 bush because we laid a farm. We were weeding the farm. That was  
21 the time that Komba Gbundema and his men suddenly came to us in  
22 the farm and they said that nobody should run. They said if  
23 anybody run they would kill him, they would fire at him.

24 Q. I'm going to stop you at that point, Mr Witness. You just  
11:42:54 25 mentioned the name of Komba Gbundema. Can you spell Komba  
26 Gbundema for the Court to the best of your abilities.

27 A. Yes.

28 Q. Please do.

29 A. K-O-M-B-A, Komba Gbundema it is difficult to spell.

1 Q. Just do your best, you're not being tested here.

2 A. G-B-U-D-E-H-M-A [sic] Gbundema. Komba Gbundema.

3 Q. Did Komba Gbundema, indicate to you who he was?

4 A. According to the way I saw him and the people, the people  
11:44:16 5 with whom I was in the farm, we knew that, yes, he was a  
6 commander.

7 Q. Did he indicate who he fought with?

8 MR DANIELS: Your Honours, there has been no reference made  
9 to fighting.

10 PRESIDING JUDGE: That is quite true Mr Hodes, the witness  
11 said --

12 MR HODES: I will rephrase the question, Your Honour.

13 Q. Did he indicate who he was a commander with?

14 A. Yes.

11:44:56 15 Q. What did he tell you?

16 A. We said when they had come, they were in Koinadugu and that  
17 he was under Superman.

18 Q. If you know, do you know which faction Superman was with?

19 A. Yes.

11:45:26 20 Q. What faction was Superman with?

21 A. Well, it was RUF, but all of them were under one umbrella,  
22 the AFRC by them.

23 Q. Was Komba Gbundema with any other people?

24 MS THOMPSON: Your Honour, before the witness goes on to  
11:45:51 25 answer these questions, there has been a series of questions  
26 asked of this witness, which we haven't objected thus far, but  
27 clearly there hasn't been any foundation laid as to how this  
28 witness acquired the knowledge that he had, A, because, if I go  
29 back into about two or three questions before, he said he knew

1 Komba Gbundema was a commander because of the way he saw him and  
2 then the question was did he say anything to you - so we have now  
3 assumed there was a conversation between the witness and the  
4 Komba Gbundema - and there was an answer. And then the next  
11:46:28 5 question is -- there was an answer concerning Superman, then the  
6 next question is does he know which faction Superman belongs to.  
7 We've had no evidence as to how this witness would, A, know that  
8 Komba Gbundema was a commander and then secondly how he came  
9 about the knowledge that Superman belonged to one faction or the  
11:46:51 10 other. I have no objections to the questions; I just need more  
11 foundation being laid before a question of that sort is put and  
12 before the witness answers this question.

13 PRESIDING JUDGE: Mr Hodes, what is your reply to that?

14 MR HODES: That's fine, Your Honour. I will be happy to go  
11:47:11 15 back and ask him more questions.

16 PRESIDING JUDGE: Yes, I think actually there has been a  
17 lack of foundation particularly in some points raised by counsel.

18 MR HODES: Mr Witness, we're going to go back over some of  
19 your previous answers.

11:47:27 20 Q. With regards to the person you identified as Komba  
21 Gbundema, let's start off with his name. How did you know his  
22 name?

23 A. Well, later when we were taken to Koinadugu, that was the  
24 time that I knew his name.

11:47:46 25 Q. But at that time in the bush you did not know his name?

26 A. Not at all.

27 Q. You also testified that at some point you learned that  
28 Komba Gbundema was a commander, how was it that you knew he was a  
29 commander?

1 A. Because the three soldiers with whom we went were all  
2 answering to him, "Yes, sir".

3 Q. You also told the Court that you know who Superman is and  
4 what faction he belongs to or you know what faction he belonged  
11:48:37 5 to?

6 A. Yes.

7 Q. How did you know what faction Superman belonged to?

8 A. From the time when I arrived in Freetown, Superman's name  
9 was on the air for a very long time. Even before the  
11:49:06 10 intervention of ECOMOG in Freetown on February 13th, I had been  
11 hearing about Superman.

12 Q. And when you say, on the air, exactly, what were you  
13 talking about?

14 A. I read it on paper. I heard it on the news. His name was  
11:49:33 15 always on the news, especially for the fact that he was related  
16 to the RUF conflict.

17 Q. Okay. With regards to Komba Gbundema, did he engage in any  
18 conversations with you in the bush?

19 A. Yes.

11:50:06 20 Q. What did he tell you or what did you talk about with Komba  
21 Gbundema?

22 A. Well, when he met us in the bush, he said let us give him  
23 all that we had, in the form of food. And during the time they  
24 had killed some bush cows and we hauled them on the top of roof  
11:50:32 25 and it was dry and we took this meat, rice and other commodities  
26 we used for food. He said we were to take everything that we had  
27 and that all the things we hid they took everything out and  
28 packed everything on one spot and when I had seen that --

29 Q. Slow down.

1 A. When I had seen that he was not joking at all, I said well,  
2 I asked him whether he would allow to me write a letter to his  
3 boss and he said yes. So I sat down and I took my pen and a  
4 paper and I wrote. But I did not put any person's name; I only  
11:51:23 5 said their commander.

6 Q. Mr Witness, I'm going to stop you again and I'm going to  
7 ask you to please listen to the question that is posed to you and  
8 answer the question that is posed to you. And the question that  
9 was posed to you, Mr Witness was: Did you and Komba Gbundema  
11:51:44 10 have any conversations or did you talk with Komba Gbundema? What  
11 is the answer to that question, please?

12 A. Yes.

13 Q. With regards to your being captured, were there any other  
14 people with Komba Gbundema?

11:52:06 15 PRESIDING JUDGE: Yes, Mr Daniels.

16 MR DANIELS: We were about to say that he did not say that  
17 he had been captured.

18 PRESIDING JUDGE: He talked about the meat and the rice and  
19 such had been taken.

11:52:18 20 MR HODES:

21 Q. With regards to Komba Gbundema and your meeting him in the  
22 bush?

23 A. Um-hum.

24 Q. What happened at that point?

11:52:28 25 A. This is what I was trying to explain. I said I called him  
26 because according to the way I saw them I knew that they were not  
27 joking at all. So I said, well, if he could allow me to write a  
28 letter to his boss.

29 Q. You just said you knew they weren't joking at all. What do

1 you mean by "they weren't joking at all," Mr Witness?

2 A. Because during that time, Komba Gbundema, we had two  
3 families which were merged as one. The women were all raped with  
4 his -- were all raped by him and his three soldiers, and we had  
11:53:19 5 the two women and a little girl who had epilepsy.

6 Q. Mr Witness, I am just going to take you all the way back.  
7 When you met Komba Gbundema in the bush, did he have any weapons?

8 A. They all had weapons, all of -- three of them. He and his  
9 three men had weapons.

11:53:45 10 Q. Did he and/or the three men ever point the weapons at  
11 anyone?

12 A. Yes. They wanted to kill the child that had epilepsy.  
13 They said if it was a problem -- the child was a problem to us,  
14 let us allow him to kill the child. The woman who was the mother  
11:54:15 15 of the child said no, the child should not be killed and that she  
16 was going to take responsibility of the child. So they came to  
17 me.

18 Q. Mr Witness, when you met with Komba Gbundema and the other  
19 soldiers did you feel like you were free to leave his presence?

11:54:36 20 A. It was not possible, no.

21 Q. Why, Mr Witness?

22 A. Because they had already told us that if we moved to go  
23 anywhere, they would fire at us.

24 Q. Thank you, Mr Witness. Mr Witness, the other soldiers that  
11:54:53 25 were with Komba Gbundema, did you at some point learn their  
26 names?

27 A. No, up to now I do not know their names, but I know them by  
28 face.

29 Q. Okay. Did Komba Gbundema order you or the other people in

1 the bush to do anything?

2 A. Yes.

3 Q. What did he order you to do?

4 A. Well, he ordered us to take all the property that was taken  
11:55:44 5 from us. We took that on our head and carried the load to  
6 Yi rayie Town.

7 Q. Mr Witness, did you feel like you could refuse Mr Komba  
8 Gbundema?

9 A. No.

11:56:13 10 Q. Why is that?

11 A. Because they had weapons in their hands and the way I saw  
12 his face, I knew that he meant business.

13 Q. What happened once you got to Yi rayie?

14 PRESIDING JUDGE: Could we have a spelling for Yi rayie,  
11:56:36 15 please, Mr Hodes?

16 MR HODES: I believe it was spelled earlier, Your Honour.

17 PRESIDING JUDGE: I apologise, sorry.

18 MS THOMPSON: Your Honour, are we talking about the same  
19 place because I'm sure I heard this witness say Yarya which is a  
11:56:52 20 town we've heard before. I don't know if I'm getting it wrong,  
21 but we heard Yi rayie earlier on today and I'm sure what he just  
22 said was Yarya, but I'm no -- I don't know if we can just go over  
23 that again.

24 MR HODES:

11:57:16 25 Q. Mr Witness, what village did Komba Gbundema and his men  
26 take you to?

27 A. It was the village in which I resided and the name of the  
28 village is Yi rayie. That was where they brought us because they  
29 took us from the bush. It is the same village in which I was



1 staying with the family with whom I was staying. This is the  
2 village to which we were brought.

3 Q. When you arrived in Yirayie what did you see with your  
4 eyes, Mr Witness? What did you see?

11:57:53 5 A. Well, I saw a lot of things.

6 Q. Tell us what you saw, Mr Witness?

7 A. When we reached the town with all the things that we had on  
8 our heads - rice, meat, and palm oil - I met some other  
9 commanders, they came and stayed in town. The town was as if it

11:58:24 10 was a transit point. You would see some other commanders coming  
11 from the bush with civilians, you would see women pounding rice,  
12 see children, a lot of them carrying loads on their head. It  
13 seems as though the town was a transit town to go to Koinadugu.

14 Q. Did you see anything bad happening in Yirayie?

11:58:48 15 A. In the town, except for the people, the -- except those --

16 THE INTERPRETER: Your Honours, would the witness take it a  
17 little bit slower.

18 PRESIDING JUDGE: Mr Witness, you've speeded up. So could  
19 you go a little slower so the interpreter can interpret you.

11:59:20 20 THE WITNESS: I'm sorry.

21 PRESIDING JUDGE: That's all right.

22 THE WITNESS: Okay. When we arrived in town I saw a lot of  
23 women pounding rice, children carrying loads on their heads  
24 coming to the town, coming from the other small villages.

11:59:36 25 MR HODES:

26 Q. Mr Witness, you indicated before that you saw commanders.  
27 Did you also see soldiers?

28 A. They were mixed.

29 Q. Mr Witness, could you tell whether or not the soldiers were

1 from the AFRC or the RUF?

2 A. Well, it was both.

3 Q. With regards to the women that you saw in Yirayie, did you  
4 ever have a chance to speak to any of these women while you were  
12:00:36 5 in the village?

6 A. At that moment, no. It was later.

7 Q. When you spoke to these women later, what did they tell  
8 you?

9 A. Most of them had been raped. They had looted them and even  
12:00:57 10 the families themselves. So a lot of them had hidden and went  
11 into the bush, except when they went again and caught them and  
12 brought them back.

13 Q. Mr Witness, what did you do once you were in Yirayie?

14 A. Well, at the time when Komba Gbundema took me from the bush  
12:01:34 15 and brought me to the town, I went, I sat among them in the  
16 veranda. We were waiting for time to go to Koinadugu. That was  
17 the time that they told me that what was going to happen was that  
18 I was the one that should take one bag of rice and I should put  
19 it on my head to go to Koinadugu.

12:01:55 20 Q. And, Mr Witness, did you go to Koinadugu?

21 A. Yes, I went there. I put it on my mould head. I put the  
22 one bag of rice on my mould head and I started walking from --  
23 you see, I rested twice before we reached. We left at night and  
24 early in the morning, between 5.00 and 6.00, we arrived.

12:02:26 25 Q. Mr Witness, at any time did you feel you were free to leave  
26 the rice?

27 A. No, it was not possible.

28 Q. Why is that, Mr Witness?

29 A. Because of the way I saw them treating the people that I

1 met in town and the way I saw Komba Gbundema and his men forcing  
2 us, you know, to take the things. Because at one point I told  
3 him that I was tired and he told me that if I said that I was  
4 tired I should be tired for good and let me put down the bag of  
12:03:15 5 rice. So I decided not to put down the rice.

6 Q. When you say that they told you you would be tired for  
7 good, what do you think that meant?

8 A. That was to kill me.

9 Q. Mr Witness, when you walked or when you were walking from  
12:03:37 10 Yirayie to Koinadugu did you see anything on the road?

11 A. Yes.

12 Q. What did you see?

13 A. I saw a lot of corpses on the road.

14 Q. And by "corpse" you mean a dead person?

12:03:57 15 A. Yes.

16 Q. Could you tell, Mr Witness, how these people died?

17 A. Some had bullet wounds. Some were already rotten and they  
18 were lying on the roadside.

19 Q. Mr Witness, at some point did you learn anything about the  
12:04:30 20 dead bodies you saw?

21 A. Yes.

22 Q. How did you learn of the dead bodies you saw on the  
23 roadside?

24 A. When we arrived in Koinadugu Town, that was the time that I  
12:04:54 25 asked the soldiers and they told me that -- they said, "Those  
26 corpses that you saw, it was Superman when he was coming from" --

27 THE INTERPRETER: Your Honours, would the witness go a  
28 little bit slower.

29 PRESIDING JUDGE: Mr Witness, could you speak more slowly.

1 Let the interpreters tell us what you're saying.

2 THE WITNESS: Yeah.

3 PRESIDING JUDGE: Mr Interpreter, do you need to go back a  
4 bit in that answer?

12:05:31 5 THE INTERPRETER: Yes, Your Honour. Where they were  
6 carrying the --

7 THE WITNESS: I asked some of the soldiers. They were the  
8 ones that sold me that. They said it was Superman. They said  
9 when they were bringing his wife from Krubola, she was on a  
12:05:52 10 hammock. So he had ordered that anybody who came before that  
11 woman, they should be fired -- they should be fired at. It was as a  
12 result of that that you had those corpses that you saw on the  
13 way.

14 Q. Mr Witness, did you and the other people from Yirayie  
12:06:25 15 eventually get to Koinadugu?

16 A. Yes.

17 Q. Did anything happen once you arrived in Koinadugu?

18 A. Yes.

19 Q. What happened when you arrived in Koinadugu, Mr Witness?

12:06:53 20 A. Well, when I arrived in Koinadugu, fortunately for me --  
21 because I was in doubt of the presence of the commanders who were  
22 in the camp. So when we were going towards Komba Gbundema's  
23 house in Koinadugu Town I saw a soldier whom I knew, I had known  
24 before. In fact he was my cousin, he was my blood relative by  
12:07:34 25 the name of -- at that time they had commissioned him, he was  
26 Lieutenant Dakowa. When he saw this rice on my head --

27 Q. Mr Witness, could you spell that name for the Court,  
28 please?

29 A. Yes. D-A-K-O-W-A.

1 Q. All right, please go on. You saw Lieutenant --

2 A. Yes. So when he saw me -- in fact, he was the one that saw  
3 me. When he saw me, he shouted my name, and said, "TF1-153", he  
4 said, "Are you doing here, what are you finding here?" Said,

12:08:27

5 "Don't you know that your man is here?" I said, "Which one are  
6 you talking about?" Said, "We are with him." He said, "Solomon  
7 Anthony James Musa." He said he was here. So when he told me  
8 that, you see, I was relieved a little. So the tussle that was  
9 between him and Komba Gbundema, so Dakowa ordered me to throw the  
10 bag on the ground so that I could follow him and go and meet  
11 Solomon Anthony James Musa. But at the end of all that, he was  
12 able to take me from Komba Gbundema and took me to SAJ Musa's  
13 place. So that was what happened when Lieutenant Dakowa met me.

14 Q. Did Lieutenant Dakowa take you to SAJ Musa?

12:09:45

15 A. Yes. Yes.

16 Q. And did anything happen when you met SAJ Musa?

17 A. Yes, he was so emotional.

18 Q. Did you stay with SAJ Musa at that point?

19 A. Yes, from that day I stayed with him.

12:10:17

20 Q. Did you and SAJ Musa have any conversations at that time?

21 A. Yes.

22 Q. Did SAJ Musa say anything about the first accused,  
23 Mr Bri ma?

24 A. Yes.

12:10:46

25 Q. What did he tell you about Mr Bri ma?

26 A. Well, when, Dakowa had taken me and we had seen ourselves  
27 that emotional there, because I had concern to know about  
28 everybody, especially those that were intimate brothers or  
29 friends of mine. So that is the time I asked about Alex Tamba

1 Brima. So he told me that, "Fellow, that of your brother, he  
2 came and met me at Krubola." He said he and Ibrahim Bazy came.  
3 He said, "I did not accept for them to come and meet me at  
4 Krubola Town here." He said, "But because of the soldiers with  
12:11:46 5 whom they came, because they came with a lot of soldiers, and we,  
6 all of us, cannot come and stay here. So I told them that they  
7 were to go and wait for me at one town that is called Yirai a."  
8 It was not the town in which I stayed when I was captured. It  
9 was a town where you had a chief that is called Pa Damba. He  
12:12:27 10 said he went and met them there, so as to search for a camp  
11 between Port Loko and Makeni. He said he had given him manpower.  
12 Q. Let me stop you and slow you down a little bit, Mr Witness.  
13 First of all, you just mentioned another village, also Yirai a.  
14 Do you know the spelling? Is it different, is it the same?  
12:12:44 15 A. It could be the same spelling, but it is a different town.  
16 Q. You also mentioned the name of a chief. What was the name  
17 of the chief?  
18 A. Pa Damba.  
19 Q. Can you spell that for the Court?  
12:13:01 20 A. D-A-M-B-A.  
21 Q. Now, Mr Witness, I believe SAJ Musa was telling you about a  
22 meeting with Mr Brima in this town or in this village Yirai a; is  
23 that right?  
24 A. I don't get you.  
12:13:32 25 Q. What you were just telling the Court was that SAJ Musa met  
26 with Mr Brima in this village called Yirai a?  
27 A. Yes.  
28 Q. Did SAJ Musa tell you about any orders he issued to  
29 Mr Bri ma?

1 MS THOMPSON: Your Honour, I let the first one go, but this  
2 is a leading question.

3 PRESIDING JUDGE: It certainly is, Mr Hodes.

4 MR HODES:

12:14:06 5 Q. Mr Witness, did SAJ Musa tell you anything else about  
6 conversations he may have had with anyone in Yirai a?

7 MR DANIELS: Just before you answer, I think my clients  
8 would like to use the gents.

9 PRESIDING JUDGE: Yes, he should be escorted out. Please  
12:14:33 10 proceed, Mr Hodes. Could you repeat the question for  
11 convenience, please?

12 MR HODES: Sure.

13 Q. The question again is: Did SAJ Musa tell you about any  
14 conversations he had with anyone in Yirai a?

12:14:52 15 A. Yes.

16 Q. Did he tell who he had conversations with?

17 A. Yes.

18 Q. Who did he have conversations with?

19 A. He said he met Gullit and Ibrahim Bazzy.

12:15:12 20 Q. And by Gullit you mean Brima?

21 A. Yes

22 Q. And Bazzy you mean Mr Kamara?

23 A. Yes, sir.

24 MS THOMPSON: This is leading. There is no evidence thus  
12:15:28 25 far that we are talking about one and the same person, that  
26 Gullit is Mr Brima. Let the witness say it himself. And also  
27 that Bazzy is Mr Kamara. The witness has not put the two  
28 identities together to make one person.

29 PRESIDING JUDGE: He did use the word Gullit at one point,

1 Ms Thompson, but I think there is merit in your objection.

2 MR HODES: I'll ask it a different way.

3 Q. Mr Witness, I think I have asked you this before, but  
4 Mr Brima, was he known to you by any other names?

12:15:58 5 A. Yes.

6 Q. What other name was he known to you by?

7 A. Mr Brima was a very good footballer, so they had to give  
8 him the nickname Gullit. It is a name that -- that is why I am  
9 mixing it up, because it's the common name that I know.

12:16:30 10 Q. And if you know, Mr Witness, do you know where the nickname  
11 Gullit comes from? Other than him being a good football player.  
12 Who it refers to?

13 A. No. I feel that based on the fact that he played good  
14 football, because the real Gullit was a good footballer. So they  
15 associated him and that good footballer. So I'm more familiar  
16 with that name Gullit than Alex Tamba Brima. So if you do not  
17 mind I will continue to call him Gullit.

18 Q. Mr Witness, you also referred to somebody that you later  
19 learned to be Bazzy. At that time when you were talking to SAJ  
12:17:35 20 Musa in Koinadugu, at that time, did you know Bazzy's full name?

21 A. No.

22 Q. When you and SAJ Musa spoke, did he use any names in the  
23 conversation he had with you?

24 A. Yes, he called the names of other commanders whom he asked  
12:18:10 25 to go with Gullit and whom he asked to find a base between Port  
26 Loko and Makeni.

27 Q. I haven't quite gotten to the point of asking you what the  
28 conversation was about, but go ahead and tell us what it is that  
29 SAJ Musa told you he told the person you've identified as Gullit.



1 A. He said when Gullit went and met him, let me start from  
2 that point. He said when Gullit went and met him, he said it is  
3 because of the manpower that they went with, he said he did not  
4 allow all of them to go and stay in Krubola Town. So he direct  
12:18:58 5 them to go to Pa Damba's village, Yirai a. When they went there,  
6 in the morning he went and met them. He said that is where they  
7 arranged so that Gullit as a commander could go and find a base  
8 between Port Loko and Makeni. And he said because with him, when  
9 we were with him, Five-Five was with him also. He told him that  
12:19:19 10 -- he said Five-Five and Woyoh should join Gullit to go in search  
11 of a camp between Port Loko and Makeni. That is what he told me.  
12 Then I said, "nnh". He said, but -- can I continue?

13 Q. Go ahead.

14 A. He said, but when they were going, he said they gave him a  
12:19:49 15 radio man. He said he gave him two radio men to go with them,  
16 but from the time that they went, they had not communicated with  
17 him.

18 Q. Mr Witness, I'm going to take you back again to this  
19 conversation and try to clear up something. You had this  
12:20:07 20 conversation with SAJ Musa in which he told you of a meeting in  
21 Koinadugu, right -- not in Koinadugu, in Yirai a?

22 A. Yes, yes.

23 Q. And he told you of telling Gullit to go find a base between  
24 Port Loko and Makeni?

12:20:34 25 A. Yes.

26 Q. Mr Witness, did he tell you the names of other commanders  
27 that were asked to go with Gullit?

28 A. Yes, I have shown them. He said Five-Five and Woyoh should  
29 join Gullit --

1 MR KOROMA: I think I will object at this stage. There is  
2 no evidence before this Court that they were commanders. There  
3 is no basis for that statement. There is no evidence that  
4 SAJ Musa was speaking to commanders.

12:21:19 5 PRESIDING JUDGE: Is that one or two objections, Mr Koroma?

6 MR KOROMA: My objection, My Lord, is that there is no  
7 evidence that SAJ Musa spoke with commanders.

8 PRESIDING JUDGE: Mr Hodes, your reply?

9 MR HODES: Your Honours, in fact, what is being testified  
10 to is a communication between SAJ Musa and this witness about  
11 what SAJ Musa told Gullit, and I believe that the witness is  
12 testifying that SAJ Musa used the term "commanders". This isn't  
13 some independent knowledge that the witness is testifying to.  
14 This is his testimony with regards to the conversation he had  
15 with SAJ Musa in which SAJ Musa used the term "commanders" to  
16 describe Five-Five and Woyoh.

17 PRESIDING JUDGE: Yes, we'll allow the question on the  
18 basis that, as you say, Mr Hodes, he is recounting a conversation  
19 and he has already made a reference to commanders.

12:23:16 20 MR HODES: May I continue?

21 PRESIDING JUDGE: Yes, please do so.

22 MR HODES:

23 Q. Mr Witness, did SAJ Musa say who he met with in Yirai a? I  
24 just want to clear that up?

12:23:40 25 A. What he told me, he said -- he said Gullit and Ibrahim  
26 Bazy Kamara had gone and met him in Krubola. He said he did not  
27 allow him to enter the town because they went with manpower, they  
28 went with troops, so he asked them to go their town in Pa Damba's  
29 village. So the next morning he went and met them. When he met

1 them that is when they arranged so that Gullit --

2 Q. Mr Witness, I'm going to stop you, real quickly and again  
3 I'm going to ask you please just listen to the question whether  
4 it's from me or from Defence counsel later on. Please just  
12:24:29 5 listen to the question and do your best to answer the question  
6 and the question I just posed to you was: Did SAJ Musa tell you  
7 who he met with in Yiraiia? Not how they got there, when they got  
8 there, but who they met there in Yiraiia?

9 A. They met Alex Tamba Brima and Ibrahim Bazzy Kamara.

12:25:04 10 Q. Thank you, Mr Witness. And again just to clear things up,  
11 did SAJ Musa tell you what he asked or ordered Gullit to do?

12 A. Yes.

13 Q. And what was that?

14 A. He said they should go in search of a base between Port  
12:25:39 15 Loko and Makeni .

16 Q. Now can you spell Port Loko for the Court?

17 A. Yes.

18 Q. Please do?

19 A. P-0-R-T L-0-K-0.

12:25:56 20 Q. And could you spell Makeni for the Court?

21 A. M-E-K-A-N-I [sic] -- M-E-K-E-N-I [sic], Makeni .

22 Q. And Mr Witness, you just testified that SAJ Musa told you  
23 that he told them to go find a base?

24 A. Um-hum.

12:26:28 25 Q. One last time, who is "them"? Who did he tell to go find a  
26 base?

27 A. He told Gullit and Bazzy.

28 Q. And just to get all this out, did SAJ Musa at that point  
29 tell you the names of other people that he sent with Gullit and

1 Bazzy to find this base?

2 MR KOROMA: May it please Your Honour. Again I will  
3 object. I think there must be finality in that line of evidence  
4 in-chief. The witness -- Your Honour, my objection is that there  
12:27:13 5 must be finality in that line of evidence in-chief because the  
6 witness has categorically stated to this Honourable Court the  
7 people that SAJ Musa sent to go and open a base between Port Loko  
8 and Makeni. But my learned friend keeps asking the same question  
9 over and over to the witness.

12:27:34 10 JUDGE LUSSICK: I understand that he said Gullit and Bazzy  
11 were ordered but the last question were other people told to go  
12 with him. I think the question is not objectionable.

13 MR KOROMA: As Your Honour pleases.

14 MR HODES:

12:27:56 15 Q. Did SAJ Musa tell you about any other people that were to  
16 go with Gullit and Bazzy to find this base?

17 A. Yes.

18 Q. Please tell the Court who SAJ Musa told you was to go find  
19 the base.

12:28:12 20 A. Well, at that time he said, Five-Five and Woyoh were with  
21 him. He said so -- he said take these two people and add them up  
22 to Bazzy and Gullit, Gullit's men so they could go and search for  
23 a base.

24 Q. So you spell Woyoh For the Court?

12:28:46 25 A. W-0-Y-0 [sic].

26 Q. Did SAJ Musa talk to you about being in touch with Gullit  
27 when Gullit went to find this new base?

28 A. Well at that moment when I came he said since the time that  
29 Gullit left they did not have any contact during that time. So

1 he was preparing to go in search of him.

2 Q. While you were there did SAJ Musa do anything to locate  
3 Gullit?

4 A. Yes.

12:29:38 5 Q. What did SAJ Musa do to locate Gullit?

6 A. Well, when I was there about a week later, I saw him call  
7 Commander O-Five, then he gave him five signallers with one radio  
8 set. He said he should go and locate where Gullit was.

9 Q. When you say signallers, what do you mean by signallers?

12:30:15 10 A. Well, I mean the radio operators.

11 Q. Did SAJ Musa at some time after that have any communication  
12 with O-Five?

13 A. Yes.

14 Q. Do you know what the content of that communication was?

12:30:58 15 A. Yes.

16 Q. How do you know that?

17 A. Because when they had gone about two weeks later it was  
18 then that O-Five contacted SAJ saying he had located where Gullit  
19 were.

12:31:23 20 Q. Did SAJ Musa at that time do anything once he had that  
21 information?

22 A. Yes, he was happy to contact Gullit again.

23 Q. And did SAJ Musa at that point give any orders to the  
24 troops?

12:31:59 25 MR DANIELS: We don't know which troops you're referring  
26 to.

27 MR HODES: I can clarify.

28 PRESIDING JUDGE: Thank you.

29 MR HODES:

1 Q. Did SAJ Musa at that time give any order to the troops and  
2 soldiers in Koinadugu?

3 MR DANIELS: I hate to keep rising, but we are not aware of  
4 any troops and soldiers in Koinadugu.

12:32:27 5 MR HODES: I'll clear it up, Your Honour.

6 PRESIDING JUDGE: I do recall a reference to "men" but I  
7 think it would be wise to clear it up.

8 MR HODES:

9 Q. When you were in SAJ Musa in Koinadugu, did he have any  
12:32:48 10 soldiers under his control?

11 A. Yes, he had many soldiers under his control.

12 Q. And would SAJ Musa issue orders to his troops under his  
13 control?

14 A. Yes. He did give orders to the men who were under his  
12:33:20 15 control.

16 Q. And once you heard from O-Five as to where Gullit was, did  
17 he issue any orders as to what to do next?

18 A. Yes, because at that time there was confusion, you see. So  
19 at that time I was in that town when I was captured, so I was  
12:34:01 20 there when I heard some serious firing. After I heard --

21 Q. Mr Witness, maybe I didn't understand. Did you just say  
22 you were captured at that time?

23 A. I said where they captured me.

24 Q. Okay. And what are you referring to when you say that?

12:34:27 25 A. Well, I'm trying to, just as you're asking me whether SAJ  
26 gave orders. Yes, SAJ did give order for the soldiers to  
27 evacuate the town where I was at that particular time, that is  
28 what I'm trying to express, because there was confusion between  
29 himself and Superman.

1 Q. Okay.

2 A. So I was in Yirai a Town when I heard some serious firing,  
3 but I had the feeling, I had the feeling that it was the ECOMOG  
4 troops who were in Kabala that had come to dislodge SAJ's troops  
12:35:17 5 who were in the Koinadugu Town.

6 Q. Mr Witness, again I'm going to ask you and I know you know  
7 a lot and you experienced a lot but I'm going to ask you again,  
8 both for myself and for Defence counsel when they're asking you  
9 questions, to please listen to the question and try to answer the  
12:35:36 10 question. And the question to you, Mr Witness, was after SAJ  
11 Musa had this communication with O-Five, did he issue any orders  
12 to his troops?

13 A. Well, at that point, we were not in Koinadugu any more.

14 Q. I didn't ask you where you were.

12:36:02 15 A. Yes.

16 Q. I asked you if he issued any orders, Mr Witness?

17 A. Yes.

18 Q. What were those orders?

19 A. He said all the soldiers should prepare themselves because  
12:36:29 20 we were going to join Gullit in the camp between Port Loko and  
21 Makeni .

22 Q. Thank you, Mr Witness. At some point did you and SAJ Musa  
23 and his troops leave Koinadugu?

24 A. Yes.

12:37:03 25 Q. Where did you go from Koinadugu, you and SAJ Musa and the  
26 troops?

27 A. Well, all of us met at Tumani a Town. Because I was not  
28 present when he left the town. I was in Yirai a. So I went and  
29 met him in Tumani a Town.

1 Q. Did you and SAJ Musa and the troops stay in Tumania --  
2 first of all, actually, let me ask you this: Can you spell  
3 Tumania? And if I'm mispronouncing it, I apologise to everyone.

4 A. The way I spell Tumania is T-U-M-A-N-I-A.

12:38:18 5 Q. And again, the question to you now is: Did you and SAJ  
6 Musa and his soldiers stay in Tumania Town?

7 A. Yes.

8 Q. How long did you stay there?

9 A. Well, we were there for about two to three weeks.

12:38:42 10 Q. And at some point did you leave Tumania Town?

11 A. Yes.

12 Q. Did you leave with SAJ Musa and his troops?

13 A. Yes.

14 Q. Where did you all go from Tumania Town?

12:39:08 15 A. Well, we went and joined Gullit in the camp that he had  
16 formed between Makeni and Port Loko.

17 MR HODES: Your Honours, I'm about to get into a long line  
18 of questions with regards to this particular aspect of the case.

19 PRESIDING JUDGE: Well, in that case, I think it might be  
12:39:39 20 appropriate to adjourn at this point. Before we adjourn, I would  
21 just like to refer to something I said earlier this morning and  
22 remind all of those persons in the public gallery, both members of  
23 the media and any other persons that are present of the  
24 obligation to protect the identity and security of the witness.  
12:40:04 25 So if by chance names were heard or anything that was seen that  
26 could help identify this witness, it must be kept only in the  
27 public gallery. It must not be repeated or misused in any way  
28 outside.

29 On that basis, Madam Court Attendant, would you please



1 adjourn court until 2.15.

2 MS GUNSTONE: Court rise.

3 [Luncheon recess taken at 12.43 p.m.]

4 [AFRC22SEP05D - SV]

14:15:21 5 [Upon resuming at 2.18 p.m.]

6 PRESIDING JUDGE: Yes, Mr Hodes, please proceed.

7 MR HODES: Thank you, Your Honour.

8 Q. Just to play it safe, Mr Witness, I believe you had been  
9 telling us about yourself and SAJ Musa and his troops being in

14:15:44 10 Tumania Town?

11 A. Yes.

12 Q. Again, to play it safe, if you can spell Tumania for the  
13 Court?

14 A. Yes.

14:15:51 15 Q. Please do.

16 A. T-U-M-A-N-I-A.

17 Q. Did you and SAJ Musa and his troops at some point leave  
18 Tumania Town?

19 A. Yes, we left that town.

14:16:37 20 Q. And where did you and SAJ Musa and his troops go from  
21 Tumania Town?

22 A. We went and met with O-Five.

23 Q. Where did you meet O-Five?

24 A. It was in one town called Kambia Mackloo.

14:17:13 25 Q. Can you spell Kambia Mackloo for the Court?

26 A. Yes.

27 Q. Feel free.

28 A. K-A-M-B-I-A M-A-C-K-L-O-O.

29 Q. Were any other soldiers present other than O-Five in Kambia

1 Mackl oo?

2 A. Well, it was that commander that was sent by Gullit to  
3 receive us -- to receive SAJ Musa.

4 Q. Again, Witness, I'm going to ask you to listen to my  
14:18:17 5 question and then try to answer my question. The question I  
6 asked you was were there any other soldiers with O-Five in Kambia  
7 Mackl oo? In other words, was he alone or were there other  
8 soldiers?

9 A. He wasn't alone. It was the troop that he commanded that  
14:18:41 10 went and received us.

11 Q. Thank you, Mr Witness. Did you and SAJ Musa and his troops  
12 go anywhere from Kambia Mackl oo?

13 A. Yes.

14 Q. Where did you go from Kambia Mackl oo, you and SAJ Musa and  
14:19:11 15 the troops?

16 A. We went to the base which was founded by Gullit which was  
17 between Makeni and Port Loko.

18 Q. Mr Witness, was this base near any town or village that  
19 you're aware of?

14:19:46 20 A. Well, to my knowledge, yes.

21 Q. If you could tell us what town or village was the base  
22 close to?

23 A. Well, it was a town closer to a place called Rosos but it  
24 was code named Colonel Eddie Town.

14:20:27 25 Q. Mr Witness, at some point, just to be clear, did you and  
26 SAJ Musa and his troops arrive in what you've described as Camp  
27 Eddie Town or Colonel Eddie Town?

28 MS THOMPSON: I think the evidence is Colonel .

29 JUDGE SEBUTINDE: The witness said Colonel .

1 THE WITNESS: I said camp. I said camp.

2 MR HODES:

3 Q. Camp Eddie Town or Colonel Eddie Town, did you --

4 A. I did not say Colonel Eddie Town. I said Camp Eddie Town.

14:21:10 5 Q. Mr Witness, did you, SAJ Musa and the troops arrive in this  
6 place called Eddie Town?

7 A. Well, I -- it was in a camp that was situated between  
8 Makeni and Port Loko and the town was located between these two  
9 areas. But when we went there the town was code named Eddie

14:21:43 10 Town.

11 Q. Okay, Mr Witness, again I'm going to ask you to try to  
12 listen to my question and try to answer my question to the best  
13 of your abilities. The question I just asked you was: Did you  
14 and SAJ Musa and the troops under SAJ Musa's command at some time  
15 arrive in this location called Eddie Town?

14:22:05

16 A. I don't understand. I don't understand. I don't know what  
17 you meant.

18 Q. Okay, let me try to ask it some other way. Did you and SAJ  
19 Musa and his troops walk out of Kambia Mackl oo?

14:22:43

20 A. Yes.

21 Q. When you walked with SAJ Musa and the troops under his  
22 command, did you reach a destination?

23 A. Yes.

24 Q. What was that destination called, Mr Witness?

14:23:05

25 A. It was called Rosos.

26 Q. Now, Mr Witness, you just indicated that there was a  
27 village named Rosos. Can you spell that for the Court?

28 A. Yes.

29 Q. Please do.

1 A. R-0-S-0-S.

2 Q. And is the village the same place as the base?

3 A. To my understanding, yes.

4 THE INTERPRETER: The interpreter is sorry, the attorney --  
14:23:56 5 would like the attorney to speak through the mic. It's getting a  
6 problem to interpret for the witness. That aside, the witness is  
7 far away a bit from the mic.

8 PRESIDING JUDGE: Mr Witness, did you hear what the  
9 interpreter said?

10 THE WITNESS: No.  
14:24:14

11 PRESIDING JUDGE: Mr Interpreter, could you just make sure  
12 that you hear the witness clearly and if necessary we'll move  
13 again.

14 THE WITNESS: All right. Okay.

15 PRESIDING JUDGE: Mr Hodes, please proceed.  
14:24:35

16 MR HODES: Thank you, Your Honour.

17 Q. Mr Witness, you indicated that there is a village named  
18 Rosos; right?

19 A. Yes.

20 Q. Can you spell that for the Court?  
14:24:47

21 A. Yes.

22 Q. Please do.

23 A. Rosos, R-0-S-S-0-S [sic].

24 Q. And, Mr Witness, did you and SAJ Musa and the soldiers, the  
14:25:19 25 troops under his command, did you go some place from Rosos?

26 A. Yes.

27 Q. Tell us where you went from Rosos?

28 A. Well, we crossed the little Scarcies River. We passed  
29 through Mange Bureh to Maforki, Mamusa, we came in between Mamusa

1 and Lunsar.

2 Q. Mr Witness, I'm going to take you back a second. Are you  
3 telling the Court that the base was called Rosos now?

4 A. Well, the base, it was called Rosos but it was code named  
14:26:19 5 Eddie Town.

6 Q. Okay. In Eddie Town --

7 A. Yes.

8 Q. -- did you and SAJ Musa see any of the other soldiers under  
9 Gullit's command?

14:26:47 10 A. Yes.

11 MS THOMPSON: We don't know that Gullit was commanding  
12 anything or anybody.

13 PRESIDING JUDGE: I think there's been references in the  
14 course. Allow me to ask -- Mr Hodes, you have heard the  
14:27:01 15 objection by counsel for Mr Brima.

16 MR HODES: I believe that's exactly right, Your Honour. I  
17 believe that the witness has already testified that SAJ Musa  
18 indicated back in their meeting in Koinadugu that SAJ Musa  
19 ordered Gullit and Bazzy and as joined by Five-Five and Woyoh to  
14:27:21 20 go with troops to find this other base. But if that's not what  
21 the Court recollects --

22 PRESIDING JUDGE: I have a recollection that there were  
23 several references to Bazzy and Gullit's going with troops.

24 MS THOMPSON: Sorry, I was saying that's right, but there's  
14:27:39 25 no evidence that Gullit was commanding these troops. The  
26 evidence was that he was ordered by SAJ Musa to go with these men  
27 and other people to go and find a base. That was the evidence.  
28 I don't have any recollection -- certainly my notes don't say  
29 anything about Gullit having been put in command.

1 PRESIDING JUDGE: He's been referred to as a commander.

2 MR HODES: I'll try to clarify that as well, Your Honour.

3 Q. Mr Witness, I'm going to take you back a second and ask you  
4 to recall the conversation you had with SAJ Musa when you and he  
14:28:28 5 were together in Koinadugu?

6 A. All right.

7 Q. And the conversation I'm going to refer you to is the one  
8 in which he told you about ordering Gullit to find a base between  
9 Port Loko and Makeni, as you've already testified.

14:28:44 10 A. Okay.

11 Q. Did SAJ Musa indicate to you who was in command of that  
12 particular detail?

13 A. Yes.

14 Q. Who did he tell you was in command of that detail?

14:29:10 15 A. The base that they went to search for, it was Alex Tamba  
16 Brima, Gullit, who was the commander.

17 Q. When you got to this camp, which is code named Eddie Town,  
18 did you hear anything about Gullit?

19 A. Yes.

14:29:43 20 Q. Who told you and SAJ Musa -- let me take you back. Did  
21 somebody approach you and SAJ Musa at that time?

22 A. Yes.

23 Q. Who approached you and SAJ Musa?

24 A. It was Commander Ti to.

14:30:18 25 Q. And did Commander Ti to say anything to you and SAJ Musa?

26 A. Yes.

27 Q. Tell the Court what you heard Commander Ti to -- and if you  
28 would spell Ti to for the Court first?

29 A. T-I-T-T-O [sic].

1 Q. If you would tell the Court what it is that Commander Tito  
2 told you and SAJ Musa?

3 A. Well, as they arrive in the camp, about three yards for us  
4 to enter the camp, we met Tito seated with his men, with some  
14:31:10 5 soldiers that he commanded. Then he offered SAJ Musa a powerful  
6 sniper gun. He said that was his welcoming gift. We were there,  
7 he explained that, "On days of your arrival, you met us with a  
8 problem." He said, "Because Commander Gullit, Alex Tamba Brima",  
9 he said he had called us on one meeting. He said he was in doubt  
14:31:53 10 as to who would come to command the whole troops.

11 Q. I'm going to stop you, when you said "He said that there  
12 was doubt as to who would command the troops", who was he? I'm  
13 going to ask you to use names when you are referring to people.

14 A. Okay. When we speak Krio, it is just like English. Since  
14:32:20 15 I have called the name, I will use the pronoun instead of using  
16 the name. So that is the difference. That's why if I say "he",  
17 I'm referring to the same person.

18 Q. In Court things are different and so if I stop you and ask  
19 you to identify who "he" is, it's because we need to be clear.

14:32:43 20 Okay?

21 A. Okay. It's all right. It's all right. Okay.

22 Q. Now you just said that "he" was telling about --

23 A. Okay.

24 Q. So which "he" are you referring to? Are you talking about  
14:33:01 25 Commander Tito or somebody else? So please use names when you  
26 say who was speaking.

27 A. Okay. Let me try it once again all over. Well, I don't  
28 know the particular "he" I'm referring to, so let me continue,  
29 let me try it. As we were about to enter the camp we met

1 Commander Ti to seated. Ti to offered SAJ Musa a powerful sniper  
2 gun and he said that was his welcoming gift which he gave to SAJ.  
3 He said on his arrival SAJ met a hell of a problem. Then SAJ  
4 asked him, "What is the problem?" Then Ti to told him that he  
14:33:56 5 knew that Gullit had summoned us to a meeting to inquire from us  
6 as to who could control the overall troop that we came with. And  
7 he went further to ask us who were the people that were for him  
8 and those people that were for you.

9 Q. When you say, Mr Witness who was for him and who was for  
14:34:28 10 you, that's where we need some clarification; okay?

11 A. Okay.

12 Q. Now this is Commander Ti to talking?

13 A. Yes. That is the people that were in support of Alex Tamba  
14 Brima and those that were in support of SAJ Musa. Those are the  
14:34:52 15 people that I'm referring to.

16 Q. Thank you, Mr Witness.

17 A. Okay.

18 Q. What else -- did Commander Ti to say anything else to you?

19 A. Yes, he said it to SAJ and myself. Both of us were there.

14:35:14 20 Q. What else did he tell you?

21 A. So I'll continue with the same thing, so to tell you the  
22 events of the thing that happened. So after he had told him  
23 this, SAJ asked him, said, "Well, who were in support of me?"  
24 Then Ti to started telling him that well, Bazy himself did not  
14:35:44 25 agree. He said because he was told -- he was informed and asked  
26 a question, "Don't you know the person that is coming to control  
27 you; was it not the man that gave you command?" Then he said,  
28 "Now the camp is divided."

29 Q. Mr Witness, I'm going to ask you to try to use the same



1 words throughout. And so when Commander Tito said who supported  
2 SAJ and who supported Gullit, if you would please tell the Court  
3 the names of the individuals, if there were names, that Tito  
4 mentioned who supported SAJ. And, again, if you could use that  
14:36:32 5 language I think it would help us get through your testimony.

6 A. Well, the ones that were supporting Commander Gullit were  
7 Five-Five, Woyoh, Abdul Sesay, Colonel Eddie, then with other  
8 officers. On SAJ's side were Tito, Ibrahim Bazzy Kamara, Bomb  
9 Blast, Coach Gibono and some other commanders. These were the  
14:37:24 10 men that I knew were supporting the two sides.

11 Q. I think just to go over the names and make sure we have  
12 spellings. Abdul Sesay, if you could spell Abdul Sesay for the  
13 Court?

14 A. A-B-D-U-L-A-I [sic] S-E-S-A-Y.

14:37:56 15 Q. And I believe the Court has already heard Bazzy, Tito and  
16 Bomb Blast, but just to be clear there's also Coach Gibono. If  
17 you could spell that for the Court.

18 A. For myself it is difficult for me now.

19 Q. No problem.

14:38:21 20 MR HODES: I have C-O-A-C-H, and the last name G-I-B-O-N-O.

21 Q. Mr Witness --

22 A. Yes.

23 Q. -- did Tito tell you and SAJ anything else?

24 A. Yes.

14:39:05 25 Q. What else did he tell you and SAJ Musa?

26 A. Because when we had arrived in the evening, then he said he  
27 had consulted the chiefs down the river.

28 THE INTERPRETER: Pardon, can the witness repeat the last  
29 part of his testimony?

1           PRESIDING JUDGE: Mr Witness, would you repeat the last  
2 part of your answer for the interpreter, please.

3           THE WITNESS: He said yes. I said yes. He said the  
4 chiefs -- Ti to said the chiefs that were down the river, that's  
14:39:47 5 by the Little Scarcies, he said they had wanted to see SAJ  
6 because of the things that had happened in and around the camp.  
7 But it was during the night. Then SAJ said in the morning he  
8 would go there.

9           MR HODES:

14:40:07 10 Q. Mr Witness --

11 A. Then he said again --

12 Q. Mr Witness --

13 A. All right.

14 Q. I was just asking you about what Ti to told you and

14:40:21 15 SAJ Musa. So I'd like you to limit your answer to what you were  
16 told by Ti to. Is that okay?

17 A. All right.

18 Q. And I assure you we'll get to all these other things. But  
19 if you would just listen to the question and try to answer the  
14:40:41 20 question. Did Ti to tell you and SAJ Musa about anything else?

21 A. Yes, because -- yes.

22 Q. Again, what else did he tell you and SAJ Musa?

23 A. He said Gullit had accused people as witches and he had  
24 locked them up.

14:41:20 25 Q. Did he tell you the names of the people that Gullit had  
26 accused of being witches?

27 A. Yes.

28 Q. Go ahead and tell us the names that Ti to told you and SAJ  
29 Musa.

1 A. One was a soldier called Amos, nicknamed the Lion. The  
2 other one was Bio, a commander. Then with another soldier who  
3 was accused of killing his companion by the name of Junior Lion.  
4 So there were about eight to nine women in the prison cell.

14:42:21 5 Q. Did Tito say anything about the women in the prison cell?

6 A. Well, he did not explain in detail, so I did not find out.

7 THE INTERPRETER: Pardon, sorry, correction by interpreter.  
8 "He did not explain in details. It was I who found out."

9 MR HODES:

14:42:53 10 Q. Mr Witness, in your presence did anyone else come and talk  
11 to SAJ Musa when you arrived in Eddie Town?

12 A. Yes, yes.

13 Q. Who else came and spoke to SAJ Musa in your presence?

14 A. Coach Gibono came. Commander Coach Gibono came and talked  
15 to him with other soldiers. So since that day we arrived, he  
16 treated them at interval. He did not allow them to come -- all  
17 of them to come together at the same time.

18 Q. Let's start with Coach Gibono. Were you there when Coach  
19 Gibono spoke to SAJ Musa?

14:43:54 20 A. Yes, yes.

21 Q. What did Coach Gibono tell SAJ Musa in your presence?

22 A. Well, he told SAJ that -- he said, "Please sir," he did not  
23 know what had happened with Alex Tamba Brima. He said this  
24 man -- he said even when we were in town, he was cool, calm and  
14:44:32 25 very nice to live with, but he had just changed in the camp.  
26 Then he said so even the order -- the orders he gave him to  
27 search for camps between Port Loko and Makeni, he said he  
28 searched for the camps but the route that he took from Kurubonla  
29 end to Port Loko, all the route that they took they caused

1 trouble.

2 Q. Did Coach Gibono explain to you and SAJ Musa --

3 A. Yes.

4 Q. -- what he meant by he caused trouble? Let me actually  
14:45:27 5 rephrase the question. Did Coach Gibono tell you and SAJ Musa  
6 who he meant when he said he was causing trouble?

7 A. Well, he was referring to Gullit because he was the  
8 commander of the troops. It was he that gave orders.

9 Q. Okay. Now, when Coach Gibono told you and SAJ Musa that  
14:45:54 10 they were causing trouble, that Gullit and the troops were  
11 causing trouble, what is it that he told you happened?

12 A. Well, he said along the towns which they left to -- the  
13 route they used through the towns to Rosos, he said most of the  
14 villages, they burnt them down and in certain areas they  
14:46:23 15 amputated people's hands, killed a lot of people en route.

16 Q. If you recall, Mr Witness, did Coach Gibono tell SAJ Musa  
17 in your presence the names of any towns or villages that Gullit  
18 and his troops passed through?

19 A. Yes. I can only recall one now.

14:46:57 20 Q. Please tell us what village you recall him talking about?

21 A. For instance, Karina.

22 Q. And do you know how to spell Karina, Mr Witness?

23 A. Yes.

24 Q. Please spell it for us?

14:47:26 25 A. K-A-R-I-N-A.

26 Q. Mr Witness, did Coach Gibono talk about anything else to  
27 SAJ Musa in your presence?

28 A. Well, most of the discussion, we had it and there were  
29 soldiers that came to him making complaint.

1 Q. Do you remember the names of any of the soldiers that came  
2 and made complaints?

3 A. I knew them facially, but as of now I cannot call their  
4 names.

14:48:27 5 Q. Do you remember what these soldiers told SAJ Musa in your  
6 presence?

7 A. Yes.

8 Q. Please tell us what these soldiers told SAJ Musa in your  
9 presence.

14:48:51 10 A. Well, I was -- because a soldier came and met us that  
11 evening after Tito and Coach had seen SAJ and they left, because  
12 I had not wanted them to see them because we were tired. But he  
13 insisted that he should see SAJ because he had wanted to -- made  
14 a complaint to SAJ with regard Gullit. He said Gullit used to  
15 send them in the bush so that they would kill them -- so that  
16 they could kill them for their wives and when they had been sent  
17 there and they were away, then he will take their wives as his  
18 own wives. So that is the way a lot of the men lost their lives.

14:49:22 19 Q. Did these soldiers say anything else again to SAJ Musa in  
20 your presence?

21 A. Well, he said a lot, but I cannot recall now.

22 Q. As a result of all of these conversations, Mr Witness, did  
23 SAJ Musa do anything?

24 A. Yes, he did something.

14:50:25 25 Q. Tell us what did SAJ Musa do as a result of these  
26 conversations?

27 A. Well, during the evening that Tito told him that the chief  
28 had wanted to see him, he made up his mind to see the chiefs in  
29 the morning down the river. He, Tito and others went there, but

1 he left me behind. He said let me find out why Gullit arrested  
2 those people. So when SAJ was not -- had left, I went to Gullit,  
3 Alex Tamba Brima. I said, "The news we heard are not good news."  
4 Then he said what. I said, "Well, people have complained that  
14:51:19 5 you've arrested people, saying that they were witches and  
6 wizards."

7 Q. I'm going to ask you to slow down, Mr Witness. I know  
8 you've got a lot to say, but if you would just slow down for the  
9 interpreter I think he'd probably appreciate it.

14:51:35 10 A. All right, okay. So, I myself said, I said myself had gone  
11 to the prison cell. I said I had seen about eight to nine women  
12 there and I had also seen soldiers there. Then he told me  
13 that --

14 Q. Who is he, Mr Witness? Who is he?

14:52:05 15 A. Gullit, Alex Tamba Brima, told me that -- he said for  
16 Junior Lion, he fired at his companion, that was why we detained  
17 him. He said but for the others, they were witches and wizards.  
18 He said the women, they made a plan to disturb our movement in  
19 the town. He said if I don't believe, there is one witch doctor  
14:52:41 20 that would soon arrive to prove that he was not saying any lies.  
21 Then I said okay. So during the evening we were summoned to a  
22 very big field. All of us went there. He, myself and the other  
23 commanders, but when we went and sat there --

24 Q. Mr Witness --

14:53:09 25 A. Yes.

26 Q. -- I'm going to take you back for a second.

27 A. No problem.

28 Q. Did you speak to anyone other than Gullit when you went to  
29 see the people in the prison cell?

1 A. Well, during that night -- the morning, when SAJ had left  
2 for the riverside, I went and saw Bazzy --

3 Q. Mr Witness, I apologise and again I'm going to ask you to  
4 listen to the question I'm asking and try to answer the question  
14:53:53 5 I'm asking?

6 A. Okay.

7 Q. And, like I said, I know that you have a lot to say to the  
8 Court and you want the Court to hear everything, but the question  
9 I had for you was fairly straightforward and it was: Did you

14:54:08 10 talk to anyone else when you went to the prison cell or was  
11 Gullit the only person you spoke to?

12 A. No, when I went I spoke to the commander who was in front  
13 of the prison. I asked him what happened, why the people were in  
14 prison. The MP commander who was in prison -- in charge of the  
14:54:40 15 prison, I spoke to him.

16 Q. And what did he tell you?

17 A. He said well, these people, they were brought -- they said  
18 they were witches and wizard and that I am in charge of them.

19 Q. Did you speak to anyone else?

14:55:06 20 A. Yes, I spoke to the women, but I was not able to talk to  
21 the men who were in prison.

22 Q. Mr Witness, if you recall, what did the women tell you?

23 A. Well, the women said they were just accused for nothing,  
24 they just came to punish them. The way I saw them myself, I have

14:55:39 25 seen that they had been seriously tortured and I decided to  
26 explain this to SAJ when he came from the river. Then if you  
27 allow me to continue now how I managed to know that it was false  
28 I will explain.

29 Q. Well, actually, Mr Witness, I want to ask you about

1 something you just said, if that's okay?

2 A. Okay.

3 Q. You said that you could see that they had been -- I believe  
4 you said tortured?

14:56:19 5 A. Yes.

6 Q. If you would, tell us exactly what you saw.

7 A. Yes.

8 Q. Tell us what you saw that made you believe that these  
9 people had been tortured.

14:56:40 10 A. To start with, the women, their hair, it was as if they  
11 were cut off, as if they were removed. Some parts the hair was  
12 removed; the other part they were not properly removed. If you  
13 see a women in short hair form you will see that she is punished.  
14 And even they, themselves, they told me that they had been

14:57:08 15 manhandled.

16 Q. Okay. Now, Mr Witness, they told you they had been  
17 manhandled, did they explain what they meant by manhandled?

18 A. Well, I did not ask them that question.

19 Q. What is your understanding of manhandled?

14:57:50 20 A. Thank you. When somebody has lived under the power  
21 without -- when somebody live without his own will, he's under  
22 somebody.

23 Q. I'm not sure I understood that. Could you say that again  
24 and maybe say it nice and slow?

14:58:19 25 A. Okay.

26 Q. What is your understanding of manhandled, if somebody says,  
27 "I was manhandled"? And please explain.

28 A. When you are treated in the way that you are not pleased or  
29 beyond your own expectation. When you are not pleased with it



1 and it is something that is bad to you.

2 Q. Tell me what else happened, if anything, with regards to  
3 the people in the prison cell?

4 A. Well, as I have been saying, when I went and met them  
14:59:34 5 there, I returned and met Alex Tamba Brima and asked him. I  
6 said, "The pa said I should investigate about this issue, about  
7 these people who are in prison." Gullit said, "Forget about  
8 those people. Ask about Junior Lion, he had just killed his  
9 companion. But the other ones, they are witches and wizards.

15:00:01 10 They are disturbing the movement in the town." If I didn't  
11 believe, he said there is a witch doctor who would come and prove  
12 that they are witches and wizard. So we waited. In evening they  
13 summoned us to the field. When they summoned us to the field,  
14 the witch doctor came. He performed his ceremonies, but at the  
15:00:31 15 end he was not able to do anything. So when I left the field, I  
16 returned. I explained to him SAJ Musa gave direct orders for the  
17 prisoners to be freed. So I think that was all.

18 Q. Okay. Based on the information that SAJ Musa had received,  
19 do you know if SAJ Musa did anything with the information he  
15:01:12 20 received from Colonel Tito and Coach Gibono?

21 A. Yes. Later when he came from the river, when he came up,  
22 he told me, he said, "TF1-5 [sic], really what Gullit did in this  
23 area did not impress me." He said, "I sent him here to be in  
24 harmony with these people", because he didn't know how this  
15:01:52 25 programme would end. "Now look what the chiefs have told me."

26 He said Gullit had killed a lot of people in that area. He  
27 didn't have good image. But what I will do -- what SAJ will do,  
28 he said he will leave him like that, because he needed him for  
29 them to come down Freetown. He said when they reach Freetown, it

1 was at that time that he would know what to do. In fact, he  
2 said --

3 Q. Mr Witness, I'm going to go ahead and stop you at this  
4 point. I'm going to try to take you back again. The question  
15:02:41 5 that I asked you was that, as a result of the information that  
6 was given to SAJ Musa by Colonel Tito and Coach Gibono, did he,  
7 SAJ Musa, do anything at that point? I believe you started to  
8 refer to it in another answer but I'm going to ask you to sort of  
9 start from the beginning; okay?

15:03:07 10 A. Okay, all right.

11 Q. So, if you would, please tell the Court what, if anything,  
12 SAJ Musa did once he had this information from Colonel Tito and  
13 Coach Gibono?

14 A. Well, after he had heard this information he ordered that  
15:03:32 15 Gullit hand over the camp to him. So Gullit ceremoniously handed  
16 over power back to SAJ Musa. Then SAJ Musa became the ground  
17 commander of the whole troops, of the entire troops. Then he  
18 decided and said well, he will assemble the whole troop and talk  
19 to them. When he assembled the troops the other day to talk to  
15:04:13 20 them, he warned them. He said well, now he had understood all  
21 the problem that had taken place in and around the camp. He said  
22 but --

23 Q. Mr Witness, again I'm just going to stop you for a second  
24 and I'm going to ask you again. Based on the information that  
15:04:38 25 SAJ Musa got from Tito and Coach Gibono, did he at some point --  
26 he, SAJ Musa, at some point leave Eddie Town?

27 A. Well, except when we all went together. I do not  
28 understand really. Once more.

29 Q. So if that's the answer, then that's the answer. To your

1 knowl edge --

2 A. Yes.

3 Q. -- when SAJ Musa received this information from Colonel

4 Ti to --

15:05:37 5 A. Yes.

6 Q. -- beyond what you've already described about talking to  
7 the troops and to Gullit, did he do anything, SAJ Musa, with the  
8 information? Did he do anything or go anywhere based on that  
9 information?

15:06:00 10 A. Well, I cannot remember except when we left the town.

11 Q. Okay. Mr Witness, did you see any civilians in Eddie Town?

12 A. Yes.

13 Q. Did you see any young children in Eddie Town?

14 A. Yes.

15:06:19 15 Q. What were the young children doing?

16 A. They were called the Small Boys Unit, SBU.

17 Q. Were these children armed? In other words, with guns.

18 A. Some were having, some were not.

19 Q. And, to the best of your knowledge, did these children  
15:07:02 20 belong to anyone in particular?

21 A. Well, to my knowledge, they were for the camp, because we  
22 met them at Rosos.

23 Q. So these children didn't come with you and SAJ Musa and SAJ  
24 Musa's troops?

15:07:28 25 A. No, we came with some of them.

26 Q. How many did you see when you arrived in the camp?

27 A. I cannot give the number. They were many.

28 Q. Mr Witness, why don't you go ahead and finish what you were  
29 saying before. I believe I interrupted you when Gullit had

1 turned over command of the troops and then SAJ had all the troops  
2 assembled. Did anything happen after that?

3 A. Yes. Well, after assembling the troops he warned  
4 everybody. He said he came with his soldiers to go to Freetown.

15:08:37 5 If they reach Freetown, let everybody changes his name that is  
6 danger for people. Names like Burn Hose, Cut Hand, those type of  
7 names. Everyone should change those names. He said where he had  
8 came from he had known that --

9 Q. Mr Witness, I'm going to stop you whenever you start using  
15:09:02 10 names, whether it's names of villages or names of people, and ask  
11 you to spell that for the Court; okay? So if you can -- you have  
12 just mentioned a couple of names. If you would spell those names  
13 for the Court?

14 A. Like which ones?

15:09:18 15 Q. You just mentioned, I think, nicknames of some of the  
16 soldiers. Cut Hand I think you said. I don't know; I didn't  
17 understand the other one.

18 A. No, I said he told them that they should change their  
19 names. I didn't refer to any particular person. He said names  
15:09:36 20 like Burn Hose, Cut Hand, Road Block. He said they should change  
21 those names because it was very dangerous. He said --

22 Q. Mr Witness, that's exactly what I'm referring to. You just  
23 mentioned three names, Burn Holes or something to that effect,  
24 Road Block, and I don't know what the third one was.

15:10:03 25 PRESIDING JUDGE: Cut Hand.

26 MR HODES:

27 Q. Cut Hand. Whenever you use a name, whether it be a person  
28 or a village, I'm going to ask you to please try to spell that  
29 for the Court.

1 A. Well, I want you to understand that was not the name of a  
2 person. Those were names that he had heard, that he was trying  
3 to stop them from using them.

4 Q. Okay, go ahead.

15:10:47 5 A. He said they should stop using those names. Because, he  
6 said, when he was in London he had understood that they had to  
7 build a Special Court for Sierra Leone. He said the Court would  
8 be -- will take care of all those who committed crimes. He said  
9 he, as a lawyer, he said he was the right person to be able to  
10 defend his troops. And so that was why he came to bring -- to  
11 take the troops to Freetown. And those troops should fight  
12 within the realm of war.

13 Q. Okay, Mr Witness. At some point did SAJ Musa order the  
14 troops under his command to leave Eddie Town?

15:11:47 15 A. Yes.

16 Q. And where did you and SAJ Musa and the troops go?

17 A. Well, Camp Rosos area is a swampy area. So when we decide  
18 to leave there we crossed the Little Scarcies. While coming we  
19 met heavy deployment at Mange Bureh. So we decided to  
15:12:34 20 bulldoze -- to pass through Mange Bureh, Maforki, until we come  
21 between Mamusa and Lunsar. So that was where SAJ planned his  
22 first attack, at the highway while coming. But he divided his  
23 soldiers into four battalions. Commander Bazzy was the advanced  
24 troop leader. Commander Brima, Gullit, was in charge of the 2nd  
15:13:25 25 Battalion. Then SAJ Musa was at the headquarters. Then  
26 Five-Five was the commander of the blocking forces.

27 So when we arrived at Lunsar, it was there that SAJ planned  
28 his first attack. When we reached between Mamusa and Lunsar, it  
29 was there that SAJ planned his first attack on Lunsar and it was

1 Commander O-Five that led that attack. The attack was  
2 successful. They brought a lot of military hardware, they  
3 brought food. So from there we left there. We passed between  
4 Mamusa and crossed the Gberi Bridge. We bypassed Masiaka and we  
15:14:41 5 came to Gberi bana, which was called West Side.

6 Q. Let me stop you at this point, you mentioned Lunsar. Can  
7 you spell Lunsar for you us?

8 A. Yes.

9 Q. Go ahead.

15:14:59 10 A. L-U-N-S-A-R.

11 Q. You mentioned Mamusa.

12 A. Yes.

13 Q. Can you spell that for us.

14 A. M-A-M-U-S-A.

15:15:21 15 PRESIDING JUDGE: Mr Hodes, we've had the name of the  
16 little Scarcies River about three times, could we get that one  
17 too, please.

18 MR HODES:

19 Q. You mentioned, I think it is Scarcies River. Can you spell  
15:15:38 20 that one for us as well?

21 A. L-I-T-T-L-E Little. S-C-A-R-C-I-E-S Scarcies.

22 PRESIDING JUDGE: Thank you.

23 MR HODES:

24 Q. Go ahead, Mr Witness.

15:16:12 25 A. So when we reached Gberi bana.

26 Q. Can you spell that for us as well, please?

27 A. G-A-R-I-E-B-A-N-A [sic].

28 JUDGE SEBUTINDE: There was also a name of a bridge, that I  
29 didn't quite get.

1 THE WITNESS: Gberi , yes, Gberi .

2 MR HODES:

3 Q. Can you spell that for the Court as well ?

4 A. Yes.

15:16:37 5 Q. Go ahead.

6 A. G-B-R-A-Y B-R-I -D-G-E [si c].

7 Q. Go ahead, Mr Wi tness.

8 A. So, when we reached Gberibana, SAJ decided to hit the  
9 highway. So he called all hi s commanders. They planned an

15:17:15 10 attack on RDF. That was Sumbuya. The commander of that  
11 operation was Commander Terminator. I did not know hi s real

12 name. So that attack was successful . He brought a lot of  
13 weapons, food. Few days later, he planned another attack. So

14 SAJ planned the attack on Masiaka. He appointed Commander Papa

15:18:03 15 17 to go for that operation. May hi s soul rest in perfect peace.

16 He was not able to come again. He died in the war. But hi s men

17 brought a lot of arms. So because SAJ was so confident of hi s

18 firing power, he decided to leave Gberibana -- Gberibana, sorry.

19 So when we wanted to leave Gberibana, the ECOMOG troops began by

15:18:51 20 shelling to our direction from Mile 38. While they were shelling

21 on us, SAJ Musa organised again. He appointed Commander Ti to.

22 He said he needed mortar bombs that they use to fire. So he did

23 not give them to a lot of soldiers. When they went, after a few

24 hours, we all see them coming with three mortar barracks and two

15:19:39 25 boxes full of bombs.

26 Q. Who is "they", Mr Wi tness?

27 A. That was the commanders and hi s troops who went for the

28 assignment that SAJ Musa send them to. That was Commander Ti to.

29 When they brought those weapons, SAJ Musa had extra zeal for us

1 to find our way to come to Freetown. So in the evening, we  
2 decided to pass through RDF again that is called Sumbuya.

3 Q. Can you spell Sumbuya for the Court?

4 A. S-U-M-B-U-Y-A.

15:20:46 5 JUDGE SEBUTINDE: Mr Hodes, what do the initials RDF stand  
6 for?

7 MR HODES: I will ask the witness.

8 Q. Mr Witness, if you know, you've just indicated that Sumbuya  
9 was also known as RDF. What does RDF stand for?

15:21:00 10 A. Well, I will say nearly 50 per cent of Sierra Leoneans know  
11 that checkpoint that they call RDF. To my own understanding, I  
12 know that the soldiers were calling it RDF. It was a place that  
13 they used to block, that checkpoint.

14 Q. You have to slow down, Mr Witness. I have heard you say  
15:21:29 15 things that are clearly not getting interpreted, so you need to  
16 slow down so the interpreter can keep up with you, okay. If you  
17 would, repeat. To the best of your knowledge the initials RDF,  
18 what do they stand for. Not what anybody else knows, what do you  
19 know those initials stand for?

15:21:55 20 A. Rapid Deployment Force.

21 Q. Okay, can you go ahead again with --

22 JUDGE SEBUTINDE: Sorry again, Mr Hodes. I think it is the  
23 speed with which he -- did I hear him mention a Papa 17?

24 MR HODES: Yes, Your Honour.

15:22:18 25 JUDGE SEBUTINDE: What was that all about?

26 MR HODES: Papa 17 was the commander that, I think,  
27 attacked Masiaka, if I'm not mistaken.

28 THE WITNESS: Correct.

29 MR HODES: And who died during the attack.



1 Q. Is that correct, Mr Witness?

2 A. It is correct. It is correct.

3 Q. Now, I believe the last incident that you testified to was  
4 in reference to Colonel Ti to coming back from an attack at Mile  
15:23:17 5 38 and having acquired a significant amount of ammunition and  
6 supplies. I may have missed a step or two but, if you would,  
7 take us from there.

8 A. Okay. Shall I forge ahead?

9 Q. Yes.

15:23:39 10 A. Okay. From there, when SAJ Musa had possessed all those  
11 weapons, he decided to come to Freetown. So one evening he said  
12 that everybody should advance towards Freetown. So when we  
13 arrived at Sumbuya at the checkpoint called RDF, we met a fresh  
14 deployment there again. We are seriously resisted. But SAJ's  
15:24:46 15 troop responded with heavy firing manpower until, finally, we  
16 were able to dislodge them. During that attack, they captured  
17 four guns. Later on, I came to understand that they were GPMG  
18 guns and with a lot of ammunition. From there, we did not waste  
19 time. We came directly at Mobrown area. We were there --

15:25:33 20 Q. Can you spell that for the Court?

21 A. -- SAJ made another plan.

22 Q. You just mentioned an area.

23 A. Yes.

24 Q. Can you spell that for us.

15:25:42 25 A. Mobrown. M-O-B-R-O-W-N.

26 Q. What is that near? Is that near any town or village?

27 A. Yes, it is adjacent Four Mile. It is closer to Four Mile  
28 than Waterloo.

29 Q. Can you spell those two towns or villages that you've just

1 mentioned?

2 A. Yes.

3 Q. Please do.

4 A. F-O-U-R M-I-L-L-E. W-A-T-E-R-L-O-O.

15:26:42 5 Q. Did anything happen from Mobrown?

6 A. Yes.

7 Q. Tell us what happened.

8 A. Well, while we were there during that time, the ECOMOG

9 troops had sensed that we are nowhere again, but we are within

15:27:07 10 that axis so they started shelling very seriously towards our own

11 position. During that time when we arrived, it was almost SAJ

12 Musa's birthday, so he decided not to do anything, but to rest.

13 But the only thing we ourselves -- he deployed us in ambushes so

14 that they would not be able to penetrate our own area.

15:27:56 15 Q. Were there any attacks after SAJ Musa's birthday?

16 A. Yes.

17 Q. Where?

18 A. That was the day he planned to hit Waterloo and Benguema.

19 Q. Do you recall when that happened?

15:28:27 20 A. I cannot remember the date, but I knew when it happened it  
21 was December, late December.

22 Q. If you remember the date, what was SAJ's birthday?

23 A. SAJ was born on the 17th of December.

24 Q. And these attacks took place sometime after that date?

15:29:07 25 A. Yes. Yes.

26 Q. What happened in the attacks on Waterloo and Benguema?

27 A. Well, those attacks at Benguema, they were successful,

28 because when we went and we arrived in Waterloo, all the

29 civilians came out. They surrendered themselves and supported

1 SAJ Musa and they were happy and -- with all the troops that  
2 came, so they too said they would march with us to Freetown  
3 because they said the ECOMOG troop had been treating them badly.  
4 So we were seated at the highway, myself, SAJ Musa and Coach. We  
15:30:10 5 were drinking wine, so one journalist was brought called Kabbah  
6 Kargbo. Then they told him that -- SAJ told him that, "Have you  
7 seen what had happened?" He said, "No." He said, "I release  
8 you. Go to Freetown." He said, "Go and tell my people that I  
9 will enter Freetown. But while entering Freetown, I will enter  
15:30:47 10 there with a barrel of a gun." So that night he, together with  
11 some policemen and civilians, SAJ released them. They moved  
12 towards Hastings.

13 So we are sitting. Gullit sent a message through Colonel  
14 Eddie. So Colonel Eddie himself, when he came, because he was  
15:31:25 15 afraid to meet SAJ, he sent Pastor, that was one of SAJ's  
16 bodyguards. He said, "Go and tell the Pa that Benguema is  
17 difficult to capture, although we captured Waterloo, but  
18 Benguema, there is a very strong resistance there." He said, "Go  
19 and tell him." Then myself, at that point --

15:31:54 20 Q. Mr Witness, I'm going to stop you at this point. Again,  
21 I'm going to ask you to try not to repeat every word of every  
22 conversation that you heard during the course of this experience.  
23 You indicated that there were attacks on Waterloo and Benguema  
24 sometime after SAJ Musa's birthday. If we could speed the  
15:32:33 25 process a little bit, what was the final result of the attacks on  
26 Waterloo and Benguema?

27 A. Well, I was about to reach that point when you stopped me.  
28 Shall I continue?

29 Q. Please. Please do.

1 A. All right. So when Colonel Eddie had sent this message,  
2 then Pastor told SAJ that time I and Coach Gibono and SAJ were  
3 seated. Then we said, "Mmm, Pa," that we are referring to SAJ,  
4 "We don't want you to answer to this call. This time, the word  
15:33:35 5 is very serious." But he told us something that made us not to  
6 resist. Well, he took off. He was very angry and asked us if he  
7 wasn't a soldier. When he asked us that question, I and Coach  
8 Gibono looked at each other.

9 Q. Mr Witness.

15:33:59 10 A. Yes.

11 Q. I thought you understood that we just wanted to get to what  
12 the final results were of these particular attacks.

13 A. Yes.

14 Q. I admit that I thought you understood that we wanted to get  
15:34:12 15 to that point.

16 A. Okay.

17 Q. Can you just tell us that if the attacks by SAJ Musa and  
18 his troops against Benguema and Waterloo were successful or not  
19 successful?

15:34:30 20 A. Very, very successful.

21 Q. Thank you, Mr Witness. Thank you very much.

22 A. No problem.

23 Q. Can you tell me what happened, if anything, after the  
24 attacks were completed successfully?

15:34:53 25 A. Yes.

26 Q. I don't need to hear about any conversations right now. If  
27 there are any, I will be happy to ask you about them. What  
28 happened, if anything, after these attacks on Waterloo and  
29 Benguema had been completed successfully?

1 A. Well, what happened, during that night it was almost dawn.  
2 So after a very long battle, everybody was tired, so we were  
3 finding a place to rest. Well, I was given somebody who was  
4 under my care, so I decided to find a hideout so that when the  
15:35:47 5 jets came in the morning, they could not locate me.

6 Q. Mr Witness.

7 A. Yes.

8 Q. Did something of any importance or significance to the AFRC  
9 happen --

15:36:04 10 A. Yes.

11 Q. -- after the successful attacks on Benguema and Waterloo?

12 A. Yes.

13 Q. Tell us of what importance or significance happened after  
14 these successful attacks?

15:36:26 15 A. SAJ Musa died.

16 Q. Thank you, Mr Witness. As a result of SAJ Musa's death, do  
17 you know who became the commander of the forces of the AFRC? And  
18 that's a yes or no question.

19 A. In the jungle, yes.

15:36:54 20 Q. How is it that you know who the commander of the AFRC  
21 forces became? How is it that you came to know that information?

22 A. Well, I'm pretty sure that as I'm explaining, you wouldn't  
23 stop me again.

24 Q. I assure you, I won't stop you, as long as you are  
15:37:23 25 answering the question. So the question is: How is it that you  
26 came to know who the AFRC commander became?

27 A. Well, how I did come to know, when I came back to the place  
28 where SAJ Musa was buried, that's where I met Gullit, Five-Five,  
29 Woyoh and other commanders, celebrating that the command had

1 changed and Gullit was the commander of the troops at that  
2 moment.

3 Q. Did you hear them say that?

4 A. I heard them and they summoned me to a meeting.

15:38:15 5 Q. And at that meeting, it was said that Gullit would be the  
6 commander of the AFRC at that point?

7 A. Well, it was he himself who chaired the meeting.

8 Q. Did Gullit say anything? Did he speak at this meeting?

9 A. Well, at that particular time, he did not give a direct  
15:38:46 10 speech. He was just -- he did not give a direct speech.

11 Q. Did anyone say in your presence - and I'm going to be as  
12 specific as I can be - did anyone say in your presence who the  
13 new commander of the AFRC forces was?

14 A. Yes. It was a unanimous decision. In that meeting, it was  
15:39:22 15 said that it was Gullit who will take over the command after SAJ  
16 Musa.

17 Q. Do you know after SAJ Musa's death and after Gullit had  
18 become commander of the forces whether or not Gullit was in  
19 communication with anyone outside of the AFRC?

15:39:51 20 A. Yes, I came to understand. I came to understand after SAJ  
21 had died. We were in the jungle mourning SAJ's death when Gullit  
22 said he had received -- that he had received a message of  
23 sympathy from Mosquito.

24 Q. Do you know if there was anything else discussed in the  
15:40:24 25 communication between Gullit and Mosquito?

26 A. Well, during that time, I was traumatised. I felt bad  
27 about the entire thing.

28 Q. What did Gullit and the troops do next?

29 A. After they had buried towards X-mas Day, that was the time

1 Gullit planned the first attack on Tombo. So after he had made a  
2 plan, it was Five-Five who was the commander of the troop that  
3 went to Tombo. They went. They were unsuccessful, and they lost  
4 a lot of men in that place, so when they withdrew, they burnt a  
15:41:31 5 lot of houses there and they collected some food. They came back  
6 to the bush and met us there.

7 Q. There were any other attacks at Tombo. Before I ask you  
8 that, can you spell Tombo for the Court, please?

9 A. Yes.

15:41:56 10 Q. Please do.

11 A. T-O-M-B-O.

12 Q. After the attack on Tombo, were there any other attacks?

13 A. Yes.

14 Q. Where?

15:42:07 15 A. After we failed in that attack, we went up to York. During  
16 that time, we are finding our way to come to Freetown, so it was  
17 during that time that Gullit made a plan on an attack on York,  
18 but that attack again was not successful.

19 Q. Did anything happen after the attack on York?

15:42:45 20 A. After the attack at York, yes, we came around the Picket  
21 Hill. At that time, we have lost some men at the peninsula  
22 jungle. Then we came around Picket Hill. That is overlooking  
23 Hastings.

24 Q. Can you spell that hill for us?

15:43:15 25 A. Picket Hill? P-E-A-K-E-T H-I-L-L [sic].

26 Q. Go ahead, tell us what happened after you went through  
27 Picket Hill?

28 A. So when we are on that hill, we could see Hastings, the  
29 Atlantic Ocean on to Lungi. While there, we saw ECOMOG troops

1 coming. They were airlifted to Hastings. As they were brought  
2 to Hastings --

3 THE INTERPRETER: Sorry, the interpreter cannot get the  
4 last segment of the witness's statement.

15:44:11 5 PRESIDING JUDGE: Just pause, Mr Witness. Mr Interpreter  
6 didn't hear what you said. Which part, Mr Interpreter? After  
7 the airlifting of the ECOMOG?

8 THE INTERPRETER: Yes, Your Honour.

9 PRESIDING JUDGE: Mr Witness, can you go back to your  
15:44:26 10 evidence where you talked about ECOMOG being airlifted to  
11 Hastings and repeat what you said.

12 THE WITNESS: All right. Okay. Well, the government troop  
13 were airlifted -- were airlifting the ECOMOG troops from Lungi  
14 Airport to Hastings barracks, to Hastings airfield. And all the  
15:45:01 15 movement that they were making, the ECOMOG troops were making,  
16 our troops saw them. So then Commander Gullit made an advance on  
17 them, but this time around the attack was successful. They came  
18 with a lot of things like uniforms, food, that were shared  
19 amongst everybody. So during the evening, because of the  
15:45:42 20 weapons, Gullit had added to the ones that we had before this  
21 time, he made up his mind that we should attack Hastings proper.  
22 But at that time when we arrived at Hastings, we realised that  
23 the presence of the troops that were there were not all that was  
24 strong, so it was easy for us to overcome the troop.

15:46:13 25 But the stiff resistance was at Jui. When we went, we met  
26 another fresh deployment at Jui that very night. The fight, the  
27 battle there, lasted nearly eight to nine hours and, later,  
28 Commander Bazy was able to push the troops to Kossoh Town so  
29 that our troop would be able to cross the bridge between Jui and



1 Allen Town. So when Commander Bazzy pushed the troops, the  
2 entire troop that was in the peninsula jungle crossed the Orugu  
3 Bridge until they reached Allen Town. At Allen Town we waited  
4 for Commander Bazzy to join the troops. So we were there, Gullit  
15:47:48 5 called me again. He said -- sorry. I'm sorry, I have called my  
6 name again.

7 Q. I didn't hear it. Mr Witness, what happened in the  
8 conversation between you and Gullit?

9 THE INTERPRETER: The attorney's mic is not on.

15:48:10 10 MR HODES:

11 Q. Mr Witness, what happened in the meeting between you and  
12 Gullit at that time?

13 A. Well, during that time he called me and said, "Well, we are  
14 now preparing to go to Freetown." He said so, he understood that  
15:48:40 15 SAJ Musa's wife was at Pademba Road prisons and that he had the  
16 belief, with his fighters, they would be able to open Pademba  
17 Road prisons and free the prisoners there. He said when they  
18 were able to open the Pademba Road prisons, that anybody that  
19 would tell SAJ Musa's wife that SAJ had died, that person would  
15:49:19 20 be executed. Then I said okay. So I left them there, I came to  
21 my own place where I was and it was from that point that we  
22 entered Freetown in January 6.

23 Q. Mr Witness, do you recall Gullit issuing any orders to  
24 anyone other than yourself with regards to anything in particular  
15:50:02 25 as to the Freetown invasion?

26 A. Well, although he talked to his men in my presence, what I  
27 heard, because during that meeting when he called me he was  
28 trying to know how the deployment was along the road from Allen  
29 Town. At that time he had captured two to three policemen. He

1 was trying to interview them. There policemen explained to him  
2 about all the deployments to come to Freetown, so later he  
3 released the policemen. When we remained to ourselves, he gave  
4 orders as to how -- what will happen when we entered Freetown,  
15:51:04 5 because the policemen were our arch-enemies. So then he said  
6 they were aiding the government, so their barracks should be  
7 burned down and they should not leave. I think I will stop here  
8 so far.

9 Q. Mr Witness, to your knowledge did anything happen at  
15:51:51 10 Pademba Road during the course of this invasion?

11 A. Yes.

12 Q. What happened on Pademba Road?

13 A. Well, it was on that day that they broke and opened the  
14 prisons.

15:52:24 15 Q. You have already indicated that Tina Musa, I believe, was  
16 in Pademba Road prison. Do you know who else was released from  
17 Pademba Road prison that day?

18 A. Yes. There were prominent people in the prison, people  
19 like Hilton Fyle, the former BBC reporter. There was Nancy  
15:52:53 20 Steele. I didn't know if she was a politician in this country.  
21 There was one lawyer. There was also ex-President Momoh and many  
22 other dignitaries that the government had condemned that it had  
23 put in prison, and with one gentleman that was called Steve Bio.  
24 Yes, I think so -- let me remember those ones for now.

15:53:36 25 Q. If you know, who was Steve Bio?

26 A. Well, Steve Bio was -- he pretended to be a businessman in  
27 this country, but I believe that -- to my understanding, they  
28 said he used to buy weapons for the government that was in power.

29 Q. If you know, Mr Witness, were any other soldiers or rebels

1 released from Pademba Road Prison?

2 A. Yes.

3 Q. Can you estimate how many soldiers were released from  
4 Pademba Road Prison?

15:54:31 5 A. There were many. The only RUF prominent man that I was  
6 able to recognise was Gibril Massaquoi. Later he came out and he  
7 was even moving along with Steve Bio.

8 Q. Mr Witness, where did you stay during these first days of  
9 the invasion of Freetown?

15:55:15 10 A. Well, the few days when we entered Freetown, I was behind  
11 PWD, an area called Moyiba.

12 Q. Can you spell that for the Court?

13 A. M-O-Y-I-B-A.

14 Q. And that's here in Freetown?

15:56:00 15 A. Yes.

16 Q. During the first few days of the invasion did you ever go  
17 towards the front?

18 A. No, I did not go to the front.

19 Q. Did you ever go towards the State House?

15:56:30 20 A. Yes, I went to the State House.

21 Q. Did you see anything at State House?

22 A. Yes.

23 Q. What did you see at State House, Mr Witness?

24 A. Well, when I reached State House I saw almost all the  
15:56:51 25 prisoners. When they were removed, they were brought to the  
26 State House, so one soldier took me and we went in. At that time  
27 I met Five-Five, Alex Tamba Brima. They said, well, I have met  
28 them, why did I come there. I said, well, I myself came to see  
29 and ask them how have you gone about doing a buffer zone.

1 Q. Mr Witness, again I'm really not asking you about  
2 conversations that you had at the State House. I would, by all  
3 means, like you to go ahead and tell us about those  
4 conversations, but the question I asked you was: Did you see  
15:57:50 5 anything at the State House?

6 A. Yes. I saw the prisoners, then I also saw corpses.

7 Q. Where did you see corpses, Mr Witness?

8 A. Inside the State House, in one of the rooms.

9 Q. How many corpses did you see, Mr Witness?

15:58:14 10 A. They were more than three. They did not put on a uniform,  
11 they only wore shorts and they had vests, but they told me that  
12 they were soldiers.

13 Q. Who told you? Who told you they were soldiers?

14 A. There was one soldier who explained to me about them.

15:58:48 15 PRESIDING JUDGE: Mr Hodes, we are at the time when we  
16 normally adjourn on our new, revised agenda. Is this a  
17 convenient time or do you wish to complete this line of  
18 questioning?

19 MR HODES: We could finish in the morning, Your Honour.

15:59:08 20 PRESIDING JUDGE: Thank you, Mr Hodes. We will adjourn  
21 now. Before we do, there are two matters. I would like to  
22 remind the people in the public gallery of what I said earlier  
23 this morning, in case there are some people who were not here  
24 this morning, that any names or any matters that could identify a  
15:59:29 25 witness must not be revealed outside. Anyone who has heard names  
26 or seen anything is not to repeat them outside the limitations of  
27 the public gallery. That's the first thing.

28 Secondly, Mr Witness, I would like to remind you that you  
29 are still under oath. Your evidence will continue tomorrow.

1 Between now and the time all of your evidence is finished, you  
2 should not discuss your evidence or this story with anyone else.  
3 Did you understand what I said?

4 THE WITNESS: Yes.

16:00:02 5 PRESIDING JUDGE: Thank you.

6 [Whereupon the hearing adjourned at 4.04 p.m.,  
7 to be reconvened on Friday, the 23rd day of  
8 September 2005, at 9.15 a.m.]

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WITNESSES FOR THE PROSECUTION:

WITNESS: TF1-153 5

EXAMINED BY MR HODES 5