



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

THURSDAY, 8 JUNE 2006  
9.20 A.M.  
TRIAL

TRIAL CHAMBER II

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Before the Judges:	Richard Lussick, Presiding Julia Sebutinde Teresa Doherty
For Chambers:	Mr Simon Meisenberg Ms Evelyn Campos Sanchez
For the Registry:	Mr Geoff Walker
For the Prosecution:	Mr Karim Agha Mr Charles Hardaway Ms Maja Dimitrova (Case Manager)
For the Principal Defender:	Ms Prudence Acirokop (intern)
For the accused Alex Tamba Brima:	Mr Kojo Graham Ms Glenna Thompson Mr Ibrahim Foday Mansaray (legal assistant) Ms Rebecca Cohen (intern)
For the accused Brima Bazy Kamara:	Mr Andrew William Kodwo Daniels Mr Mohamed Pa-Momo Fofanah Ms Louisa Songwe (legal assistant)
For the accused Santigie Borbor Kanau:	Mr Geert-Jan Alexander Knoops Ms Anne-Marie Verwiël (legal assistant)

1 [AFRC08JUN06A - RK]

2 Thursday, 8 June 2006

3 [Open session]

4 [The accused present]

09:23:30 5 [Upon commencing at 9.20 a.m.]

6 WITNESS: ACCUSED ALEX TAMBA BRIMA [Continued]

7 [The witness answered through interpreter]

8 PRESIDING JUDGE: Good morning. I will remind you,

9 Mr Brima, you are still on your former oath to tell truth. Yes,

09:23:57 10 Mr Graham.

11 MR GRAHAM: Good morning, Your Honours.

12 EXAMINED BY MR GRAHAM: [Continued]

13 Q. Good morning, Mr Brima.

14 A. Good morning, sir.

09:24:18 15 MR GRAHAM: Your Honours, I'm going to start this morning  
16 by reading a paragraph from the indictment, specifically Registry  
17 page 6242, and it's paragraph 14 of the indictment:

18 Q. "After the 25 May 1997 coup d'état, a governing body, the  
19 Supreme Council, was created within the junta. The Supreme  
09:25:00 20 Council was the sole executive and legislative authority  
21 within Sierra Leone during the junta. The governing body  
22 included leaders of both the AFRC and RUF."

23 Mr Brima you have heard me read paragraph 14 of the  
24 indictment. I'm going to ask you a few questions in that regard.

09:25:55 25 A. Yes, sir. Before you ask me any question, I have some  
26 concerns or problems to raise with this Court.

27 PRESIDING JUDGE: Have you discussed these with your -- I  
28 beg your pardon. What are you referring to, Mr Brima?

29 THE ACCUSED BRIMA: Well, My Lord, we have some detention

1 problems that are disturbing us which I want to raise to this  
2 Court. The detention problem is that we are opened at 7 o'clock  
3 in the morning. Then we only have two bathrooms; initially we  
4 had four. And those two bathrooms, we are facing very serious  
09:26:49 5 problems, because we the nine detainees are supposed to wash in  
6 those two bathrooms. This is one of the problems we are facing  
7 which I think I should bring to your knowledge. Because we have  
8 one of our detainees, who is Chief Norman, who is seriously ill,  
9 he will take long in the bathroom. We had requested to the  
09:27:33 10 detention staff that the bathroom should be increased. This is  
11 the constraint that we are facing in detention which I want to  
12 bring to your knowledge, that these are some of the problems that  
13 we have which make us to be late to come to the office. Because  
14 before I go for a bath I have to go to the doctor to check my  
09:27:58 15 pressure if I come to the Court.

16 We have tendered this complaint to the chief of detention,  
17 asking him to increase the bathrooms because we have serious  
18 problems among the detainees. So this, the problem I'm bringing  
19 to you.

09:28:31 20 PRESIDING JUDGE: Yes, all right. Thank you, Mr Brima. We  
21 will direct that that complaint be forwarded on to the Registrar  
22 who has control, through the chief of detention, of the detention  
23 facility.

24 THE ACCUSED BRIMA: Yes, My Lord.

09:28:50 25 PRESIDING JUDGE: Yes, Mr Graham.

26 MR GRAHAM: Thank you, Your Honours.

27 Q. Mr Brima, I'm going to ask you, and I will be specifically  
28 referring to the period May, June and July of 1997, in respect of  
29 the paragraph I just read. Mr Brima, what was the nature of the

1 relationship during this period between the leaders of the AFRC  
2 and RUF who were part of the governing body?

3 A. Well, from the months that you have referred to - May,  
4 June, July 1997 - we experienced a very big problem between the  
09:29:53 5 leaders of the RUF and the AFRC.

6 Q. Tell this Court who these leaders were.

7 A. Well, the leader of the AFRC was Major Johnny Paul Koroma,  
8 and for the RUF it was Sam Bockarie. He was the one representing  
9 the RUF by then.

09:30:29 10 Q. What problems, can you tell this Court?

11 A. Well, from what I understood, there was some differences  
12 between us and the RUF concerning we, the soldiers, just like  
13 what I was talking --

14 THE INTERPRETER: Your Honours, would the witness go a  
09:30:58 15 little bit slower so the interpreter can do his work.

16 PRESIDING JUDGE: Did you hear that, Mr Brima? The  
17 interpreter is going you to go a little slower so he can  
18 translate.

19 THE WITNESS: I said at that time we had a problem with the  
09:31:29 20 RUF. One, we are not able to recognise the ranks of the RUF  
21 because we used to look upon them as civilians.

22 MR GRAHAM:

23 Q. Was this the only problem that --

24 A. This was not the only problem, but the month that you  
09:32:04 25 referred to, May, June and July, we were able to understand this  
26 problem of rank in the RUF and we were also able to know that  
27 there was a problem when Mosquito had an accident with the SLA  
28 officer whose name I called yesterday called  
29 Lieutenant-Colonel Yemmeh Marah. That was where the problems

1 started between the RUF and the SLA.

2 Q. Mr Brima, do you recall anything significant happening in  
3 early June of 2007 [sic]?

4 A. Just like I told this Court, there were a lot of things  
09:33:22 5 that happened which I was not aware of because I was not well and  
6 I was admitted at the hospital. I told this Court that I did not  
7 have the opportunity to attend all the meetings.

8 Q. But can you explain to the Court the problems that you are  
9 aware of?

09:33:45 10 A. Well, they said these two problems that I have highlighted,  
11 I was only aware of one problem that happened either in December  
12 1997 when they went and looted the Iranian Embassy, when  
13 Major Johnny Paul Koroma said that they were to arrest Issa Sesay  
14 and some RUF who were involved in this problem.

09:34:28 15 Q. Do you know the RUF members who were involved in this  
16 problem apart from Issa Sesay?

17 A. Well, I cannot tell for now because it was only Issa Sesay  
18 that I knew that his name came up that he was involved.

19 Q. Mr Brima, during the period August, September and October  
09:35:02 20 what was nature of the relationship between the RUF and the AFRC?

21 A. Just like I told this Court that, that from May, June,  
22 July, which was the last month which I spoke about before, the  
23 relationship was strained between the RUF and the AFRC. And I  
24 have told this Court that that was what made Sam Bockarie not to  
09:35:37 25 stay in Freetown and he went to Kenema.

26 Q. When was this?

27 A. Well, I cannot tell the month, but within this May, June,  
28 July. It was during those months, but I cannot tell the right  
29 month.

1 Q. Mr Brima, can you tell us what the details of the incident  
2 at the Iranian Embassy were?

3 A. Well, from what I understood from the investigation which  
4 went on, they said that they went and looted vehicles and other  
09:36:31 5 properties from the Iranian Embassy in which Issa Sesay was  
6 involved and some SLA who were honourables, they themselves,  
7 their own men were involved, like Honourable Hassan Bangura,  
8 Honourable Brima Kamara, Honourable Tamba Gborie. They also were  
9 involved in that incident.

09:37:15 10 JUDGE SEBUTINDE: The names that the witness just read out,  
11 were these the people involved in the looting or was it their  
12 staff who were involved in the looting?

13 MR GRAHAM:

14 Q. Mr Brima, we require some clarification.

09:37:34 15 A. Well, from what I understood, they were -- it was their  
16 personnel or their staff that were involved in this problem,  
17 especially Hassan Bangura. You gave me a name one of these days  
18 and I told you that it was a driver. If the Court wants me to  
19 give the name, I will give the name, or if it wants me to write  
09:38:08 20 the name, I will write the name of the individual whom I knew  
21 that he got involved and this created a problem for  
22 Hassan Bangura.

23 MR GRAHAM: Your Honours, with your permission, I would ask  
24 Mr Brima to write down the name of this particular individual he  
09:38:35 25 is talking about.

26 MR AGHA: Your Honour, may I object at this stage that we  
27 can have some foundation as to the knowledge by which the accused  
28 came to come about the details of all those involved in the  
29 looting, because I believe he understands so far.

1 PRESIDING JUDGE: How is the witness able to give this  
2 evidence, Mr Graham?

3 MR GRAHAM: Very well, Your Honours.

4 Q. Mr Brima, how come you know the details of the incident  
09:39:07 5 that happened at the Iranian Embassy?

6 A. Well, Captain SAJ Musa, who made the inquiry, explained to  
7 us in a council meeting and the individual honourable whom they  
8 said was guilty of what happened, they were able to give their  
9 own side of the story. That was how I came to know about what  
09:39:50 10 happened at the Iranian Embassy, and particularly like Honourable  
11 Corporal Hassan Bangura.

12 MR GRAHAM: Your Honours, at this point I think I would  
13 want Mr Brima to write down the name on a sheet of paper and then  
14 we can --

09:40:27 15 MR AGHA: Your Honour, again I object as to how his  
16 knowledge of this particular name. At the meeting the evidence  
17 is only that there was an investigation and some people involved  
18 were named.

19 PRESIDING JUDGE: No, no, no, he just explained that at the  
09:40:42 20 council meeting the honourable members were able to give their  
21 own side of the story, including the Honourable Hassan Bangura.  
22 That seems to be enough foundation for him to be able to say what  
23 he is now giving evidence about. I overrule that objection.  
24 Mr Court Attendant, could you please make sure that the witness  
09:41:07 25 has a paper and something to write with.

26 THE WITNESS: [Witness complied]

27 MR GRAHAM:

28 Q. Mr Brima, did anything happen to Issa Sesay as a result of  
29 the Iranian Embassy incident?

1 A. Yes.

2 Q. What happened?

3 A. Well, from the investigation, when they gave the report,  
4 chairman Johnny Paul declared that Issa Sesay should be arrested  
09:44:12 5 and the other honourables that were involved.

6 Q. Were they arrested?

7 A. They arrested Corporal Gborie and they arrested  
8 Corporal Hassan Bangura. They arrested Foday Kallay. They  
9 arrested Sergeant Brima Kamara. But Issa Sesay, they were not  
09:45:02 10 able to arrest him because when they went to arrest him, he  
11 resisted.

12 Q. Did anything happen when he --

13 MR AGHA: Your Honour, I would ask my learned friend to lay  
14 some foundation as to how the knowledge that Issa Sesay put up  
09:45:26 15 resistance when he was arrested. There should be foundation  
16 first before the answer, Your Honour.

17 PRESIDING JUDGE: Yes, that's correct, Mr Graham.

18 MR GRAHAM: Very well.

19 Q. Mr Brima, how do you know that Issa Sesay resisted the  
09:45:47 20 arrest?

21 A. How I knew that Issa Sesay put up resistance, they sent the  
22 defence minister, under-secretary -- defence minister, sorry, to  
23 go and effect Issa Sesay's arrest.

24 Q. Before you go on, how do you know that the defence minister  
09:46:15 25 was sent to effect this arrest? How do you know?

26 A. Well, it was from the council meeting when they had given  
27 the report. The recommendation that was made, they said the  
28 under-secretary defence minister should effect the arrest of all  
29 the honourables that were involved, both from the SLA side and



1 from the RUF side.

2 Q. Mr Brima, I'm asking you specifically in respect of  
3 Issa Sesay, how do you know that he resisted the arrest?

09:47:11

4 A. Well, how I knew, just like I -- what I explained to this  
5 Court, Issa Sesay, he refused to be arrested. He built up his  
6 RUF personnel who were with him. They came and attacked the  
7 residence of the former Chief of Staff.

8 Q. How do you know that?

09:47:37

9 A. I knew that through the information that I got from my  
10 radio set. I was able to confirm that with honourable from the  
11 Chief Secretary of State, who was SAJ Musa.

12 Q. Did anything happen when Issa Sesay's forces attacked the  
13 army Chief of Staff's residence?

09:48:34

14 A. Yes. They disarmed the security of the army Chief of  
15 Staff. They even disarmed the army Chief of Staff and took his  
16 radio set from him.

17 Q. How do you know?

09:48:58

18 A. How I managed to know that, just like I said through the  
19 radio set that I had. Then the other soldiers from the defence  
20 Chief of Staff and the defence minister to go and get the army  
21 Chief of Staff from his house.

22 Q. Mr Brima, who was the army Chief of Staff?

23 A. The army Chief of Staff by then was Colonel SO Williams.

09:49:35

24 Q. Mr Brima, did anything happen after the incident you just  
25 referred to; that is the attack on the residence of the army  
26 chief?

27 A. Well, the problem between the RUF and the SLA continued,  
28 continued effectively.

29 Q. Mr Brima, you told this Court about the accident involving

1 Sam Bockarie. You have also told this Court about the incident  
2 at the Iranian Embassy. You have also told this Court about Issa  
3 Sesay's resistance to his arrest, and the attack on the residence  
4 of the army chief. Mr Brima, all these events that you have just  
09:50:47 5 referred to, how did it have any effect? What was the overall  
6 effect on the relationship between the AFRC and the RUF?

7 A. Well, the effect that I knew that it had was that the RUF  
8 was not disciplined.

9 Q. How do you know the RUF was not disciplined?

09:51:25 10 A. I knew that through this arrest that they went to arrest  
11 both the SLA personnel, who was the honourable and the RUF  
12 personnel, because the SLA personnel who were arrested, like the  
13 honourables that I called, Hassan Bangura, Foday Kallay, and  
14 Tamba Gborie, and Brima Kamara, they offered themselves and they  
09:52:07 15 were arrested, but the RUF personnel that was there, who was  
16 Issa, and I can now recall the other one, who was Isaac Mongor,  
17 who was an RUF.

18 Q. Can you spell that name for the convenience of the court,  
19 Mr Brima?

09:52:32 20 A. Isaac. I-S-S-A-C [sic], M-O-N-G-O.

21 Q. Please continue?

22 A. Just like I said, I recalled these RUF personnel names,  
23 they refused to be arrested, and the honourables who were  
24 arrested, whom I've called, Honourable Hassan Bangura, Foday  
09:53:22 25 Kallay, Brima Kamara, they were able to obey and listened to  
26 command, and they were able to effect the arrest. This is how I  
27 came to know that the RUF were not disciplined.

28 Q. Mr Brima, can you recall whether anything happened between  
29 AFRC and other RUF personnel during the AFRC regime?

1 A. Well, just like I keep telling this Court, as I had told  
2 this Court that I was admitted at hospital and I was on and off.  
3 It was not everything that I was able to understand between the  
4 RUF and the AFRC, but what I understood is what I'm explaining to  
09:54:39 5 the Court now.

6 Q. Mr Brima, in your earlier testimony when you gave evidence  
7 that we did not recognise the ranks of the RUF, I want you to  
8 explain to this Court what you mean by "we."

9 A. Well, when I say "we," I referred to we, the SLA soldier,  
09:55:18 10 or the RSLAF, Republic of Armed Forces of Sierra Leone soldier.  
11 We were not able to recognise the RUF ranks, because we, the SLA  
12 soldiers, as civilians [as interpreted].

13 MR AGHA: Your Honour, could the accused kindly confine  
14 himself what he, in his own knowledge, recognises, rather than  
09:55:49 15 speaking for the rest of the SLAs. It is the submission of the  
16 Prosecution he would not be aware what the rest of the SLAs would  
17 be thinking regarding rank.

18 PRESIDING JUDGE: You are objecting to that answer,  
19 Mr Agha? You can clear that up. The witness is in fact entitled  
09:56:07 20 to speak on behalf of other people. You clear that up,  
21 Mr Graham.

22 MR GRAHAM:

23 Q. Mr Brima, can you tell this Court how come you know - how  
24 come you know what the other SLA members, apart from you -- can  
09:56:33 25 you tell us how come you know what their thoughts were about this  
26 incident?

27 MR AGHA: Your Honour, how can the accused know the  
28 thoughts of the other SLAs?

29 PRESIDING JUDGE: Let him answer. The other SLA might have

1 said to him, "These are my thoughts."

2 MR AGHA: All the other SLAs, Your Honour?

3 PRESIDING JUDGE: Let's hear the answer, Mr Agha, before  
4 you go objecting.

09:56:59 5 MR GRAHAM:

6 Q. Mr Brima, the SLAs that you associated with at the time,  
7 did they tell you anything?

8 MR AGHA: That is a leading question, Your Honour.

9 PRESIDING JUDGE: I will allow it.

09:57:20 10 THE WITNESS: Well, just like I told this Court, before the  
11 AFRC came into power, I was a corporal and I was staying in the  
12 barracks. When the AFRC came into power, with all the  
13 appointments that were given to me by the AFRC, I stayed for long  
14 in the barracks before I came into the quarter that was given to  
09:57:51 15 me. I was among the other ranks. We played. We were playing a  
16 game called that was called dingo. We were playing a game that  
17 was called dodo, which was a common game among the soldiers when  
18 you are on duty. Then we would sit in the canteen or the  
19 corporals' club where we, the other ranks, from lance-corporal to  
09:58:31 20 corporal and private soldier, where we would go and buy drinks.

21 We would be able to talk amongst ourselves. Even until the time  
22 that I was appointed as council member, my rank was still a  
23 corporal. So I mingled with other ranks and they used to explain  
24 to me, because it was difficult for the other ranks to call me by  
09:59:13 25 any other name, but they used to call me PRO. So this is how I  
26 came to know about that we, the SLA soldiers, were not able to  
27 recognise the ranks of the RUF. And, again, there was one  
28 officer that was living in the officer quarter, when they said  
29 the officer should leave the quarter so that the RUF Eldred

1 Collins to stay there, the officer had to explain to the  
2 battalion CO, where the battalion RSM again had to explain to us  
3 that they wouldn't accept that because the RUF were civilians.  
4 So this is how I came to know that we, the SLA soldiers, did not  
10:00:31 5 accept the ranks of the RUF.

6 Q. Thank you, Mr Brima. In the evidence you just gave before  
7 this Court you mentioned "other ranks." What do you mean by  
8 "other ranks"?

9 A. Other ranks, including I that am sitting here, they were  
10:00:57 10 the junior soldiers, the junior ranks in the army. That starts  
11 from corporal, lance-corporal until private soldier. We are  
12 referred to as "other ranks." We constitute the bulk number of  
13 the army, particularly the Sierra Leonean Army.

14 Q. Mr Brima, you have told us about the nature of the  
10:01:41 15 relationship between the RUF and the AFRC up to the period  
16 December 1997. Mr Brima, what was the nature of the relationship  
17 between the RUF and the AFRC as of February 1998?

18 A. Like I have told this Court yesterday, the relationship  
19 from February 1998, from what I knew, it was very, very strange  
10:02:24 20 because the RUF --

21 Q. Mr Brima, can you please clarify because we didn't hear  
22 you very well. Was it "strange" or "strained"? From the  
23 interpreter we did not hear well, so please clarify for the Court  
24 what you --

10:02:46 25 A. Well, there was a problem between the AFRC and the RUF.

26 Q. What was the nature of this problem?

27 A. One, the RUF, from February 1998, they felt they should  
28 claim superiority over the SLA, or the AFRC as it was called.

29 MR AGHA: Can we have some foundation for this, please?

1           PRESIDING JUDGE: Where is he getting this evidence from,  
2 Mr Graham?

3           MR GRAHAM:

10:03:47

4 Q. Mr Brima, how come you know the evidence that you are just  
5 giving before this Court? How come you know?

10:04:20

6 A. One, I knew that I that am sitting here, the RUF arrested  
7 me and they arrested a lot of officers in Kailahun. And from the  
8 information again that I got from SLA personnel, the RUF arrested  
9 a lot of SLA personnel in Kono again, including the SLA that were  
10 arrested in Kailahun.

10:04:44

11 Q. Mr Brima, sorry for interrupting you. I want to bring you  
12 back again to February 1998 and we will proceed on to Kailahun  
13 very soon. I wanted to find out -- you have told this Court a  
14 series of incidents that happened from the period of February  
15 1997 up to February 1998, and I want to know what was the state  
16 of the relationship between the RUF and the AFRC as at February  
17 1998; what was the effect of all these incidents that you've  
18 just --

10:05:05

19           PRESIDING JUDGE: We've covered that, haven't we? Didn't  
20 he just say that it was very strange, there were problems. Then  
21 there were objections to the effect of how is the witness able to  
22 give that evidence and that's what I thought you were about to  
23 clear up, to lay some foundation.

24           MR GRAHAM: Very well, Your Honour.

10:05:23

25 Q. Mr Brima, how come you know that the relationship at the  
26 February 1998 was strained?

27           PRESIDING JUDGE: Did he say "strained"? The  
28 interpretation was "strange". You have not elicited anything to  
29 contradict that from the witness yet.

1 MR GRAHAM:

2 Q. What do you mean by "strange"?

3 A. Well, for me, what I meant, there was a problem between the  
4 AFRC and the RUF.

10:06:09 5 JUDGE SEBUTINDE: Mr Graham, the witness did go further to  
6 make a statement to the effect that the RUF wanted to claim  
7 superiority over the AFRC, at which stage Mr Agha objected, and I  
8 think rightly so, how did the witness know that the RUF wanted to  
9 climb superiority over the AFRC? You have not cleared that up  
10:06:33 10 yet.

11 MR GRAHAM: Your Honour, I am just coming to that. I'm  
12 grateful for the assistance.

13 Q. Mr Brima, can you tell how you know that the RUF was trying  
14 to claim superiority over the AFRC?

10:07:01 15 A. Well, it was from the time that the RUF arrested me in  
16 Kailahun in February 1998. The RUF said Major Johnny Paul Koroma  
17 had given an order that all SLA personnel should take orders from  
18 RUF. And that word, I got it from Mosquito who was Sam Bockarie.

19 Q. Mr Brima, I want to bring you back again to the period  
10:07:36 20 during the AFRC rule. My question focuses on that period. Was  
21 there any attempt during this period, that is during the period  
22 of the AFRC regime, by the RUF to gain superiority over the AFRC?

23 MR AGHA: That is a leading question, Your Honour.

24 PRESIDING JUDGE: He has already given evidence along those  
10:08:21 25 lines, Mr Agha, so I will allow the question.

26 MR GRAHAM:

27 Q. Mr Brima -- if I may, Your Honours, just to get the witness  
28 in focus. You have spoken about the period in Kailahun and the  
29 attempts by the RUF to gain superiority over the AFRC. I'm

1 talking about the period of the AFRC regime, that is from  
2 February 1998 to May. May 8, 1997 to February 1998.

3 A. Well, I was aware about one problem. Again that was  
4 between the RUF and the AFRC. When Gibril Massaquoi was  
10:09:13 5 arrested, when his fellow RUF arrested him that he wanted to  
6 overthrow Major Johnny Paul Koroma's government, and it was not  
7 he alone that was arrested, they arrested him with Steve Bio.

8 Q. How do you know that Gibril Massaquoi was arrested?

9 A. Well, I knew that in a council meeting. Just like I said  
10:09:50 10 yesterday that they could summon emergency council meeting. It  
11 was there that they explained to us that they had arrested  
12 Gibril Massaquoi. That was what the secretary-general explained  
13 to us. He said the reasons for which Gibril Massaquoi was  
14 arrested was that he wanted to overthrow Major Johnny Paul  
10:10:18 15 Koroma's government, he and Steve Bio.

16 JUDGE DOHERTY: I think there was an another name mentioned  
17 by the witness. Can I have a spelling of that name, please.

18 MR GRAHAM:

19 Q. Can you spell Steve Bio?

10:10:36 20 A. S-T-E-V-E-S [sic], Bio, B-I-O.

21 JUDGE DOHERTY: Thank you.

22 MR GRAHAM:

23 Q. Mr Brima, when did this incident that you're referring  
24 to -- when did it happen?

10:11:02 25 PRESIDING JUDGE: Are you referring to the council meeting  
26 or the arrest of Gibril Massaquoi?

27 MR GRAHAM:

28 Q. When did the arrest of Gibril Massaquoi take place? When?

29 A. Gibril Massaquoi was arrested in October 1997.



1 Q. When was Steve Bio arrested?

2 A. They arrest both of them - Steve Bio - in October 1997.

3 The same day. That was the time that they were arrested.

4 Q. Do you know who arrested them?

10:11:58 5 A. It was Issa Sesay. He was the one that arrested them.

6 Q. How do you know it was Issa Sesay who arrested them?

7 A. Well, just like what I said, they summoned an emergency

8 meeting. It was there the explanation came out from the

9 secretary-general that they had come with Gibril Massaquoi. It

10:12:27 10 was Issa Sesay that arrested him in Kenema, he and Steve Bio, and

11 he had brought them down to Freetown and he handed them over to

12 Mike Lamin, RUF Mike Lamin.

13 Q. Did anything happen to Gibril Massaquoi when he was

14 arrested and brought to Freetown?

10:13:03 15 A. It was not Gibril Massaquoi alone, but also the other

16 individual who was arrested who I called Steve Bio. After the

17 investigation they were locked up at Pademba Road Prisons.

18 Q. Did the arrest of Gibril Massaquoi and Steve Bio -- did it

19 have any effect on the relationship between the AFRC and the RUF?

10:13:40 20 MR AGHA: That's leading, Your Honour.

21 PRESIDING JUDGE: I will allow you to put that in a

22 different form, Mr Graham.

23 MR GRAHAM: Very well, Your Honour.

24 Q. Mr Brima, did the arrest of Gibril Massaquoi and

10:13:55 25 Steve Bio -- what was the effect of their arrest, if any?

26 A. Just like I have told this Court before, this was a problem

27 between the AFRC and the RUF which continued, just like I have

28 said, from the time that Mosquito had that accident and from the

29 fact that we did not recognise the RUF rank when we were having

1 problems with them, the SLA, and up to this time now. It came  
2 from the RUF side that Gibri I Massaquoi and Steve Bio wanted to  
3 overthrow Johnny Paul Koroma. So this compounded the problem  
4 between the AFRC and the RUF.

10:15:08 5 MR GRAHAM: Your Honours, I'm going to be referring to the  
6 indictment, specifically paragraph 33 of the indictment and  
7 registry page number 6245. With Your Honours permission I will  
8 read.

9 Q. "The AFRC, including Alex Tamba Brima, Brima Bazzy Kamara  
10:15:57 10 and Santi gie Borbor Kanu and the RUF, including Issa Hassan  
11 Sesay, Morris Kallon and Augustine Gbao, shared a common  
12 plan, purpose or design (joint criminal enterprise) which  
13 was to take any actions necessary to gain and exercise  
14 political power and control over the territory of  
10:16:32 15 Sierra Leone, in particular, the diamond mining areas. The  
16 natural resource sources of Sierra Leone, in particular the  
17 diamonds, were to be provided to persons outside  
18 Sierra Leone in carrying out the joint criminal  
19 enterprise."

10:16:53 20 Mr Brima, what do you have to say in response to the  
21 paragraph I just read out to you?

22 A. All this paragraph that you have read, I would say that it  
23 is black lie.

24 Q. Mr Brima, did you ever share a common plan with the RUF?

10:17:19 25 A. No.

26 Q. Mr Brima, did you ever share a common plan with Issa Hassan  
27 Sesay?

28 A. No.

29 Q. Mr Brima, did you ever share a common plan with

1 Augustine Gbao?

2 A. No.

3 Q. Mr Brima, you have told this Court that during the AFRC  
4 regime that you were in and out of hospital. Did you stay in  
10:18:06 5 Freetown throughout the period of the regime?

6 MR AGHA: Leading question, Your Honour.

7 PRESIDING JUDGE: Yes, you can rephrase that so it is not  
8 leading.

9 MR GRAHAM:

10:18:20 10 Q. How long did you stay in Freetown during the period of the  
11 AFRC regime?

12 A. Repeat the question again, sir.

13 Q. Okay, Mr Brima, before I go on I'm going to ask you two  
14 other questions before I go on. Mr Brima, did you share any  
10:18:52 15 common plan with Mr Ibrahim Kamara, the second accused in this  
16 case?

17 A. No.

18 Q. Mr Brima, did you ever share any common plan with  
19 Mr Santigie Borbor Kanu, the third accused in this case?

10:19:24 20 A. No.

21 Q. Thank you, Mr Brima. I'm going to come back to this  
22 previous question. I stated that you had told this Court that  
23 during the period of the AFRC regime you were in and out of  
24 hospital here in Freetown. I'm asking how long did you stay in  
10:19:41 25 Freetown during this period?

26 A. Well, just like what I said, I was in and out from  
27 hospital. I was in and out from hospital from May 1997 up to  
28 early February 1998. But I used to go out of the hospital, then  
29 I would make -- I would go to my home town, which is Kono.

1 Q. How many times did you go to Kono? How many times did you  
2 go to your home town?

3 A. Well, when I say my home town, that doesn't mean that my  
4 home town, this my home town Yarya, but is the district. I went  
10:20:47 5 there for three times from May 1997 to February 1998.

6 Q. When was the first time you visited your home town?

7 A. The first time that I visited my home town was in October  
8 1997.

9 Q. Why did you make that visit?

10:21:18 10 A. I made that visit - sorry to tell this Court - my mother  
11 who gave birth to me she left me for so long. So I made that  
12 visit to go in search of my mother.

13 Q. Did you --

14 A. Which is called in the army welfare visit. Because I asked  
10:21:52 15 for a welfare leave pass and it was given to me and when I felt a  
16 little better in the hospital, I went in search of my mother.  
17 And I had not known my mother before until October 1997 when I  
18 opened my eyes before my mother. That was the time that I knew  
19 her because she left me when I was a small boy. Just like I have  
10:22:24 20 been telling this Court, it was my stepmother that brought me up.  
21 It was in October 1997 that was the time that I knew my own  
22 mother who gave birth to me.

23 Q. Mr Brima, this visit that you are talking about, did you go  
24 with anyone?

10:22:48 25 A. Yes. I went with my wife.

26 [AFRC08JUN06B - EKD]

27 Q. What did you do there?

28 A. Just like I had told this Court, it was my mother. I went  
29 in search of my mother. And when I saw my mother, I brought her

1 down to Freetown.

2 Q. Mr Brima, how long did you stay in your home town during  
3 this visit, to the best of your knowledge?

10:23:38

4 A. As I keep saying, in my home town, it doesn't mean that it  
5 is the home town where I was born, but it is the district in  
6 which I was born, Kono District. When I went, I was there and I  
7 had an attack of high blood pressure. They were able to bring me  
8 down. I came back to Freetown quickly with my wife. But I  
9 cannot tell you how many days that I spent there, but I was  
10 fortunate to come with my mother back to Freetown.

10:24:12

11 Q. Can you recall when you got back to Freetown with your  
12 mother?

13 A. It was in the same October of 1997.

14 Q. Thank you, Mr Brima. Mr Brima, can you tell this Court  
15 when did your next visit take place?

10:24:35

16 A. Yes, my next visit took place in December 1997.

17 Q. Why did you make this visit?

18 A. I made this visit since I have seen my mother so as to  
19 marry my wife, through my traditional custom law or traditional  
20 marriage. That was what I wanted to go and do for my wife.

10:25:23

21 Q. Mr Brima, did the customary marriage take place?

22 A. Yes, it took place, because my mother was there and my  
23 elder father was there and my other relatives were there. So the  
24 marriage took place.

10:26:17

25 Q. Mr Brima, can you explain to this Court who you are  
26 referring to as your elder father?

27 A. Well, according to the custom law, my father who gave birth  
28 to me, his elder brother. This is the one that I refer to as my  
29 elder father. I call him before the -- I give him -- I call him

1 I like that in this Court, but if it's elsewhere I would call him  
2 my father.

3 Q. How long did you spend? How long did you stay during this  
4 visit?

10:27:13 5 A. Roughly I would say I did 10 days, because I left here  
6 December 17, then I returned. I said I got married on December  
7 20. Then I returned on December 27 of 1997.

8 Q. After the visit where did you return to?

9 A. After the visit I came back to Freetown.

10:28:08 10 Q. Do you recall visiting your home town again after the  
11 second visit you just referred to?

12 A. Yes.

13 Q. When was this visit?

14 A. This was in early February 1998.

10:28:46 15 Q. Was there any reason for this visit?

16 A. Yes, this visit that I made, just like I have told this  
17 Court before, that my mother was concerned about my health and I  
18 used to refer to my mother, that's my stepmother. Now as I say  
19 to this Court, it's my stepmother. But I refer to my stepmother  
10:29:22 20 as my mother. She had told me that the illness that I had, it

21 was not an ordinary illness, because I did not know where Pa came  
22 from that they gave me a position. So when I returned from  
23 Freetown -- so when I returned from Kono, after I'd married, I  
24 again fell ill, when I was taken to the hospital. And I was in

10:29:59 25 the hospital by then, which is the 34 military hospital, my  
26 mother went and told me that it had taken a long time, she had  
27 been warning me, telling me that it was not natural illness.  
28 Said it was black magic. So I had to go and be healed in the  
29 traditional way, even though I had refused before, but this

1 particular time that I came in February 1998, I accepted to go to  
2 Kono so as to heal me in the traditional way.

3 Q. Did you go with anyone on this visit?

4 A. Yes, I went with one medical orderly, who was --

10:31:08 5 THE INTERPRETER: Your Honours, would the witness go over  
6 the last segment of his testimony?

7 PRESIDING JUDGE: Mr Brima, sorry to interrupt you, the  
8 interpreter is having trouble keeping up and wants you to go over  
9 your answer again.

10:31:36 10 THE ACCUSED BRIMA: I went with the medical orderly from  
11 the army. That is from the forces -- that is, I said from the  
12 military hospital, which is now called the Forces Military  
13 Service, which was -- who was Staff Sergeant Komba Mogboi.

14 MR GRAHAM"

10:32:07 15 Q. Could you please spell that for the Court, Mr Brima?

16 A. M-O-G-B-O-I, Mogboi. Komba is the same spelling as the one  
17 I spelt yesterday. And this medical orderly that I went with, he  
18 was given to me by the SMO, who was a senior medical officer from  
19 the 34 military hospital, who was Dr Colonel Alie Kanu.

10:33:06 20 Q. Can you spell that, please?

21 A. A-L-I-E, Alie; Kanu, K-A-N-U.

22 Q. Mr Brima, are you all right?

23 A. Yes.

24 Q. How long did you stay during this visit?

10:33:58 25 A. During this visit, February 1998, I was there up to the  
26 intervention took place in Freetown and the AFRC was overthrown  
27 by -- from power by the Nigerian invasion force.

28 Q. How do you know that the AFRC government was overthrown?

29 A. I knew that through the adjutant at 16 Battalion, who was

1 Kono. There they were based. That was Captain Kaloga Kamara.

2 Q. Can you please spell that name for the Court?

3 A. Kaloga, K-A-L-O-G-A. Kamara, K-A-M-A-R-A.

4 PRESIDING JUDGE: Mr Graham, I may have missed something.

10:35:27 5 I'm not quite sure of the witness's answer. When you asked him,  
6 "How long did you stay after that visit?" He said, "February  
7 1998 I was up when the intervention took place in Freetown." I'm  
8 not sure whether that means he was still staying on his visit or  
9 whether he was back in Freetown to see the intervention.

10:35:51 10 MR GRAHAM: Very well, Your Honour. I will get the  
11 necessary clarifications.

12 Q. Mr Brima, during the third visit that you just referred to,  
13 did you return to Freetown?

14 A. No.

10:36:11 15 MR GRAHAM: Your Honours, I think one of the accused  
16 persons would want to use the restroom.

17 PRESIDING JUDGE: Yes, that accused person can be excused  
18 from the court-room.

19 MR GRAHAM:

10:36:40 20 Q. Mr Brima, I'm going to ask you a few questions on the  
21 medical orderly, Komba. Do you know why the senior medical  
22 officer asked Medical Orderly Komba to accompany you?

23 A. Well, from what the senior medical officer said before me,  
24 when I was on and off in the hospital, that medical orderly, he  
10:37:24 25 was the one that was checking my pressure, and he was chosen  
26 again because I was going to Kono, and he used to speak Kono.  
27 Since he's been with me when he was checking my pressure and he  
28 spoke Kono, the senior medical officer chose him as one of the  
29 people who would go and who would be able to interpret whosoever



1 would take care of me traditionally.

2 Q. Thank you, Mr Brima.

3 MR GRAHAM: Your Honours, I am going to make a reference to  
4 the transcript of September 22, 2005. I have copies of the  
10:38:24 5 transcripts here and the relevant pages have been flagged. So if  
6 Court Management can please provide copies to the Prosecution and  
7 also for the Bench. I have four copies. Your Honours, I  
8 apologise, the page numbers are a bit faint. Your Honours, I  
9 think at this point it probably would be a better guide if I  
10:39:57 10 refer to the time. I think the relevant quotation will be  
11 10:13:38 and that is the second flag, the second yellow flag on  
12 the transcripts.

13 I will be reading from line 27, which starts with, "So one  
14 day Gullit himself came," if my learned friends have been able to  
10:40:41 15 locate the page as well as the Bench. With Your Honour's  
16 permission, I will read, starting from line 27. This is in  
17 respect of witness TF1-153, Your Honours.

18 "So one day Gullit himself came -- I mean, Alex Tamba Brima  
19 himself came to Koidu. Because during that time they said  
10:41:16 20 that I was just there to drink and perambulating around in  
21 Kono. But when he himself came and I expressed my own  
22 views to him and he said, 'No, they are just trying to  
23 disqualify you.' And I went and explained to big brother,  
24 'Big brother' -- "

10:41:48 25 Mr Brima, I want to ask you this question: Did you ever go  
26 to Kono to check up on any person or witness that has given  
27 evidence before this Court?

28 A. No.

29 MR GRAHAM: Your Honours, I'm back again to the transcript

1 of September 22, 2005, this time I will be reading from time  
2 stamp 10:09:58, starting from line 19. Your Honours, I will read  
3 from line 19.

10:43:17 4 "He and Tamba Brima came together and said, 'Let us don't  
5 leave TF1-153 sitting just like that. Let him go and do  
6 something.' And they decided that I should be sent to  
7 Kono. So they sent me to Kono as mines monitoring  
8 officer."

10:43:44 9 That ends my reference. Mr Brima, what do you have to say  
10 in response to this statement I've just read to you?

11 A. It was not like that.

12 Q. Can you tell this Court how it was?

13 A. Well, I have never sat down and decided about anything that  
14 concerned mining.

10:44:18 15 Q. Did you ever oversee mining during the AFRC --  
16 MR AGHA: Leading question, Your Honour.

17 PRESIDING JUDGE: He is entitled to answer the accusations  
18 in the evidence. I overrule that. You can answer that.

19 MR GRAHAM:

10:44:36 20 Q. Did you ever oversee mining during the AFRC period?

21 A. No.

22 Q. During the AFRC period were you in the position to appoint  
23 people to jobs?

24 A. Ask the question again, sir.

10:45:07 25 Q. I'm saying during the AFRC period, were you in a position  
26 to appoint people to jobs, or were you in a position to give jobs  
27 to individuals during the AFRC period?

28 A. No.

29 Q. Thank you, Mr Brima.

1 MR GRAHAM: Your Honours, I, at this point, was going to  
2 move into a new area, but looking at the time, it would probably  
3 be best if we take our early morning break and then we can  
4 continue.

10:45:46 5 PRESIDING JUDGE: Yes, thank you, Mr Graham. We will  
6 adjourn the Court now and we will resume at 11.00 a.m.

7 [Break taken at 10.43 a.m.]

8 [Upon resuming at 11.02 a.m.]

9 PRESIDING JUDGE: Yes, continue, Mr Graham.

11:06:14 10 MR GRAHAM:

11 Q. Mr Brima, you earlier on told this Honourable Court that  
12 the brigadier adjutant told you about the ECOMOG intervention.  
13 When did you meet the brigadier adjutant? Sorry, brigade  
14 adjutant.

11:06:47 15 A. If I correct you again, sir, I was not talking of brigade  
16 adjutant. I talked about battalion adjutant. The 16 Battalion  
17 adjutant.

18 Q. Thank you for the correction, Mr Brima. So when did you  
19 meet him?

11:07:07 20 A. Well, on this, my third visit, when I went to Kono, and for  
21 all my other visit when I went to Kono, I always reported to the  
22 battalion commander, who was the most senior SLA commander on the  
23 ground. And I had all the right to report to him, because that  
24 was not my battalion. As long as I'm on a leave pass, I had the  
11:07:45 25 right to report to that battalion commander.

26 Q. Why did you have to report to him?

27 A. Well, I had the right to report to him because he was the  
28 one that commanded the battalion that was in Kono District.

29 During the time that I joined the army before, which was when APC

1 government was in power, if I went on a leave pass, it is to the  
2 DO, the district office that I had to report. But as long it was  
3 a military government that was in existence, I had to report to  
4 the battalion commander. In case of anything happen with me on  
11:08:48 5 that ground, it is the battalion commander that I had to go to  
6 and it is to him that they had to inform --

7 THE INTERPRETER: Your Honour, could the witness repeat the  
8 last part of his answer.

9 PRESIDING JUDGE: Mr Brima, I don't know whether you heard  
11:09:17 10 the interpreter or not, but he hasn't been able to keep up with  
11 you and he has asked would you please repeat the last part of  
12 your answer.

13 THE ACCUSED BRIMA: I said I reported myself to the 16  
14 Battalion commander, who was Colonel AL Sesay, who was in charge  
11:09:48 15 of Kono, who referred me to the battalion adjutant in Kono. So  
16 when this problem happened in Freetown intervention the 16  
17 Battalion commander called for a general muster parade in Kono.  
18 So that was how I reported to 16 Battalion commander in Kono,  
19 because of the --

11:10:27 20 Q. Mr Brima, you mentioned the district officer. Who was the  
21 district officer?

22 JUDGE DOHERTY: Mr Graham, I have DO written down. I have  
23 DO.

24 MR GRAHAM:

11:10:54 25 Q. Mr Brima, can you explain to the Court what you mean by DO?

26 A. The meaning of DO is district officer.

27 Q. Who was he?

28 A. Well, during the AFRC regime, as I have just told this  
29 Court that it was to the battalion commander that I reported, but

1 during the time that I enrolled into the army, if I was going on  
2 a pass to any other district, for the example that I have given,  
3 when civilian government was in power in 1991, I had the right to  
4 report to the district officer. That is why I mentioned DO,  
11:12:04 5 which is district officer.

6 Q. Was he civilian or military?

7 A. He was civilian.

8 Q. You have also told this Court about your reporting to the  
9 battalion adjutant. This reporting, was it normal military  
11:12:36 10 procedure?

11 MR AGHA: Leading question, Your Honour.

12 PRESIDING JUDGE: Can you rephrase that, Mr Graham.

13 MR GRAHAM:

14 Q. Mr Brima, why was it necessary to report to the battalion  
11:12:59 15 adjutant?

16 A. It was a normal military routine. As I have just told this  
17 Court before, even the day May 25 coup that took place, even at  
18 7 Battalion where I was, it was the battalion adjutant who called  
19 for the muster parade to whom I reported. So that happened again  
11:13:44 20 at 16 Battalion in Kono when the adjutant called the general  
21 muster parade when I reported to him.

22 Q. Mr Brima, thank you. When the battalion adjutant told you  
23 about the intervention, did you do anything?

24 A. When the battalion adjutant told me about the intervention,  
11:14:35 25 when I'd heard the message, I went back to my house where I  
26 lodged.

27 Q. Where was this house where you lodged?

28 A. I lodged at Masingbi Road in Koidu Town, which was the  
29 house of my second wife, my second wife's family, who was

1 Nenneh Galleh.

2 Q. Can you please spell that for the Court?

3 A. N-E-N-N-E-H G-A-L-L-E-H.

4 PRESIDING JUDGE: Also the address of the house at Masingbi  
11:15:42 5 Road. How is Masingbi spelt?

6 MR GRAHAM:

7 Q. You heard his Honour?

8 A. M-A-S-I-N-G-B-I, Masingbi; Road, R-O-A-D.

9 Q. Could you also spell Koi du?

11:16:05 10 A. K-O-I-D-U, Koi du; T-O-W-N, Town.

11 Q. Please continue.

12 PRESIDING JUDGE: What about asking a question. Your last  
13 question was where was your house? So he is not in the process  
14 of relating any particular activity at the moment, is he?

11:17:20 15 MR GRAHAM:

16 Q. Mr Brima, did you do anything else?

17 A. Yes.

18 Q. Please tell this Court what you did.

19 A. What I did when I got this message from the adjutant, I  
11:18:00 20 packed my things and decided not to fight. And I decided to  
21 escape out of the country to go to any neighbouring state.

22 Q. Why did you decide not to fight?

23 A. Because I was unwell and within myself I saw that it was  
24 not unfit to fight [as interpreted], because the problem that  
11:19:05 25 happened in Freetown, I had known that that problem would happen.  
26 So I had decided not to fight because I was not well.

27 Q. Mr Brima, can you tell this Court what "problem" you're  
28 talking about?

29 A. The problem that I'm talking about was the intervention.

1 Q. And how did you know that problem was going to come about?

2 A. Well, I knew that that problem was going to come. Since I  
3 was at the hospital, the AFRC government was negotiating with the  
4 Nigerian invasion force that based at Jui, but still fighting was  
11:20:10 5 continuing.

6 Q. How do you know that the AFRC was negotiating?

7 A. Well, I knew about that through council meetings during  
8 which the secretary-general explained to us.

9 Q. You earlier on said fighting was still going on. Where was  
11:20:52 10 this fighting going on, do you know?

11 A. Fighting was going on at Jui. Then the Nigerian invasion  
12 force, their aircraft, which was the Alpha Jet, was attacking  
13 territories in Sierra Leone. It bombed the army headquarters,  
14 they bombed at Benguema Barracks, they bombed at Kissy, they  
11:21:44 15 bombed at Juba Barracks, and they bombed at Murray Town  
16 sergeants' mess.

17 Q. Mr Brima, do you know to the best of your knowledge --

18 MR AGHA: Excuse me, I would like to object. Can we have  
19 some foundation as to how he knows about all these bombings.

11:22:17 20 MR GRAHAM: Your Honour, I am definitely coming to that.

21 Q. Mr Brima, how do you know that ECOMOG or the Nigerian Alpha  
22 Jets attacked the army headquarters? How do you know?

23 A. I went to the army headquarters. I saw the shell of the  
24 ECOMOG bomb, then I saw the damage which was caused on the  
11:22:49 25 building and the way they destroyed the building. I went to  
26 Benguema, I saw there. Then the secretary-general of the council  
27 explained to us all this at a council meeting. When we went in  
28 person to see where the jet bombed, and the jet even bombed the  
29 earth station at -- that is the communication at Signal Hill at

1 Wilberforce village. We went all there.

2 Q. When was this, do you recall, Mr Brima? When was this?

3 A. I cannot recall the date. I cannot remember the date and  
4 the month, as I've said. But it happened in '97 and in 1998.

11:24:08 5 Q. How do you know that the Nigerian Alpha Jets bombed Kissy?

6 A. Well, as I told you, when the secretary-general explained  
7 to us in a meeting, we went there again in person. I myself went  
8 there.

9 Q. Did you go to Juba Barracks?

11:24:41 10 A. I went to Juba Barracks. I went to Juba Barracks.

11 Q. How did you go to Murray Town sergeants' mess?

12 A. Yes, I went to Murray Town sergeants' mess again and I saw  
13 the empty shells of the cartridges that the bomb fired.

14 Q. Mr Brima, you've told this Court about the damage done to  
11:25:34 15 the army headquarters. Can you tell this Court the nature of the  
16 damage that you saw?

17 A. Well, from what I saw -- because the headquarters, we were  
18 calling it Dragon Building. That was how the Chinese built it,  
19 the army headquarters. When the Alpha Jet dropped the bomb, it  
11:26:16 20 destroyed the office of the chief of defence staff, it destroyed  
21 the office of the chief of army staff. Then it destroyed the  
22 office of all the army officers of the defence of the army. It  
23 killed one soldier that I can recall, whose name was Kamara. It  
24 damaged one officer, Major SS Samura, and it killed many other  
11:26:56 25 soldiers whose names I don't know.

26 Q. Mr Brima, how come you know that Kamara and SS Samura were  
27 killed? How come you know Kamara was killed?

28 A. Well, Kamara, during the time that I was working with  
29 Captain Strasser, Kamara was working with the late ADC to



1 Captain Strasser and when the late ADC to Captain Strasser died,  
2 the next ADC that was appointed was Major Samura. And when this  
3 thing happened, I was able to know that they were the ones  
4 because I saw them in the hospital.

11:28:13 5 Q. Mr Brima, how come you know this was done by Alpha Jets,  
6 Nigerian Alpha Jets?

7 A. Well, I knew that it was the Nigerian Alpha Jet that did  
8 that because there was exhibit, which was the cluster bomb which  
9 the Nigerian Alpha Jet was using. And the military ammo expert  
11:28:54 10 was able to tell the defence Chief of Staff in our presence that  
11 this was the Nigerian Alpha Jet that dropped this.

12 Q. Can you tell the Court who the ammo military expert was?  
13 Do you, to the best of your knowledge, recall who he was?

14 A. The ammo military expert in the Sierra Leone Army was, by  
11:29:38 15 then, Captain Pratt.

16 Q. Could you please spell that for the Court?

17 A. P-R-A-T-T, Pratt.

18 Q. Thank you. Mr Brima, do you know where these Alpha Jets  
19 took off from?

11:30:09 20 A. This Alpha Jet was taking off from Liberia.

21 Q. How do you know they took off from Liberia?

22 A. I knew that through the chairman, who was Major Johnny Paul  
23 Koroma, who said that it was his signaller who relayed this  
24 message to him that the Nigerian Alpha Jet used to leave from  
11:30:55 25 Liberia.

26 Q. Do you know who this signaller was?

27 A. The signaller was Corporal Cambodia.

28 Q. Can you please spell that, to the best of your ability, for  
29 the Court?

1 A. C-A-M-B-O-D-I-A.

2 Q. Mr Brima, you've mentioned a number of places that you said  
3 were bombed by the Nigerian Alpha Jets. You mentioned the army  
4 headquarters, you mentioned Benguema Barracks, Kissy, Juba  
11:32:00 5 Barracks and then Murray Town sergeants' mess. Mr Brima, all  
6 these places that you mentioned, what part of Sierra Leone are  
7 they?

8 A. Army headquarters, Murray Town sergeants' mess and Juba  
9 Barracks are located in the western part in Freetown. Kissy is  
11:32:31 10 in the eastern part of Freetown. And Benguema Barracks is  
11 located in Waterloo rural district.

12 Q. Mr Brima, apart from these places you've mentioned do you  
13 know whether there was bombing elsewhere?

14 A. Well, I heard that bombing was going on somewhere else, but  
11:33:10 15 I never went there as I went to these other areas.

16 Q. Who told you bombing was taking place somewhere else?

17 A. Well, we had this report during council meetings.

18 Q. Do you know the names of the places that bombed that you  
19 would describe as elsewhere?

11:33:59 20 A. Well, I cannot remember all of them for now.

21 Q. And you also told this Court there was fighting at Jui.  
22 Was there fighting elsewhere at this time?

23 A. Well, in 1997, all that I knew was that fighting took place  
24 at Jui, because it was at Jui that the Nigerians deployed.

11:34:36 25 Fighting took place at Bintumani, which is Aberdeen.

26 Q. How do you know the Nigerians were based at Jui?

27 A. My first trip that I made to Kono, on my way coming back,  
28 the Nigerians arrested me.

29 Q. Do you know why they arrested you?

1 A. They arrested me because they were fighting against the  
2 Sierra Leonean army and they were in search of Supreme Council  
3 members of the AFRC and council members of the AFRC. But I was  
4 able to tell them that I was just an ordinary soldier, and I  
11:36:05 5 showed them my mother and wife, that I went for them up-country.  
6 So I was coming to Freetown. So because of those excuses that I  
7 gave to them, they released me. So that was how I came to know  
8 that they were based at Jui. I saw that deployment there. It  
9 was very strong in terms of strength. So that was how I came to  
11:36:45 10 know that they were based at Jui.

11 Q. You earlier mentioned that there was fighting at Aberdeen.  
12 Who and who were fighting at Aberdeen?

13 A. At Aberdeen, the fighting was between the Nigerian invasion  
14 force and the Republic of Sierra Leone Armed Forces.

11:37:22 15 Q. Do you know why this fight took place between the Nigerians  
16 and Sierra Leone Armed Forces?

17 A. Well, from what I understood, the Nigerians were fighting  
18 on the side of the SLPP government.

19 Q. Do you know of any significant event that happened during  
11:38:07 20 this period?

21 JUDGE SEBUTINDE: I'm not sure what period we're talking  
22 about.

23 MR GRAHAM: The period that the fighting is taking place at  
24 Aberdeen.

11:38:31 25 THE ACCUSED BRIMA: Well, one of the things that I can  
26 remember, they bomb -- the Nigerians dropped a bomb at Aberdeen  
27 or they launched a bomb at the Aberdeen village and they killed a  
28 lot of civilians who demonstrated for peace. It was during that  
29 time that they killed Corporal Santigie Kanu's wife, who was a

1 woman called Fatu, and many other civilians whose name I  
2 cannot -- I did not know.

3 Q. Could you please spell Fatu for the Court, please?

4 A. F-A-T-U, Fatu.

11:39:35 5 Q. Mr Brima, how do you know it was the Nigerians that killed  
6 innocent civilians?

7 A. That one, it was from the soldiers who were taken to the  
8 hospital, the wounded soldiers. I am talking about the wounded  
9 SLA soldiers. It was from them that I knew that it was the  
10 Nigerians that killed those civilians.

11 Q. How do you know it was the Nigerians that killed  
12 Corporal Kanu's wife?

13 A. Because, from what I got from the soldiers, they were the  
14 only enemy force against which the Sierra Leone Army was fighting  
11:40:53 15 at Aberdeen.

16 [AFRC08JUNE06C-MD]

17 Q. And, Mr Brima, how do you know there was a peaceful  
18 demonstration; how do you know?

19 PRESIDING JUDGE: Well, I think the evidence was, there was  
11:41:10 20 a demonstration for peace.

21 MR GRAHAM:

22 Q. How do you know there was a demonstration for peace?

23 MR GRAHAM: Thank you, Your Honour.

24 A. Well, most of the civilians that were damaged, that were  
11:41:25 25 taken to the military hospital because it was there that they  
26 treated the civilians. They themselves talk about that. They  
27 said they were on a peaceful demonstration. They said they  
28 didn't want an intervention force. They did not want their  
29 country to be invaded.

1 MR AGHA: Your Honour, could we have a foundation as to how  
2 he knew that from the civilians?

3 PRESIDING JUDGE: Well, I understood he was at the hospital  
4 and the civilians were brought in, but you can clear that up,  
11:42:01 5 Mr Graham.

6 MR GRAHAM:

7 Q. Mr Brima, can you tell this Court how you know they were  
8 civilians?

9 A. I knew that they were civilians, because when they were  
11:42:25 10 taken to the hospital, it would -- you would see the difference  
11 in which they dressed and the soldiers. The soldiers were in  
12 their military uniform, while the civilians were in their  
13 civilian clothing, and the civilians, at the reception where they  
14 were taken at the 34 Hospital. It was very close to that site  
11:42:59 15 that I was admitted. So I was able to come down and listen to  
16 what their explanation. So that was how I came to know that  
17 these ones were civilians.

18 Q. Mr Brima, do you know which -- sorry, Your Honours. Do you  
19 know which specific area, in Aberdeen, that this fighting took  
11:43:30 20 place?

21 A. The fight took place from Samsusy.

22 Q. Can you spell it?

23 A. S-A-M-S-U-S-Y. Cape Beach, C-A-P-E B-E-A-C-H. Cape Beach.  
24 Mammy Yoko hotel, M-A --

11:44:35 25 PRESIDING JUDGE: What is it, Mr Agha?

26 MR AGHA: The Prosecution is just wondering about the  
27 relevance of all this fighting going on in respect of the actual  
28 indictment. We have heard quite some detail of this fighting  
29 taking place. I was wondering where it was going in terms of

1 what the accused is actually charged with.

2 PRESIDING JUDGE: Firstly, you won't know where it's going  
3 if you interrupt before you hear all the evidence. We will let  
4 him continue. I am sure Mr Graham will link it up at some stage.

11:45:07 5 I overrule the objection at this stage.

6 MR GRAHAM: Thank you, Your Honour. Indeed, I have just  
7 reached where I intend to --

8 Q. Mr Brima, you were mentioning the specific areas. The last  
9 place I recall you mentioned was Mammy Yoko. If you could

11:45:22 10 continue, please.

11 A. The Mammy Yoko Hotel. M-A-M-M-M-Y, Mammy, Yoko, Y-O-K-O;  
12 Bintumani Hotel. B-I-N-T-U-M-A-N-I, Bintumani, hotel, H-O-T-L  
13 [sic]. Hotel; Dance Troops village, D-A-N-C-E T-R-O-O-P-S  
14 V-I-L-L-A-G-E, Dance Troops village; Aberdeen village,

11:46:47 15 A-B-E-R-D-E-E-N; Aberdeen Police Station, Aberdeen Police  
16 Barracks, and Aberdeen Bridge.

17 Q. Thank you, Mr Brima. Do you recall whether any significant  
18 event occurred at the Mammy Yoko Hotel?

19 A. Well, at Mammy Yoko Hotel, the Sierra Leone Army arrested  
11:47:49 20 over 300 Nigerians.

21 Q. How do you know the Sierra Leone Army arrested 300  
22 Nigerians?

23 A. Well, I saw the Nigerian soldiers in person.

24 Q. Where did you see them? Where?

11:48:27 25 A. I saw them at the 1st Battalion signal unit, which is  
26 called SLSS that means Sierra Leone signal squadron.

27 S-I-G-N-A-L. Squadron, S-Q-U-A-D-R-O-N. Squadron. Now they  
28 called it JCU, joint communication unit. It is at Wilberforce  
29 Barracks.

1 Q. Why did you go; was there any reason why you went to see  
2 the 300 Nigerian soldiers on that arrest?

3 A. Well, the only reason was it was close to the hospital  
4 where I was. And I went to go and attend my daddy's funeral by  
11:50:23 5 then and it was straight on the road leading to the house to the  
6 barracks where my father used to stay.

7 Q. Mr Brima, can you tell this Court; do you know how long the  
8 Nigerians were kept under arrest?

9 A. No.

11:51:08 10 Q. Do you know, did anything happen as a result of the arrest?

11 A. Only thing that happened which I knew was that the Nigerian  
12 Army negotiated with the Sierra Leone Army and they released the  
13 Nigerian soldiers.

14 Q. How do you know negotiations took place for their release?

11:51:43 15 How do you know?

16 A. I knew that through the army Chief of Staff by then.

17 Q. Can you tell the Court the name of the army Chief of Staff  
18 that you are referring to?

19 A. The army Chief of Staff by then was Colonel SO Williams.

11:52:28 20 Q. Did this arrest -- did the arrest of the 300 Nigerian  
21 soldiers have any effect on AFRC/RUF relations?

22 MR AGHA: It's a leading question, Your Honour.

23 PRESIDING JUDGE: I will allow that. Do you want to repeat  
24 that question?

11:52:59 25 MR GRAHAM:

26 Q. Mr Brima, I'd asked of you whether this arrest of the  
27 Nigerians had any effect on AFRC/RUF relations?

28 A. Yes.

29 Q. Can you tell this Court what effect it did have?

1 A. Well, from what I came to understand in Kailahun, when I  
2 was arrested, the RUF boss-man, who by then was Mosquito --

3 Q. What do you mean by boss-man?

11:53:59

4 A. The RUF, the leader of the RUF by then who was Mosquito,  
5 Sam Bockarie. That is what I meant by boss-man, leader.

6 Q. Spell boss-man?

7 A. B-O-S-S-M-A-N. From what I came to understand in Kailahun,  
8 that when they had arrested, when the army had arrested 300  
9 Nigerians, they shouldn't have released them until they left

11:54:38

10 their own leader, who was in Nigeria, who was Corporal Foday  
11 Sankoh.

12 Q. How do you know Corporal Foday Sankoh was under arrest in  
13 Nigeria?

14 A. I came to know that from the RUF.

11:55:09

15 Q. Please continue.

16 A. Yes, so when I was arrested in Kailahun this was a  
17 statement that was uttered by Mosquito. They said at the time  
18 that the army was to negotiate so that their leader could be  
19 released, the army did not agree to detain those soldiers so that  
20 they could negotiate with Nigerian government so that their own  
21 leader could be released. So this Mosquito said, who was  
22 Sam Bockarie, said this was one of the grudges that he had  
23 against the AFRC. So, in Kailahun, during that arrest, that is  
24 where I came to know that this was a problem.

11:55:32

25 Q. Mr Brima, I am going to come back to the earlier statement  
26 you made in respect of what you -- just a second, Your Honour, I  
27 need to -- you told this Court that when you heard, or you were  
28 told about the ECOMOG intervention, you decided to escape because  
29 you did not want to fight. Did you manage to escape?

11:56:19



1 A. I managed to escape, but I was not able to escape.

2 Q. What do you mean by that? Could you explain that further?

3 A. Well, during the intervention, when I was in Kono, we --  
4 they -- the 16th Battalion adjutant, with other senior officers,  
11:57:43 5 were determined so that we could escape through Kailahun and go  
6 to the neighbouring states. Then we would find our way out of  
7 these countries to overseas, but we were not able to.

8 Q. Can you tell this Court which neighbouring state you are  
9 referring to?

11:58:08 10 A. Well, we were trying to escape through Liberia, then we  
11 would be able to go overseas. That is if we were to go to  
12 Europe, or any other country.

13 Q. Why were you not able to escape?

14 A. When on the way, when we were going, the RUF rebels  
11:58:52 15 arrested us.

16 MR AGHA: Your Honour, can we clarify please, who is "us"?

17 MR GRAHAM:

18 Q. Mr Brima, could you tell us what you mean by "us"; the RUF  
19 arrested us?

11:59:25 20 A. When I said that the RUF arrested us, I meant the RUF  
21 arrested us, the SLA soldiers.

22 Q. How many of you were arrested? How many of you were  
23 arrested?

24 A. I cannot recall the total number now, but we were many.

11:59:53 25 Q. Do you know the names of any of them?

26 A. Which ones?

27 Q. I'm referring to the other SLA soldiers with whom you were  
28 arrested.

29 A. I was arrested with Major Johnny Paul Koroma,

1 Captain Kaloga Kamara.

2 Q. Mr Brima, could you repeat the name you just mentioned, the  
3 first name you just mentioned?

4 A. Major Paul Koroma.

12:00:56 5 Q. The name you just mentioned, is that the same person as  
6 Major Johnny Paul Koroma, then head of the AFRC government?

7 A. No.

8 Q. Please continue with their names.

9 A. Lieutenant Kaloga Kamara.

12:01:33 10 Q. Would you spell that for the Court, please?

11 A. K-A-L-O-G-A, Kaloga. Kamara, K-A-M-A-R-A. Lieutenant Jeff  
12 Kallon. J-E-F-F, Jeff. Kallon, K-A-L-L-O-N. Lieutenant Paul  
13 Lebbie. P-A-U-L, Paul. L-E-B-B-I-E, Lebbie. Staff Sergeant  
14 Moses Moseray. M-O-S-E-S, Moses. M-O-S-E-R-A-Y, Moseray.

12:02:51 15 Corporal Momoh Thorley. M-O-M-O-H, Momoh. Thorley,  
16 T-H-O-R-L-E-Y, Thorley. Sergeant Sankoh, S-A-N-K-O-R [sic].  
17 Augustine Kobba. A-U-G-U-S-T-I-N-E, Augustine. K-O-B-B-A,  
18 Kobba. These are the names so far I can recall, for now.

19 MR GRAHAM: Your Honour, this is an aside, but I  
12:04:03 20 respectfully need to draw your attention just for the purposes of  
21 reconfirming the record. When I asked for clarification from the  
22 witness in respect of the name he had mentioned earlier, to  
23 confirm whether that was Major Johnny Paul Koroma, we did not  
24 hear the retraction from the interpreter, so just in order to  
12:04:21 25 confirm that is reflected on the record.

26 PRESIDING JUDGE: I understood -- my notes were that you  
27 asked was Major Paul Koroma the same as Major Johnny Paul Koroma,  
28 who was the chairman or head of the AFRC and he said no.

29 MR GRAHAM: Yes, Your Honour. I'm saying this, because

1 earlier on, I had to reconfirm. I thought I heard the  
2 interpreter say Johnny Paul Koroma.

3 PRESIDING JUDGE: He did say Johnny Paul Koroma at the  
4 beginning, yes.

12:05:01 5 MR GRAHAM: Okay. As long as the record -- I am grateful.

6 THE INTERPRETER: Yes, Your Honour. Given the learned  
7 attorney had asked the question, that is why the interpreter had  
8 not retracted and that he had clarified it to the witness.

9 PRESIDING JUDGE: Thank you. That is clarified.

12:05:20 10 MR GRAHAM:

11 Q. Mr Brima, do you recall when this arrest took place?

12 A. This arrest took place in February 1998. Then, we were  
13 arrested in March -- re-arrested in March 1998.

14 Q. Focus for now on the February arrest. We will come to the  
12:05:50 15 March arrest in due course. Where were you arrested?

16 A. We were arrested in one village, whose name I do not know.

17 Q. Mr Brima, do you, to the best of your knowledge, know in  
18 which district this was, which district in Sierra Leone this was?

19 A. This was in the Kono District.

12:06:56 20 Q. Do you know the RUF personnel who arrested you?

21 A. I knew of one Saddama.

22 Q. Please spell that?

23 A. S-A-D-D-A-M-A. And one Senegalese, S-E-N-E --

24 THE INTERPRETER: Your Honour, would the witness go over  
12:07:21 25 the spelling.

26 THE ACCUSED BRIMA: S-E-N-E-G-E-L-E-S [sic].

27 JUDGE SEBUTINDE: Sorry, is this a name or a description?

28 MR GRAHAM: I was about to ask him.

29 Q. Is this a name? Is this a name?

1 A. It's a name.

2 Q. You don't know whether he has any other name?

3 A. Well, that's the name by which they called him.

4 Q. Mr Brima, did they tell you anything when they arrested  
12:08:07 5 you?

6 A. No.

7 Q. What happened when you were arrested?

8 A. When we were arrested, we were taken to Moa Barracks.

9 Q. Where is Moa Barracks?

12:08:49 10 A. Moa Barracks is at Daru, the Kailahun District, in the  
11 Eastern Province of Sierra Leone.

12 Q. Did anything happen? Before I go there, let me ask you:  
13 How did you get to Moa Barracks from the point where you were  
14 arrested?

12:09:17 15 A. From the point where the RUF personnel arrested us with the  
16 SLA, the only access that was short, which was free from Kamajor,  
17 Kamajor deployment area, was Moa Barracks. So we were taken to  
18 Moa Barracks.

19 Q. How were you taken to Moa Barracks?

12:09:57 20 A. We were under arrest and we walked.

21 Q. When you say -- you just told this Court that free from  
22 Kamajors, what do you mean by free from Kamajors?

23 A. Well, that is what the RUF said, because that area, I did  
24 not understand it. The only side that I understood, it was  
12:10:36 25 Gandorhun, and from Gandorhun to that area, it is purely Mende  
26 land. So I did not understand that area. And since the time I  
27 was fighting the war, since the time I joined the Sierra Leone  
28 Army when I was fighting in the Kono District, I did not go  
29 beyond Gandorhun.

1 Q. Mr Brima, thank you. How long did it take for you to  
2 travel by foot from the point of arrest to Moa Barracks?

3 A. I cannot tell the Court for now because I cannot recall.

12:11:42 4 Q. Mr Brima, do you know approximately the distance from the  
5 point of your arrest to Moa Barracks?

6 A. No.

7 Q. So when did you arrive at Moa Barracks?

8 A. We arrived at Moa Barracks, afternoon.

9 Q. Mr Brima, what time of the day were you arrested?

12:12:23 10 A. We were arrested around the evening hours.

11 Q. And your walk to Moa Barracks, from the point of your  
12 arrest, did you start and complete the journey on the same day?

13 A. No.

14 Q. When did you start? How long did it take you? Sorry, Your  
12:13:13 15 Honours, I think I've asked that question already. Mr Brima, did  
16 anything happen when you got to Moa Barracks?

17 A. Well, when we went to Moa Barracks we were fortunate the  
18 SLA soldiers, the acting commanding officer who was on the ground  
19 who was Major Fonti Kanu, he was able to receive us from the  
12:13:46 20 RUF's hands.

21 Q. Please spell Fonti Kanu for the convenience of the Court,  
22 please.

23 A. F-0-N-T-0-N [sic], Fonti. K-A-N-U, Kanu. So Major Fonti  
24 Kanu, we were fortunate to fall into his hand who took us from  
12:14:28 25 the RUF personnel hands. And later, the RUF, they said that they  
26 should hand us over, that they were going to take us to Kailahun.  
27 Major Fonti refused. He said he was not going to lead us to the  
28 SLA to go and suffer into the hands of the RUF.

29 Q. You told this Court the Fonti Kanu received or took you

1 from the RUF; what do you mean by that?

2 A. Well, he took us from the RUF's hands when -- who arrested  
3 us.

4 Q. And, Mr Brima, how do you that Fonti Kanu refused to let  
12:15:27 5 the RUF take those of you under arrest to Kailahun?

6 A. Well, Major Paul Koroma, with whom we were arrested, and  
7 the other officers, but especially Major Paul Koroma, he was  
8 Major Fonton's squad mate and he was his colleague officer. So  
9 when we reached at Daru they spoke the officer language, a  
12:16:12 10 language which I did not understand, but I saw them standing  
11 together as senior officers and I did not hear what they were  
12 saying, and what they said. So, after that, Major Fonti Kanu  
13 came and said tell the RUF that no, we will not allow us, the  
14 SLAs, so that the RUF could take us. As long as we are SLA, any  
12:16:51 15 type of crime that we committed, it was the SLA that had a right  
16 to deal with us.

17 Q. Sorry, what do you mean by squad mate?

18 A. Squad mate, I meant like when you say schoolmate. We had  
19 that in the army. Like, for example, I and the third -- no, the  
12:17:30 20 fourth -- the second accused, Sergeant Kamara, I and he were  
21 squad mates. We were both of us trained in the same year, but we  
22 were not in the same platoon. If we were in the same platoon in  
23 the army, I would have called him platoon mate. As we say,  
24 classmate. That is what is meant by "squad mate." When you  
12:18:09 25 train together with somebody, but not in the same platoon.

26 Q. Thank you, Mr Brima. Did anything happen after the  
27 conversation between -- did anything happen after the officer  
28 language was exchanged between Major Paul Koroma and Fonti Kanu?

29 A. After the officer language has been spoken, between the two

1 officers, Major Fonti Kanu, he did not allow us -- give us any  
2 access to the RUF again. And he did not allow the RUF to have  
3 any access to us again. So we were with him, who was the  
4 commanding officer in Daru by then, which was Moa Barracks.

12:19:23 5 Q. So, Mr Brima, where were you kept at Moa Barracks?

6 A. It was at Moa Barracks. We were all taken together and  
7 they asked us to sit behind the corporals' club. Then the  
8 officers were taken to the officers' mess. The staff sergeant  
9 who was with us, Staff Sergeant Moses Moseray, he was taken to  
10 the sergeants' mess.

12:20:02

11 Q. Mr Brima, did anything happen after this?

12 A. Well, the RUF, they went and called one of their commanders  
13 who was called Denis Lansana. And when Denis Lansana came --

14 Q. Please spell Denis Lansana for the convenience of the  
15 Court, please?

12:20:30

16 A. D-E-N-N-I-S [sic]. L-A-N-S-A-N-A, Lansana.

17 Q. Thank you. Please continue.

18 A. When they called their commander who was Denis Lansana --

19 Q. How do you know that the RUF called Commander  
20 Denis Lansana? How do you know?

12:21:12

21 A. How I managed to know that, it was when the RUF had come  
22 and opened fire. That was how I came to know that through  
23 Major Fonti Kanu.

24 Q. When did the RUF come and open fire?

12:21:44

25 A. Well, just like I explained to this Court, from what I got  
26 from Major Fonti Kanu, when the RUF had gone and called their own  
27 commander, Denis Lansana, when he came he said Major Fonti Kanu  
28 should hand us over to him. Major Fonti Kanu said -- he said  
29 that we were soldiers and we belonged to an institution. He said

1 we were not rebels and that rebels had nothing to do with us. So  
2 this exchange of words between them, it was then -- it was then  
3 that Major -- the guards of Major Denis Lansana -- I'm sorry, I'm  
4 sorry, it was not Major Denis Lansana. The guards of Denis  
12:22:45 5 Lansana, they opened fire. And the SLA soldiers who were in the  
6 Moa Barracks with Major Fonti Kanu, they also responded. They  
7 also opened fire.

8 Q. How do you know that this exchange of fire took place? How  
9 do you know?

12:23:15 10 A. It was from what Major Fonti Kanu explained to his squad  
11 mate, Major Paul Koroma, in our own presence.

12 Q. Did anything happen after the exchange of fire between the  
13 RUF guards and the SLA?

14 A. Well, there was only firing, there was no damage. No  
12:23:45 15 damage occurred. No casualty occurred.

16 Q. Do you know whether anything happened to the RUF guards  
17 after the exchange of fire?

18 A. No.

19 Q. So how long, then, did you stay at Moa Barracks?

12:24:19 20 A. Three days.

21 Q. And then where did you go from there?

22 A. From Moa Barracks, we heard that Major Johnny Paul had come  
23 and that he was in Kailahun. And some military personnel came  
24 with a vehicle, from Kailahun, who came and told Major Fonti Kanu  
12:24:54 25 saying Major Johnny Paul Koroma had requested that we should  
26 report in Kailahun to him. So Major Fonti Kanu said we, he would  
27 leave us to go, that is we the SLAs who were arrested. But he  
28 said he was not going to leave us alone. He would join us so  
29 that all of us could go together.



1 Q. How do you know that military personnel came from Kailahun  
2 in a vehicle?

3 A. I knew that through the discussion of Major Fonti Kanu, and  
4 Major Paul Koroma.

12:25:49 5 Q. Did anything happen after Officer Fonti decided to  
6 accompany you arrested persons to Kailahun?

7 A. Yes. We went into the vehicle and we went to Kailahun.  
8 And when we went to Kailahun, the RUF immediately arrested us no  
9 sooner we reached Kailahun.

12:26:19 10 Q. Mr Brima, before you continue, can you -- the trip from  
11 Moa Barracks to Kailahun, how many of you made that trip?

12 A. I cannot tell the number, because I cannot recall the  
13 amount.

14 Q. And do you recall the places that you went through on your  
12:26:47 15 way from Moa Barracks to Kailahun?

16 A. Yes. We went through Mobai.

17 Q. Would you spell that, please?

18 A. M-O-B-A-I. We went through Pendembu. P-E-N-D-E-M-B-U.  
19 Then we reached Kailahun. We went through other towns and  
12:27:41 20 villages whose names I do not know. These are the two towns that  
21 I can recall.

22 Q. Did you stop on your way to Kailahun District? Did you  
23 make any stops on your way?

24 A. Well, it was not Kailahun District. All Daru is under the  
12:28:12 25 Kailahun District. We were going to Kailahun Town.

26 Q. On the way from Daru to Kailahun Town, did you make any  
27 stops in any of the place, the two places that you mentioned?

28 A. No.

29 Q. When did you get to Kailahun Town?

1 A. We arrived at Kailahun Town the same day that we left Daru.

2 Q. On your way from Daru to Kailahun Town, did you notice or  
3 observe anything unusual?

12:29:15

4 A. The only thing that I noticed was from Moa Barracks, when  
5 we were going to Kailahun Town, I knew that it was RUF area,  
6 because I saw RUF soldiers around.

7 Q. How do you know they were RUF soldiers? How do you know?

12:29:50

8 A. I knew that they were RUF soldiers because, or RUF rebels,  
9 because when we arrived there, they saluted their own commander,  
10 and their own way of saluting is different from the army. And  
11 they did not wear head-gear and they would salute. Like in the  
12 army, if you do not have a head-gear, you wouldn't be allowed to  
13 salute. And they were in civilian clothing and they had rifles  
14 on, and they held their rifles and they fixed their bayonet on  
15 which the soldiers wouldn't do. That was how I came to know that  
16 they were RUF.

12:30:28

17 Q. Mr Brima, you earlier on mentioned Pendembu. Could you  
18 spell that for the convenience of the Court?

19 A. I have spelt it.

12:30:57

20 Q. Mr Brima, did anything happen when you got to Kailahun  
21 Town?

22 A. When we arrived at Kailahun Town, we were arrested, we were  
23 beaten, and we were stripped naked before the civilians.

24 Q. Mr Brima, who is "they?"

12:31:22

25 A. The RUF.

26 Q. Do you remember any particular individual who arrested you?

27 A. The individual that I can recall, I don't know if I should  
28 speak about him before this Court.

29 MR GRAHAM: Your Honours, at this point, I humbly request

1 that Court Management pass a sheet of paper over to Mr Brima so  
2 he can write the name.

3 THE ACCUSED BRIMA: I do not know his name but I can  
4 describe him.

12:32:15 5 MR GRAHAM:

6 Q. Did anything happen after you were arrested?

7 A. Yes. Just like I said that I would be able to describe  
8 that fellow, his mouth was cut here. Here, his mouth was cut.

9 PRESIDING JUDGE: The witness is indicating above the upper  
12:32:48 10 lip.

11 MR GRAHAM: The upper lip. Yes, Your Honour.

12 THE ACCUSED BRIMA: They were the ones that arrested us,  
13 the SLA soldiers, and Mosquito gave them orders so that we could  
14 be killed.

12:33:12 15 MR GRAHAM:

16 Q. How do you know that Mosquito gave those orders that you be  
17 killed?

18 A. When Mosquito was giving the orders, it was before us. He  
19 said, "Go and kill them, the Kamajors."

12:33:28 20 Q. Do you recall when this was, when Mosquito gave these  
21 orders?

22 A. It was in late February 1998.

23 Q. Do you know where?

24 A. It was in Kailahun Town.

12:34:07 25 Q. Mr Brima, how many SLAs were with you at this time that you  
26 are referring to?

27 A. My Lord, I have told you that I wouldn't be able to recall  
28 the number.

29 Q. And, Mr Brima, in respect of the person you said arrested

1 you, have you seen that person in this Court before?

2 A. That was why I said -- I was going to describe this person.

3 I have seen him in this Court and I have described him to you.

4 His mouth was cut and his nose was also cut.

12:35:15 5 Q. So, Mr Brima, did anything happen after Mosquito gave the  
6 orders that you be killed?

7 A. Yes. What happened, when Mosquito said that we were to be  
8 killed, they took us to the spring. But later, that RUF  
9 personnel whom I spoke about and said that his mouth was cut --

12:35:51 10 Q. Is that the same person you said you saw in this Court?

11 A. Yes.

12 Q. Can you tell this Court in what capacity you saw him in  
13 this Court?

14 A. He came here as a witness against we, the three accused.

12:36:14 15 Q. And did he give evidence in this Court?

16 A. Yes.

17 Q. Please continue with your account of what happened after  
18 Mosquito gave the orders that you all be killed.

19 A. When Mosquito gave that RUF personnel those orders, he took  
12:36:43 20 us to the stream, which is by the police station in Kailahun, to  
21 kill us. We stood up. He said we should say our prayers. We  
22 were saying our prayers, we the SLA soldiers. This very RUF man  
23 again said Mosquito said that he should not kill us again. He  
24 should only kill the Kamajors.

12:37:30 25 JUDGE SEBUTINDE: I am sorry, Mr Graham, I am also lost.  
26 This individual who took them to the stream, I am not sure  
27 whether it is Mosquito or this other individual.

28 MR GRAHAM: It's the other individual. Mosquito gave the  
29 orders and this individual carried it out, taking them to the

1 stream.

2 Q. Did anything happen to the Kamajors after he said that?

3 A. Yes. In my presence, and in the presence of the other SLA  
4 soldiers with whom I was arrested, that RUF whose mouth was cut  
12:38:08 5 off fired at some of the Kamajors and killed them.

6 Q. Do you, to the best of your knowledge, recall how many  
7 Kamajors were killed as a result of him firing at them?

8 A. Well, I cannot tell this Court the amount, the number. But  
9 there were many.

12:38:38 10 Q. Did anything happen after he fired and killed the Kamajors?

11 A. When the RUF whose mouth is cut said Mosquito said we  
12 should not be killed again, they locked up us in a guard-room  
13 after they had done that Kamajor killing.

14 Q. Do you know what happened to the Kamajors that were killed?

12:39:16 15 A. Well, I was only there when they shot the Kamajors dead,  
16 but I did not know what happened with their corpses again.

17 Q. Do you know approximately how many Kamajors were killed?

18 A. That one, I cannot tell the number, but what I will say  
19 only is that there were many.

12:39:53 20 Q. Mr Brima, you told this Court that after the killing of the  
21 Kamajors, you were then taken to the guard-room. Did anything  
22 happen after that?

23 A. Yes.

24 Q. Can you tell this Court what happened?

12:40:15 25 A. While we were in the guard-room, later, Sam Bockarie  
26 himself released us, and he was the one himself that went there.  
27 When he heard that Major Paul Koroma was coming to Kailahun, I  
28 knew that through one of the signaller that was with him,  
29 Mosquito. The signaller was named Adama.

1 Q. Spell that name for the Court?

2 A. A-D-A-M-A, Adama.

3 Q. Was this person a male or female?

4 A. A woman, she's a woman. So it was through this woman that  
12:41:23 5 I learned that because Johnny Paul was coming, that was why  
6 Mosquito went and released us.

7 Q. Did anything happen after you were released?

8 A. After our release, we learned that Johnny Paul was coming  
9 to Kailahun with Issa Sesay, Captain Akim.

12:42:03 10 Q. Can you spell that for the Court, please?

11 A. A-K-I-M, Akim.

12 Q. And Mr Brima, Captain Akim was he an SLA or RUF?

13 MR AGHA: Leading question, Your Honour.

14 PRESIDING JUDGE: Yes, you can rephrase that one,

12:42:35 15 Mr Graham.

16 MR GRAHAM:

17 Q. Mr Brima, can you tell this Court which faction he belonged  
18 to?

19 MR AGHA: Well, that is also leading, really.

12:42:46 20 MR GRAHAM: Your Honour, I think in respect of the  
21 indictment the Prosecution alleges factions.

22 PRESIDING JUDGE: Well, why don't you just ask him does he  
23 know who Captain Akim was.

24 MR GRAHAM: Very well, Your Honours. Very well.

12:42:59 25 Q. Mr Brima, do you know who Captain Akim was?

26 A. Captain Akim was an SLA soldier. We learned that when  
27 Johnny Paul Koroma was coming with Major Emile Dumbuya.

28 Q. Can you spell that for the court, please?

29 A. E-M-I-L-E, Emile; Dumbuya, D-U-M-B-U-Y-A. He, too, is an

1 SLA officer. Then we heard again that Major Banja Marah.

2 Q. Can you spell that for the Court, please?

3 A. B-A-N-J-A M-A-R-A-H.

12:44:24

4 Q. Did anything else -- Mr Brima, do you recall, to the best  
5 of your knowledge, what month this -- was this the month this  
6 incident happened?

7 A. This incident took place in March 1998.

8 Q. Mr Brima, can you tell this Court did anything happen after  
9 you were released by Mosqui to himself?

12:44:52

10 A. Yes. After we, the SLA, were released we attempted to  
11 escape, to go to the neighbouring state. But some of us, the SLA  
12 officers were fortunate, whilst we were not fortunate. They  
13 arrested me, Major Fonti Kanu, Major Paul Koroma, Captain Hindolo  
14 Trye, Staff Sergeant Moseray, Corporal Momoh Thorley, Sergeant  
15 Sankoh, Corporal Tamba Abu, and the -- a dead fellow called  
16 Augustine Kobba and Captain Foday Kallon.

12:45:53

17 Q. Mr Brima, you just categorised some of your fellow SLA  
18 soldiers at this time as fortunate and unfortunate; why do you  
19 describe one group as fortunate?

12:46:44

20 A. Well, those who escaped into the neighbouring state, I can  
21 say they were fortunate, but we who were not fortunate, we  
22 escaped -- we were not able to escape.

23 Q. Mr Brima, do you know which neighbouring state the  
24 fortunate ones escaped to?

12:47:21

25 A. Well, most of them went to Liberia, and later, when we came  
26 to Freetown, I learned that most of them were in Europe, America,  
27 and other states.

28 Q. How did you come to know that when you came to Freetown?

29 A. Well, like Lieutenant Jeff Kallon, we used to communicate

1 when I was out, before I was arrested.

2 Q. And, Mr Brima, I also need to find out from you the two  
3 groups, the fortunate and the unfortunate ones, were you  
4 travelling -- I mean, did you try to escape together?

12:48:32 5 A. Yes.

6 PRESIDING JUDGE: Mr Graham, is that a convenient time to  
7 break.

8 MR GRAHAM: Very well. I think it's a convenient time.

9 PRESIDING JUDGE: All right. Thank you. I will remind  
10 Mr Brima not to discuss the evidence. We are going to have the  
11 lunch break now. We will resume at 2.15.

12 [Luncheon recess taken at 12.45 p.m.]

13 [AFRC08JUN06 - CR]

14 [Upon resuming at 2.15 p.m.]

14:20:12 15 MR GRAHAM: Good afternoon, Your Honours, before I proceed,  
16 Mr Knoops would want to address the Court on an issue.

17 MR KNOOPS: Thank you, Your Honours. If I may be permitted  
18 to leave the Court at 3.00 this afternoon. The reason for this  
19 being that I'm travelling tonight to have a meeting with two of  
14:20:35 20 the international experts in our case who have expressed a  
21 willingness to testify. I will interview them next week in  
22 Europe, so I will be returning next Thursday. In the meantime,  
23 Mr Manly-Spain will take over the lead for the Kanu Defence team,  
24 Your Honour.

14:20:53 25 PRESIDING JUDGE: So I understand, Mr Knoops. By all  
26 means, leave the Court at 3.00. We will see you next week.

27 MR KNOOPS: Thank you. I'm grateful.

28 PRESIDING JUDGE: Yes, Mr Graham.

29 MR GRAHAM: Thank you, Your Honour.



1 Q. Mr Brima, we're going to continue where we left off this  
2 morning. We were talking about your second arrest in Kailahun.  
3 Mr Brima, can you tell this Court where you were arrested?

4 A. Go over that question again, sir.

14:21:48 5 Q. Mr Brima, I said can you tell this Court where you were  
6 arrested? Where? By way of background you had indicated there  
7 were two groups - fortunate and unfortunate groups. You were one  
8 of the unfortunate ones according to your account. I want you to  
9 tell the Court where, as one of the unfortunate ones, were you  
10 arrested?

11 A. I was arrested at the Baiilu crossing point.

12 Q. Can you spell that for the Court?

13 A. B-A-I-L-L-U. Baiilu.

14 Q. Where is that Baiilu crossing point?

14:22:59 15 A. Baiilu crossing point is one and a half miles off Kailahun  
16 Town.

17 Q. Who arrested you? Do you know who arrested you?

18 A. It was Issa Sesay of the RUF who arrested me.

19 Q. Do you know why he arrested you?

14:23:28 20 A. Well, from what he told me when he arrested me, he said  
21 that there was Mike Lamin and Sam Bockarie that gave him the  
22 orders to arrest me. The order that was given to him, he said  
23 wherever he found me and the other SLAs, we were to be shot  
24 there.

14:23:57 25 Q. Could you please remind us who Mike Lamin is?

26 A. Mike Lamin is an RUF personnel.

27 Q. How do you know he's an RUF personnel?

28 A. Well, I have told this Court since yesterday that they had  
29 introduced the RUF rebel personnels to us before.

1 Q. Mr Brima, what happened? Did anything happen?

2 A. Yes, when Issa Sesay arrested us, he placed myself and my  
3 colleagues, SLAs, under gunpoint. Then he disarmed us. He gave  
4 an order for them to search us. And they took from us whatever  
14:25:29 5 we had, money, and all other things we had on us.

6 Q. After they had taken everything -- before I go on,  
7 Mr Brima, what did you have on you that was taken away by Issa  
8 Sesay and co?

9 A. I had money and the other SLAs, too, had money on them.

14:26:05 10 THE INTERPRETER: My Lord -- Your Honours, it seems as if  
11 the witness is listening to the English rather than waiting for  
12 the Krio interpretation.

13 THE ACCUSED BRIMA: And they took away our uniforms from  
14 us.

14:26:26 15 MR GRAHAM:

16 Q. Do you, to the best of your memory, recall how much money  
17 you did have on you at the time?

18 A. Well, I couldn't recall the amount now. All I know that I  
19 had money with me.

14:26:42 20 Q. Apart from money, did you have anything else on you?

21 A. Apart from money, I had gold chain, the ring, a watch which  
22 I had, and that was taken from me, too.

23 Q. Did anything happen after they had taken all these things  
24 off you?

14:27:09 25 A. Yes. After they had taken all these things from us, as I  
26 told this Court before, they said this order, he got it from Mike  
27 Lamin and Sam Bockarie, that we should all be killed. But he did  
28 not kill us. He ordered us to get on board his vehicle and, when  
29 we got on board the vehicles, they drove with us straight off to

1 Buedu Town in the Kailahun District, also.

2 Q. Who drove off with you. Do you know the one who drove off  
3 with you?

4 A. It was Issa Sesay.

14:28:06 5 Q. When you earlier on told the Court that he had instructions  
6 to kill you, do you know why he didn't kill you?

7 A. Well, from what he told me, he said that that was the order  
8 that Sam Bockarie and Mike Lamin gave to him, but he would not  
9 kill me. He said when he came to Freetown, I was one of the  
14:28:39 10 people who was kind to him, so he wouldn't point his gun against  
11 me.

12 Q. Did you say anything to him after he had said that to you?

13 A. No. At that time I was afraid, even when Issa was  
14 speaking, I couldn't believe that he would really release us. He  
14:29:04 15 would not kill us.

16 Q. When Issa Sesay drove off with you, where did you go?

17 A. When he drove off with us, he took us to Buedu Town, in the  
18 Kailahun District.

19 Q. Can you spell Buedu for the Court, please?

14:29:32 20 A. B-U-E-D-U, Buedu.

21 Q. Do you recall to the best of your knowledge which month  
22 this was?

23 A. This happened in March 1998.

24 Q. Did anything happen when you got to Buedu?

14:30:16 25 A. Well, when we were going to Buedu, we boarded a vehicle.  
26 We, the SLAs who were arrested, and the RUF personnel who were  
27 protecting us. We reached a town which name I don't know, which  
28 was the last town to Buedu Town, or the last village to Buedu  
29 Town. There, Mike Lamin stopped Issa Sesay. In our presence

1 with the SLAs that were arrested, Mike Lamin told Issa Sesay that  
2 he had heard that and Mosquito, too, has heard that when they say  
3 that Issa should kill us, Issa didn't do it. So he was advising  
4 Issa not to go to Mosquito, because he refused to execute

14:31:33

5 Mosquito's orders.

6 Q. How do you know that this -- did anything else happen after  
7 that?

8 A. After that talk, Mike Lamin -- after he's talking to Issa,  
9 which I heard, Issa handed us over to Mike Lamin, those of us who  
10 were arrested. I mean we, the SLAs that were arrested, including  
11 myself, the officers and some of my colleagues, the other ranks.  
12 He handed us over to Mike Lamin.

14:32:11

10 were arrested. I mean we, the SLAs that were arrested, including  
11 myself, the officers and some of my colleagues, the other ranks.  
12 He handed us over to Mike Lamin.

13 Q. Did anything happen after you were handed over to  
14 Mike Lamin?

14:32:39

15 A. Yes. Mike Lamin drove with us to Buedu Town. When we got  
16 to Buedu Town, that night he put me -- he placed me in his house.  
17 There the man that I was talking about, that man whose mouth was  
18 cut off, the RUF --

19 THE INTERPRETER: Your Honours, a point of correction. "He  
20 detained me in this house that night" and not, "He placed me in  
21 this house."

14:33:11

22 MR AGHA: Your Honours, can we have some foundation as to  
23 how he knows whose house it was, for example?

24 PRESIDING JUDGE: Yes, Mr Graham.

14:33:47

25 MR GRAHAM:

26 Q. How do you know you were taken to Mike Lamin's house that  
27 night?

28 A. How I knew about it, when we reached Buedu Town, Mike Lamin  
29 divided us, the soldiers who were arrested, and he took me direct

1 to his own house in Buedu. Just as I've said, the man with the  
2 cut mouth that gave testimony here, he was the man that was  
3 placed to secure me. So that is how I got to know that it was  
4 Mike Lamin's house.

14:34:35 5 Q. Mr Brima, do you, to the best of your knowledge, know what  
6 happened to the other SLA soldiers?

7 A. Well, the other SLA soldiers, all what I know that happened  
8 to them, that they too were detained in different places. Myself  
9 and three other SLA soldiers were locked up in Mike Lamin's  
14:35:09 10 house, but we were not in the same room. We were placed in  
11 different rooms, and in the morning, it was then that we really  
12 saw ourselves when we were released to come out.

13 Q. How do you know that the other SLA soldiers were sent to  
14 different places and detained? How do you know?

14:35:41 15 A. Well, that is what I'm explaining to the Court now. I knew  
16 of this later, when I was taken to be interviewed. That was how  
17 I knew that they, too, were locked up in different places.

18 Q. When you say "later," what period of time are you referring  
19 to?

14:36:13 20 A. When I said "later," just like I am explaining now to the  
21 Court, the day I was locked up in that room, the next day I was  
22 removed and they locked me up in the dungeon with the two  
23 officers, who were Major Fonti Kanu and Captain Hindolo Trye.

24 Q. Mr Brima, do you know why you were put in the dungeon?

14:37:01 25 A. Well, after I was removed from the dungeon, when I was  
26 taken to be interviewed, to Rashid Sandy, that was when I knew.  
27 That was why I heard the reason why I was locked up there.

28 Q. Who is Rashid Sandy, Mr Brima?

29 A. Rashid Sandy, just like I told the Court here yesterday,

1 he, too, was an RUF personnel .

2 Q. Mr Brima, how did you know the reason you were locked up?

3 A. Well, when we went to Rashid Sandy, myself and the two  
4 officers whom I've just named, to be interviewed or for  
14:38:19 5 investigation -- or interrogation, Rashid Sandy told us that they  
6 understood that we, the SLAs, didn't want to fight, we were  
7 trying to run away, and we wanted to surrender to the enemy  
8 force, which is ECOMOG force, which was in Liberia. And, he told  
9 us that Major Johnny Paul Koroma, too, wants to escape.

14:39:12 10 Q. Did you say anything in response to that?

11 A. Well, all what I told them was that I had no idea about it,  
12 because I've reached Kailahun before Major Johnny Paul entered  
13 Kailahun.

14 Q. Mr Brima, at this point, did you know where the other SLAs  
14:39:41 15 were?

16 A. The other SLAs, just as I have said, it was when we went to  
17 Rashid Sandy that I knew that they, too, were locked up in  
18 different places.

19 Q. Mr Brima, can you tell this Court who interviewed you?

14:40:01 20 A. It was not one person that interviewed me. I was  
21 interviewed three times. The first interview which I'm talking  
22 about, it was the RUF Rashid Sandy that interviewed me. After  
23 that interview, we were locked up in the dungeon for another one  
24 week.

14:40:32 25 Q. Mr Brima, can you tell us what Rashid Sandy -- can you tell  
26 this Court what he interviewed you about?

27 A. Rashid asked me that they understood that -- they, the RUF,  
28 understood that, especially he who was interviewing me understood  
29 that we, the SLA soldiers, we didn't want to fight. We wanted to

1 run away and we wanted to go and surrender to the enemy force  
2 that was in Liberia, which is ECOMOG.

3 Q. Mr Brima, did you say anything in response to that?

14:41:45

4 A. Well, my reply was that I have no idea about what he was  
5 saying.

6 Q. And the second -- who conducted the next interview, do you  
7 recall?

8 A. The next interview was an RUF called Sheku Coomber.

9 Q. Could you spell that for the Court, please?

14:42:15

10 A. S-H-E-K-U, Sheku. C-O-M-B-A [sic], Coomber.

11 Q. Mr Brima, what did he say to you during this interview?

12 A. Well, the interview with Sheku Coomber, Sheku Coomber asked  
13 me the same question. It was not I alone. Myself and the two  
14 officers whom I've named before, Major Fonti Kanu and

14:43:10

15 Captain Hindolo Trye. That we don't want to tell them the truth.

16 Q. Mr Brima, were you all interviewed at the same time?

17 A. Yes. The three of us were on the floor, asking us one  
18 after the other. They asked us questions.

19 Q. Did you say anything in response to those questions?

14:43:47

20 A. No. The only thing I said was that I hadn't any idea about  
21 all that they were saying.

22 Q. Did the other two SLA soldiers say anything in response to  
23 the interviewer's questions?

24 A. Well, the other two SLAs, what they said was the same thing  
14:44:14 25 I said. Because when they started interviewing, it was the Major  
26 they interviewed first. He said he had no idea. And they asked  
27 the Captain, and he, too, said he had no idea. And then they  
28 asked me, and I too said I have no idea. I don't know if  
29 anything is about to happen.

1 Q. The next interview, who conducted the next interview after  
2 this one?

3 A. Well, from this second interview, they said because we  
4 didn't want to say the truth we were taken back and locked up in  
14:44:53 5 the same dungeon.

6 Q. Mr Brima, do you know Buedu?

7 A. Yes.

8 Q. Is Buedu a big town?

9 A. Yes.

14:45:36 10 Q. Approximately, can you tell us this Court about how many  
11 houses are in Buedu Town?

12 A. Well, I would not be able to tell how many houses that are  
13 in Buedu. But Buedu, roughly, is a big town.

14 Q. Mr Brima, before this period that you were taken to Buedu,  
14:46:10 15 had you been there before?

16 MR AGHA: Leading question, Your Honour.

17 PRESIDING JUDGE: I will allow it, Mr Agha.

18 THE ACCUSED BRIMA: I've never been to Buedu before.

19 MR GRAHAM:

14:46:36 20 Q. Mr Brima, you said after the interview you were locked up  
21 for a week. Did anything happen after that?

22 A. After that, I and the two officers were taken for another  
23 interview.

24 Q. Where were you taken?

14:46:55 25 A. This time we were taken to Sam Bockarie, Sam Bockarie's  
26 house, where Major Johnny Paul Koroma was.

27 Q. How were you taken to Sam Bockarie's house?

28 A. The same way I was taken, together with the two people whom  
29 I have called, Lamin --



1 THE INTERPRETER: Your Honours, can the witness go over the  
2 last bit of his statement. I did not get it clear.

3 PRESIDING JUDGE: Did you hear the interpreter, Mr Brima?  
4 He didn't get the last part of your statement and wants you to  
14:47:43 5 repeat it. Mr Brima, the interpreter did not catch the last part  
6 of your statement and asked if you could repeat it.

7 THE ACCUSED BRIMA: Yes, My Lord. I said that we were  
8 taken for interview, the same way we were taken before when we  
9 went to Rashid Sandy and Sheku Coomber. We were under gunpoint,  
14:48:43 10 and we were -- the RUF rebels escorted us from the point we were  
11 taken from, the dungeon, to Mosquito's house, who is Sam  
12 Bockarie.

13 MR GRAHAM:

14 Q. How did you know, Mr Brima, that [microphone not  
14:49:08 15 activated]?

16 A. How that I knew it was Sam Bockarie's house, I met Sam  
17 Bockarie there seated. I met Johnny Paul Koroma also seated  
18 there.

19 Q. What means of transportation did you use to get to Sam  
14:49:34 20 Bockarie's house?

21 A. We walked on foot.

22 Q. How long was he [microphone not activated] to  
23 Sam Bockarie's house?

24 A. Well, from what I could estimate, it took us 10 to 15  
14:50:00 25 minutes.

26 Q. Mr Brima, can you tell us did anything happened at  
27 Sam Bockarie's house?

28 A. Yes. At Sam Bockarie's house, Major Johnny Paul Koroma  
29 told me that, in the presence of Mike Lamin and Sam Bockarie,

1 that I was a coward. Then, Mosquito, that is Sam Bockarie,  
2 questioned me. When he was questioning me, Major Johnny Paul  
3 Koroma had already gone in.

4 Q. Gone in where?

14:50:59 5 A. In his own room in the house.

6 Q. How do you know he had gone into his own room in the house?

7 A. Well, I was seated on the veranda, and I saw the parlour,  
8 and I was able to see the room into which he entered.

9 Q. What questions did Mosquito ask of you?

14:51:39 10 A. Mosquito asked that -- he had knowledge that we, the SLA  
11 soldiers, we have money. We were about to run away to surrender  
12 in Liberia, to the enemy force, that is the Nigerian ECOMOG. And  
13 they understood also that Johnny Paul had diamonds with which he  
14 wants to escape, and we know about it. And he had sent twice for  
14:52:15 15 them to interview us. He had sent Rashid Sandy, then he had sent  
16 Sheku Coomber to interview us, but from the report he received,  
17 we denied. So, he, too, had come to ask us, so what do we say?

18 Q. Who else was present in Sam Bockarie's house, apart from  
19 Major Johnny Paul Koroma and Sam Bockarie?

14:52:55 20 A. Issa Sesay was there. Mike Lamin was there, also.  
21 Rashid Sandy was there, Sheku Coomber was there, Major Johnny  
22 Paul Koroma's wife was there, his children were there, some of  
23 his guards were there. Then some of his family members were  
24 there.

14:53:28 25 Q. Mr Brima, Major Johnny Paul Koroma that you just referred  
26 to, who was he?

27 A. Major Johnny Paul Koroma was the chairman of the AFRC  
28 government.

29 Q. Mr Brima, did you say anything to Sam Bockarie after he had

1 asked you -- made those statements you just referred to?

2 A. Yes.

3 Q. Please tell this Court what you said in response.

14:54:11

4 A. I told him that I hadn't any idea about diamonds, because  
5 before Johnny Paul Koroma could reach Kono, I had already left  
6 Kono, so I had no idea that Johnny Paul Koroma had diamonds.

7 Q. Did Sam Bockarie, also known as Mosquito, say anything to  
8 you after your response?

14:54:44

9 A. Well, after my response, Mike Lamin ordered the RUF  
10 personnel who were around him that they should arrest  
11 Major Johnny Paul Koroma.

12 Q. How do you know that?

13 A. I heard the order and I heard his voice, and I was seated  
14 there. While they were seated in chairs, I was on the floor.

14:55:15

15 Q. Mr Brima, did anything happen after that?

16 A. Yes. After Mike Lamin had made that statement, the RUF  
17 personnel who were around him, they opened fire. Then they went  
18 into Johnny Paul Koroma's room and they arrested him. They  
19 arrested his wife. They arrested his children. They arrested

14:55:43

20 all the bodyguards that he had with him, and they brought all of  
21 them out and put everybody on the ground. They started  
22 questioning him in our presence that if he had diamonds and was  
23 he about to escape with them. From what I heard him say, he said  
24 he hadn't any diamonds. Then the interview was on with Johnny  
25 Paul Koroma. Then Issa Sesay took Johnny Paul Koroma's wife, put  
26 her in his vehicle and drove off with her and went together with  
27 the Cut Mouth RUF who testified here.

14:56:17

28 Q. Mr Brima, how do you know that Issa Sesay left with  
29 Major Johnny Paul Koroma's wife together with Cut Mouth?

1 A. Well, just as I was saying, we were not far, just like  
2 where you are standing. No. Just like where you are standing to  
3 where I am, the distance was not like that. The distance was  
4 very close to where this first layer is seated. Because we were  
14:57:18 5 in the veranda and it didn't happen between the parlour and by  
6 the time they came out on to the veranda.

7 Q. When they sat in the vehicle, do you know where they went  
8 off to?

9 A. No.

14:57:44 10 Q. Mr Brima, earlier on, you've told this Court that  
11 Major Johnny Paul Koroma had some of his guards with him. Who  
12 were these guards?

13 A. They were some SLA personnel.

14 Q. Do you know how many there were in number?

14:58:07 15 A. No. I could only remember some by their names.

16 Q. Could you please tell this Court the names of the guards  
17 that you knew - Johnny Paul Koroma's guards that you knew.

18 A. The one's whose names I could remember were WO2 Samuel  
19 Kargbo, Corporal George Adams, Sergeant Moses Kabia.

14:59:41 20 Q. Could you go slowly.

21 A. Samuel Kargbo, S-A-M-W -- I say S-A-M-E -- I'm sorry.

22 S-A-M-U-E-L, Samuel. Kargbo, K-A-R-G-B-O. George Adams,

23 G-E-O-R-G-E. Adams, A-D-A-M-S. Moses Kabia, M-O-S-E-S

24 K-A-B-I-A. Banja Marah, B-A-N-J-A M-A-R-A-H. Margai,

15:00:46 25 M-A-R-G-A-I. These were the guards whose names I could remember,  
26 but there were many others whose names I could not remember.

27 Q. Did you know any of them personally, the guards?

28 A. Yes.

29 Q. Mr Brima, did anything happen after Issa Sesay left with

1 Johnny Paul Koroma's wife? Did anything happen after that?

2 A. After that, when Issa left with Johnny Paul's wife, we were  
3 taken back to Mike Lamin's house this time. From there, they, we  
4 were separated with the other officers. I don't know where the  
15:01:41 5 officers were taken to, but I was in Mike Lamin's house.

6 Q. Did you subsequently see Issa and Johnny Paul Koroma's wife  
7 again?

8 A. No, I did not see Major Johnny Paul Koroma again. I did  
9 not see his wife again until in 1999 when I saw them in Freetown.

15:02:20 10 Q. Mr Brima, how do you know you were taken to Mike Lamin's  
11 house?

12 A. Just as I have explained to you before, Mike Lamin, the  
13 room in which I was locked up, the room next to it, that was  
14 where Mike Lamin dwelled. And if I had wanted to use the gent,  
15:02:59 15 if I was fortunate to meet him outside, I used to see him. When  
16 I was on bed there, I heard his voice. And his wife, too, I know  
17 her. So that was the way I came to realise that that was  
18 Mike Lamin's house.

19 Q. How do you know it was his wife?

15:03:29 20 A. How I came to know Mike Lamin's wife? Well, when I was  
21 detained, when I want to use the gent or I want to get outside to  
22 bathe, the security that were by me, that escorted me, those were  
23 the RUF security, they used to tell me that that was their boss  
24 wives, Mike Lamin.

15:04:19 25 THE INTERPRETER: "Boss's wife." Sorry from the  
26 interpreter.

27 MR GRAHAM:

28 Q. Mr Brima, during this period that you were in Mike Lamin's  
29 house, were you still under arrest?

1 A. Yes.

2 Q. Did anything happen during the time that you were being  
3 detained in Mike Lamin's house?

4 A. The cut mouth rebel person that I have talked about, it was  
15:05:01 5 he that arrested all the SLAs, whose wives were arrested. I knew  
6 that -- still, when I used to come out and I was escorted while  
7 going to the gents, the RUF personnel that used to escort me,  
8 they used to tell me. So that was the way I came to know.

9 Q. To the best of your knowledge, do you know how long you  
15:05:39 10 were in Mike Lamin's house?

11 A. Well, from when I came out from the dungeon, after the two  
12 weeks I spent there, after which I came to live in Mike Lamin's  
13 house under house arrest, I was there till June. Then they  
14 transferred me to Kailahun Town.

15:06:27 15 Q. Who transferred you to Kailahun Town, Mr Brima?

16 A. Mike Lamin.

17 Q. Do you know why?

18 A. Well, I don't know why he transferred me to Kailahun.

19 Q. How were you transferred to Kailahun Town, Mr Brima?

15:06:55 20 A. They placed me in a vehicle, drove off with me to Kailahun,  
21 and they detained me in Kailahun.

22 Q. Who drove off with you, Mr Brima?

23 A. Mike Lamin.

24 Q. Mr Brima, was there anyone else with you?

15:07:22 25 A. When I reached Kailahun?

26 Q. I was asking on your way from Mike Lamin's house when you  
27 were being transferred to Kailahun, you said you were being  
28 driven by Mike Lamin and I'm asking was anyone else with you?

29 A. Yes. I can recall Sergeant Kamara, SLA, was with me. He,

1 too, was arrested. Staff Sergeant Moseray was with me. It was  
2 the three of us that they rode off to Kailahun.

3 Q. The two names SLA you just mentioned, were they also under  
4 arrest?

15:08:14 5 A. Yes.

6 Q. Did anything happen when you got to Kailahun Town?

7 A. Put that question again, sir.

8 Q. I said did anything happen when Mike Lamin drove you back  
9 to Kailahun Town?

15:08:39 10 A. Yes. When he reached in Kailahun Town, that was where I  
11 got information from the SLAs that were detained there. And that  
12 was the time I knew that some of the SLAs that arrested us, they  
13 too were detained in Kailahun. So while we were there --

14 MR GRAHAM: Your Honours, my learned friends have drawn my  
15:09:47 15 attention to -- I think there is the need for a clarification in  
16 respect of what Mr Brima just said, that someone was arrested  
17 with him. I am informed the interpreter said "arrested me." I  
18 think there is a need for clarification for the purposes of the  
19 record.

15:10:28 20 Q. Mr Brima, can you repeat the answer you just gave?

21 A. I said when Mike Lamin drove us off to Kailahun Town with  
22 the two soldiers whose name I have just mentioned, that was the  
23 time we came to realise that other SLA soldiers were detained  
24 there and all of us were arrested together. Then, that was the  
15:11:10 25 time I came to know that Major Fonti Kanu that was arrested with  
26 us together, and Captain Foday Kallon, escaped and went to  
27 Liberia. Mike Lamin went to Liberia, arrested them and brought  
28 them back to Sierra Leone in Kailahun, and killed them. This  
29 explanation was given to me by my colleague SLA soldiers that I

1 met in detention.

2 MS THOMPSON: Your Honours, I have the benefit of  
3 understanding both languages and what the witness has said is not  
4 what actually was interpreted. I don't want to do the  
15:12:15 5 interpretation, but I will just give a broad sense of what came  
6 through. The witness is talking about people arrested with him  
7 earlier. The interpretation is people arrested when they got to  
8 Kailahun. We've been through it twice now and the first one was  
9 certainly not that. The second one is now as if they were  
15:12:38 10 arrested in Kailahun, and that's not what the evidence is.

11 PRESIDING JUDGE: Thank you, Ms Thompson. I think the best  
12 way to clear that up, Mr Graham, is to break up the sequence and  
13 ask him piecemeal what was the situation. Yes, Mr Agha.

14 MR AGHA: Your Honours, I would like to raise an objection  
15:13:04 15 in that the Prosecution would submit that a foundation should be  
16 laid before the evidence is actually led, because evidence is  
17 coming out and then time and again the foundation is laid. It is  
18 the submission of the Prosecution that the foundation should be  
19 laid first, then followed by the evidence.

15:13:25 20 PRESIDING JUDGE: What foundation are you talking about?  
21 What happened in Liberia with Mike Lamin?

22 MR AGHA: That would be an example. The knowledge of what  
23 happened in Liberia, how that was known? How these two officers  
24 escaped?

15:13:46 25 PRESIDING JUDGE: I'm fairly clear on that evidence.

26 MR AGHA: The evidence is clear, I agree, Your Honour.  
27 What I am suggesting is for future reference, it would be  
28 preferable if foundation could be laid before the evidence came  
29 out. The evidence is coming out first, then the foundation is



1 coming.

2 PRESIDING JUDGE: I'm not quite sure what your objection  
3 is, Mr Agha. You're saying that there has been a foundation, but  
4 it's too late, or are you saying there is some evidence that  
15:14:13 5 hasn't been supported by foundation?

6 MR AGHA: No, I'm saying the evidence is coming first, then  
7 the foundation is coming after the evidence, whereas it is the  
8 submission of the Prosecution that the foundation should come  
9 first, followed by the evidence, and this is going forward.

10 PRESIDING JUDGE: I understand. That normally would be the  
11 correct way to do things. You're not, at this particular point  
12 in time, objecting to any specific piece of evidence, but merely  
13 to the way it is being led?

14 MR AGHA: Exactly, Your Honour, going forward.

15:14:51 15 PRESIDING JUDGE: Thank you, Mr Agha.

16 MR GRAHAM:

17 Q. Mr Brima, I would want you to clarify for the Court, the  
18 SLA soldiers who were under arrest that you said you met in  
19 Kailahun, had you met them before?

15:15:08 20 A. Yes. We were arrested together before.

21 Q. Mr Brima, you just told the Court about some of the SLA  
22 soldiers trying to escape to Liberia. How do you know that?

23 A. Well, we, the SLA soldiers, it was we that made up our  
24 minds to escape. So that was the way I came to know about it.

15:16:07 25 All of us planned it for us to escape. From the time we left  
26 Kono, that was our plan, that we should escape and go to Liberia.  
27 From Liberia, we will find a way out to Europe.

28 Q. You had told us earlier on that there was a fortunate group  
29 that managed to escape. Were they all part of your planning?

1 Were they part of the plan to escape?

2 MR AGHA: Leading question, Your Honour.

3 PRESIDING JUDGE: I will allow it, Mr Agha.

4 THE ACCUSED BRIMA: Well, some of them were part of the  
15:17:14 5 plan when we were in Kono. And some of them, when we came to  
6 Kailahun, when we were arrested, when they beat us up and  
7 molested us, all of us went together and decided to escape.

8 MR GRAHAM:

9 Q. Mr Brima, did anything happen once you got to Kailahun Town  
15:17:56 10 with Mike Lamin?

11 A. Yes, that was what I've told this Court. I said when I  
12 reached Kailahun with the other two personnel that I was taken  
13 with, that is Staff Sergeant Kamara and Staff Sergeant Moseray,  
14 they locked us up. The SLA soldiers we met that were locked  
15:18:40 15 up -- locked up in Kailahun, they were the ones that told us that  
16 Mike Lamin went to Liberia. He took Captain Foday Kallon and  
17 Major Fonti Kanu, brought them back in Sierra Leone in Kailahun,  
18 and killed them.

19 [AFRC08JUN06E - SV]

15:19:22 20 Q. Where were you locked up?

21 A. They locked us up in a cell in Kailahun.

22 Q. Do you know how long you were locked up in this cell?

23 A. Well, in the cell in which I was locked up, I was there  
24 from June to July. When I was able to speak with Morris Kallon,  
15:19:58 25 who was an RUF, he was able to assist me to escape.

26 Q. Mr Brima, where did you see Morris Kallon?

27 A. I did not get you clearly.

28 Q. I said where did you see him?

29 A. Morris Kallon, I saw him in Kailahun Town.

1 Q. At this time were you still under arrest?

2 A. Well, I was under arrest but they've taken us out and they  
3 were observing our movements. If I was about to leave the area  
4 where I was and go to the next place, I should obtain a pass from  
15:21:10 5 the RUF commander at the ground.

6 Q. Mr Brima, who is Morris Kallon?

7 A. Morris Kallon, as I told the Court yesterday, he was an RUF  
8 rebel personnel.

9 Q. Is he the Morris Kallon that is on trial here?

15:21:45 10 A. Yes.

11 Q. And, Mr Brima, what did Morris Kallon say to you when you  
12 told him about your desire to escape?

13 A. Well, Morris Kallon, I would say, even when I'm here today  
14 I'll say he supported me, because I have told this Court before  
15:22:20 15 that Morris Kallon's brother, one SLA soldier, was my platoon  
16 mate and he was a close friend, and all of us went to Kailahun.  
17 That is, Lieutenant Jeff Kallon. So before this time Morris knew  
18 that his brother was with me and his brother was fortunate to  
19 escape to go to Liberia. So when I talked to him, he too  
15:23:07 20 favoured me.

21 Q. What do you mean by he favoured you?

22 A. Well, when I explained to him that I was planning to escape  
23 from Kailahun and I had wanted to join him when he was coming to  
24 Kono, he accepted.

15:23:30 25 Q. Mr Brima, how do you know that Morris Kallon's brother,  
26 Lieutenant Jeff Kallon, escaped to Liberia?

27 A. Lieutenant Jeff Kallon, all of us moved from Kono. We were  
28 initially arrested in Kailahun, and initially were to be killed  
29 in Kailahun when Mosquito passed the order, and we were released

1 when Mosquito heard that Johnny Paul Koroma was going to  
2 Kailahun. And all of us again made up the plan for us to escape.  
3 Among the members of the fortunate group that escaped to Liberia,  
4 Lieutenant Jeff Kallon was one of the officers among that group.

15:24:43 5 Q. Mr Brima, you've just told this Court that you told --  
6 intimated to Morris Kallon your desire to escape and he favoured  
7 you. Did anything happen after that?

8 A. Yes.

9 Q. Can you tell this Court what happened?

15:25:07 10 A. Some civilians were arrested from Kono. They were RUF  
11 captives. The time that I was allowed to walk around the town  
12 with a pass, some of those civilians --

13 THE INTERPRETER: The interpreter is sorry. One segment of  
14 the witness's testimony is not all that is audible. Could he  
15:25:50 15 please repeat?

16 THE ACCUSED BRIMA: So when Morris Kallon had wanted to  
17 come, after I have talked with him, and when he had agreed with  
18 me, I pleaded with him, saying that, "While coming, please,  
19 Morris, don't leave behind these civilians," and he accepted.

15:26:23 20 Q. How do you know these civilians were under arrest as RUF  
21 captives?

22 A. Well, during the time that we're going to Kailahun, when  
23 they arrested us, the SLA soldiers, they arrested some civilians  
24 before. All of them were brought and joined us together. So  
15:26:58 25 this was the time I came to understand that the civilians were  
26 arrested from Kono. And the names they had, I knew they were  
27 Kono names. Every Sierra Leonean will tell you that truth that  
28 Kono -- we, the Kono people, the Kono tribe, we are the only  
29 people that have those names. It's rare to hear those names in

1 other tribes.

2 Q. Mr Brima, did anything happen after you had told  
3 Morris Kallon about the civilians who were RUF captives?

4 A. Yes, Morris Kallon listened to me.

15:28:00 5 Q. Did Morris Kallon do anything after that?

6 A. Well, when Morris Kallon was ready to come to Kono in July  
7 1998, he came with me and he came with some of the civilians that  
8 he was able to come with.

9 Q. And what about yourself?

15:28:38 10 A. I myself, Morris Kallon came along with me.

11 Q. He came along with you to where?

12 A. He came along with me from Kailahun to Kono.

13 Q. Who else was with you and Morris Kallon?

14 A. We had one Corporal Gbosowah.

15:29:20 15 Q. Could you spell that, please, for the Court?

16 A. G-B-O-S-O-W-A-H. I came -- staff Sergeant Moses Moseray  
17 and a lady came with us whose name was Ester. These are the  
18 names I'm able to recall.

19 Q. Mr Brima, apart from the names, can you approximately tell  
15:30:19 20 this Court how many of you made the trip from Kailahun to Kono?

21 A. Well, I cannot show the number, because we, the soldiers  
22 who escaped and joined up with Morris Kallon, I can only say  
23 about us. But I cannot say the exact number because the other  
24 personnel among the civilians were RUF.

15:31:02 25 Q. Thank you, Mr Brima. Do you know how Morris Kallon  
26 arranged the escape?

27 A. No.

28 Q. Mr Brima, how long did the trip from Kailahun to Kono take?

29 A. We spent three days.

1 Q. What means of transportation, if any, did you use?

2 A. We walked until we reached Gandorhun and we boarded a  
3 vehicle until we arrived in Koidu Town.

4 Q. Did all of you board the vehicle?

15:32:04 5 A. No, not all of us boarded the vehicle.

6 Q. Mr Brima, when did you, to the best of your knowledge,  
7 arrive in Kono?

8 A. We arrived in Kono in July 17th, 1998.

9 Q. Mr Brima, how can you be so sure about the date you just  
15:32:54 10 mentioned to this Court?

11 A. Well, I listened to the news from the time we left the camp  
12 until the time we arrived in Kono. Morris Kallon had a radio.  
13 So that was the way I came to know that that was the day we  
14 reached, because I listened to the news over the radio.

15:33:43 15 MR GRAHAM: Your Honours, I'm going to refer back to the  
16 indictment. Once again back to paragraph 33 of the indictment,  
17 Registry page number 6245. With Your Honours' kind permission I  
18 will read just the first three lines again.

19 Your Honours, in the meantime Mr Kamara, the second  
15:34:32 20 accused, would want to use the restroom, with your permission.

21 PRESIDING JUDGE: Yes, by all means, he can leave.

22 MR GRAHAM: Thank you, Your Honour.

23 Q. Mr Brima, I read -- Mr Brima, are you all right?

24 A. I'm not feeling well.

15:35:21 25 PRESIDING JUDGE: Carry on as far as you can, Mr Brima.  
26 We've only got less than half an hour to go. If you really  
27 cannot carry on, you let me know. But try to hold on, please.  
28 The more hours we put in to your testimony the shorter time  
29 you'll spend in the witness box.

1 MR GRAHAM:

2 Q. Mr Brima, I will read quickly.

3 "The AFRC, including Alex Tamba Brima, Brima Bazzy Kamara  
4 and Santigie Borbor Kanu, and the RUF" --

15:35:55 5 THE INTERPRETER: Your Honours, can counsel go a little bit  
6 slower for the interpretation to be done.

7 MR GRAHAM: I'm sorry.

8 Q. "The AFRC, including Alex Tamba Brima, Brima Bazzy Kamara  
9 and Santigie Borbor Kanu, and the RUF, including Issa

15:36:20 10 Hassan Sesay, Morris Kallon and Augustine Gbao, shared a  
11 common plan."

12 Mr Brima, I ask you: Did you share a common plan -- a  
13 common joint enterprise with Morris Kallon?

14 A. No.

15:36:46 15 MR GRAHAM: Your Honours, I will move forward to paragraph  
16 38 of the indictment, specifically Registry page number 6246.  
17 With Your Honours' permission I will read paragraph 38 of the  
18 indictment.

19 Q. Mr Brima, I read to your hearing:

15:37:16 20 "At all times relevant to this Indictment, members of the  
21 RUF, AFRC, Junta and/or AFRC/RUF forces..., subordinate to  
22 and/or acting in concert with Alex Tamba Brima, Brima Bazzy  
23 Kamara and Santigie Borbor Kanu, conducted armed attacks  
24 throughout the territory of the Republic of Sierra Leone,  
15:37:50 25 including Bo, Kono, Kenema, Koinadugu, Bombali and Kailahun  
26 and Port Loko Districts and the city of Freetown and the  
27 Western Area. Targets of the armed attacks included  
28 civilians."

29 Mr Brima, I ask you: Did you conduct any armed attacks in

1 Kailahun?

2 A. No.

3 Q. And Mr Brima, can you tell this Court, do you know who  
4 controlled Kailahun District?

15:38:36 5 A. As far as I know, the RUF was in control of Kailahun and  
6 that is Mosquito who was their boss-man.

7 Q. And the period I'm referring to is from February 1998  
8 onwards.

9 A. Just as I have said, it was Mosquito and the RUF who were  
15:39:03 10 in control of Kailahun.

11 Q. How do you know they were in control of Kailahun?

12 A. Well, when I was arrested in Kailahun all the RUF leaders  
13 were all -- they were all reporting to Mosquito. They were all  
14 answerable to Mosquito, I'm sorry. And Mosquito was the overall  
15:39:35 15 RUF boss-man in Kailahun.

16 MR GRAHAM: Your Honours, I will move on again, back to the  
17 indictment again. Paragraph 46 of the indictment which is on  
18 Registry page number 6249. With Your Honours' permission I will  
19 read.

15:40:10 20 Q. "Between about 14 February 1998 and 30 June 1998, in  
21 locations including Kailahun town, members of AFRC/RUF  
22 unlawfully killed an unknown number of civilians."

23 Mr Brima, I ask of you: Did you kill any person or persons  
24 in Kailahun District during the period under reference, that is  
15:40:52 25 14th February 1998 to 30th June 1998?

26 A. No, I did not kill anybody and I have told you that I was  
27 under arrest in Kailahun. You see, I was under arrest in  
28 Kailahun during this time you are talking about. I did not kill  
29 anybody.



1 Q. Mr Brima, I ask of you: If you did not kill anyone, did  
2 you order anyone to kill any person or persons in  
3 Kailahun District?

4 A. No.

15:41:31 5 Q. Did you take up arms in Kailahun District?

6 A. No.

7 Q. Did you order any one person or persons to take up arms in  
8 Kailahun District?

9 A. No.

15:41:47 10 Q. Did you, Mr Brima, abduct any person or persons in Kailahun  
11 District?

12 A. No.

13 Q. Did you, Mr Brima, order anyone to abduct any person or  
14 persons in Kailahun District?

15:42:07 15 A. No.

16 MR GRAHAM: Thank you, Mr Brima. Your Honours, I'm going  
17 to move on to paragraph 55 of the indictment. Your Honours,  
18 before I proceed, Mr Santigie Borbor Kanu, the third accused in  
19 this matter, would want to use the restroom.

15:42:25 20 PRESIDING JUDGE: Yes, he can leave the Court.

21 JUDGE SEBUTINDE: I'm sorry, what's that paragraph again?

22 MR GRAHAM: It's paragraph 55 of the indictment. Your  
23 Honours, I will read paragraph 55 under the heading "Kailahun  
24 District".

15:43:07 25 Q. Mr Brima, I read to your hearing. Mr Brima, are you all  
26 right?

27 A. I'm not feeling well at all.

28 PRESIDING JUDGE: All right. We're going to have to  
29 adjourn for the day. I'd ask the Registrar to arrange for a

1 medical certificate as to Mr Brima's health and his ability to  
2 give evidence.

3 I'll ask you, Mr Brima, please do not discuss your evidence  
4 or this case with anybody. We'll adjourn now. We'll reconvene  
15:43:48 5 at 9.15 in the morning.

6 MR GRAHAM: I'm most grateful, Your Honours.

7 [Whereupon the hearing adjourned at 3.40 p.m.,  
8 to be reconvened on Friday, the 9th day of  
9 June, 2006, at 9.15 a.m.]

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WITNESSES FOR THE DEFENCE:

WITNESS: ACCUSED ALEX TAMBA BRIMA 2

EXAMINED BY MR GRAHAM 2