



Case No. SCSL-2003-01-T

THE PROSECUTOR OF
THE SPECIAL COURT
V.
CHARLES GHANKAY TAYLOR

MONDAY, 28 APRIL 2008
9.30 A.M.
TRIAL

TRIAL CHAMBER II

Before the Judges:

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

For Chambers:

Mr William Romans
Ms Doreen Kiggundu

For the Registry:

Ms Rosette Muzigo-Morrison
Ms Rachel Irura

For the Prosecution:

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

**For the accused Charles Ghankay
Taylor:**

Mr Morris Anyah
Mr Terry Munday
Mr Lansana Kamara

**For the Office of the Principal
Defender:**

1 Monday, 28 April 2008

2 [The accused present]

3 [Open session]

4 [Upon commencing at 9.30 a.m.]

09:28:24 5 PRESIDING JUDGE: Good morning. I notice some changes of
6 appearance. Ms Alagendra, I think your bar is as before.

7 MS ALAGENDRA: Good morning, your Honours. The bar is as
8 before.

9 PRESIDING JUDGE: Mr Anyah?

09:28:38 10 MR ANYAH: Good morning, Madam President. Good morning,
11 your Honours. There is a change in our appearance. For the
12 Defence we have Mr Terry Munyard who is back with the Chamber and
13 we are welcome to have him back, myself Morris Anyah as well as
14 Mr Lansana Kamara. Thank you, Madam President.

09:28:59 15 PRESIDING JUDGE: Thank you, Mr Anyah. Indeed we welcome
16 Mr Munyard back. If there are no other matters we will proceed
17 on with the evidence of the witness. Good morning, Mr Witness.

18 THE WITNESS: Good morning, my Lord.

19 PRESIDING JUDGE: Before you proceed, Mr Anyah, I will
09:29:23 20 remind the witness of his solemn declaration. Mr Witness,
21 I again remind you as I have done on other mornings that you took
22 a solemn declaration to tell the truth. That declaration is
23 still binding on you and you must answer questions truthfully.
24 Do you understand?

09:29:43 25 THE WITNESS: Yes, my Lord. I have something to say to the
26 Court.

27 WITNESS: TF1-334 [On former affirmation]

28 PRESIDING JUDGE: I see. What do you want to say?

29 THE WITNESS: My Lord, at about 9 a.m. yesterday, Sunday

1 morning, I received a call from Freetown from my younger brother.
2 He said men went to the compound in Wellington. The dogs were
3 barking, so they opened the door and he called a cousin of mine
4 there, they are staying together. No sooner they opened the
09:30:31 5 door, the men rushed on them and entered the fence. They were
6 saying that, "Your brother is lucky", otherwise they should have
7 burnt the house, now that I am in Holland saying all sorts things
8 about the SLA and Charles Taylor, so they are waiting for me.
9 They will ensure that I am eliminated.

09:31:01 10 So when I was notified on that I alerted the office and
11 told them to go to the police station to make their report. The
12 office was alerted. They too contacted Freetown, the WVS office.
13 I think they too sent some investigators to the place. So since
14 yesterday I am still not happy about it. I am so much tormented
09:31:31 15 and worried. So that is the reason why I said when I come this
16 morning I will inform the Court about it.

17 I could recall my lawyer said in this Court, he said if
18 I am in the open testifying for the benefit of Sierra Leone and
19 the trial so they should ensure that my family members should be
09:31:56 20 relocated because I can recall my lawyers - my lawyer objecting
21 three times in this Court about my families, so you see this is
22 now what is happening with my family members. This is so
23 worrying and it is so tormenting me I have decided to bring it to
24 the notice of the Court.

09:32:25 25 PRESIDING JUDGE: Thank you, Mr Witness. Obviously we are
26 concerned to hear this. I will ask the lawyers if they are
27 aware, or have heard any information.

28 MR KOUMJIAN: Your Honour, we were made aware yesterday.
29 I am seeking further information from Freetown. I understand

1 actions are being taken there, but the Prosecution would, based
2 on this new information, ask the Court to reconsider the motion
3 to redact the public transcript to remove the references to the
4 family of the victim - excuse me, of the witness.

09:33:12 5 PRESIDING JUDGE: Mr Anyah, you have heard both the witness
6 and Mr Koumjian's application.

7 MR ANYAH: Yes, Madam President. I make a number of
8 observations. In the first instance it appears that they have
9 taken the proper steps in notifying the local authorities to look
09:33:26 10 into the matter. We do not know at this point the totality of
11 the circumstances and I suppose we have to accept the witness's
12 statements regarding this incident at this point.

13 I do not necessarily see a direct correlation between the
14 evidence that was elicited last week before the Chamber and this
09:33:54 15 particular incident. I say so for a number of reasons. One, as
16 the Chamber noted when it made its oral ruling last week, no
17 names were mentioned during the course of my examination of the
18 witness. General locations and streets were named, but no names
19 were mentioned. Two, the witness himself last week made
09:34:16 20 references to prior incidents involving other accused before the
21 Special Court, in particular some of the RUF accused, and how it
22 was common knowledge as of 2006 that he had appeared before the
23 Special Court and had given evidence before the Special Court.
24 Indeed he went as far as saying people on the street knew him as
09:34:45 25 - either he used the word Pastor or Reverend 334.

26 So the fact that he appears before the Special Court and
27 the nature of the evidence he has given has been in the public
28 domain in the Freetown area and has in the past caused him
29 problems. Despite the past problems the witness chose, after

1 consultation with the Prosecution, to appear in the open before
2 this Chamber.

3 While it was the case that last week I consented to the
4 Prosecution's request that the transcript be redacted, your
09:35:21 5 Honours might recall I was trying to get the Chamber's attention
6 during this deliberation because I reflected on it and having
7 been given the opportunity I would have withdrawn my consent
8 primarily because subsumed in the Chamber's determination that
9 the questions were relevant was the finding that it was proper to
09:35:47 10 put them in open session and for me to consent after such a
11 ruling by the Chamber would have had the effect of going behind
12 my original request that I be allowed to pursue that line of
13 questioning. Essentially I am saying my consent to the redaction
14 was inconsistent with my request to the Chamber to allow me to
09:36:10 15 pursue the line of questioning and having been given the
16 opportunity I would have withdrawn my consent last week.

17 But the record is as it is. There is a consent from us
18 last week. I do not adopt that consent as of this point. The
19 proper authorities will investigate these allegations and the
09:36:28 20 Chamber will be apprised of further development. I certainly at
21 this point do not consent to the redaction request. Thank you.

22 PRESIDING JUDGE: Mr Koumjian, you don't have a right of
23 reply.

24 MR KOUMJIAN: I was just seeking leave on this important
09:36:49 25 matter to reply. I realise I do not have an absolute right to
26 reply, but I am asking the Court's leave.

27 PRESIDING JUDGE: Is it on a point of law?

28 MR KOUMJIAN: It's just relating to witness protection
29 and - well, it is on a point of law as far as the procedure of

1 witness protection. Very simply, your Honours, the fact that
2 something is relevant and the Prosecution clearly thinks that
3 this wasn't relevant and never was shown to be relevant, but we
4 respect that that judgment was made, the fact that something is
09:37:19 5 relevant does not mean it has to be stated in open court and on
6 the public transcript. Those are two completely different issues
7 and that is why the rules provide for private sessions and for
8 closed sessions.

9 PRESIDING JUDGE: Thank you, Mr Koumjian.

09:48:23 10 MR KOUMJIAN: Thank you.

11 JUDGE SEBUTINDE: Mr Koumjian, we are just wondering. We
12 are aware of the provisions or the regulation in WVS that once a
13 witness has taken the stand and his testimony is underway they
14 are not supposed to receive unsupervised phone calls from
09:48:46 15 outside. We are just wondering the circumstances under which
16 this particular phone call came through.

17 MR KOUMJIAN: Your Honour, I would not know that, I am
18 sorry, but I first to be honest am not aware of that rule, but
19 secondly I believe we do not know whether or not this phone call
09:49:04 20 was supervised or not. All I know is information that was
21 relayed to me from WVS and I have not enquired about your
22 Honour's particular question.

23 JUDGE SEBUTINDE: Does the Registry know anything about
24 this before we make our ruling?

09:49:22 25 MS MUZIGO-MORRISON: Unfortunately not, your Honour. We
26 would have to conduct investigation and get back to the Chamber.
27 Thank you.

28 JUDGE SEBUTINDE: In any event, I think the Presiding Judge
29 will deliver our ruling. Thank you.

1 PRESIDING JUDGE: This is a decision relating to a
2 complaint and an application. The Trial Chamber notes the
3 witness's concerns and notes also that the local authorities have
4 now intervened. We trust they will deal with this and the
09:50:02 5 witness's worries will be put to ease. However, by a majority of
6 the Trial Chamber with the same dissent as before we consider
7 that, given the evidence of the witness of public knowledge of
8 his past appearances and his option to testify openly, no useful
9 purpose will be served in reversing the previous decision.
09:50:29 10 Accordingly, the application is refused. Please proceed.

11 MR ANYAH: Thank you, Madam President.

12 CROSS-EXAMINATION BY MR ANYAH: [Continued]

13 Q. Good morning, Mr Witness.

14 A. Good morning, my Lord.

09:50:50 15 Q. Mr Witness --

16 A. Yes, my Lord.

17 Q. -- when we left off on Friday we were discussing some of
18 the preconditions that the AFRC had during its negotiations with
19 the RUF leading up to the return of Johnny Paul Koroma and Foday
09:51:17 20 Sankoh in late September, or early October, 1999 to Freetown. Do
21 you recall that, Mr Witness.

22 A. Yes, my Lord.

23 Q. There is one matter from Friday I would like to go back and
24 revisit and that has to do with the arrest by the West Side Boys
09:51:38 25 of two RUF commanders: Superman, also known as Denis Mingo, and
26 Mike Lamin. In the first instance, would you agree that they
27 were arrested by the West Side Boys?

28 A. Well, yes, after we came back from Liberia it was not only
29 Superman and Mike Lamin. It included also FAT, Five-Five too was

1 among the squad, Santigie Borbor Kanu. They were the people who
2 were arrested, including one Ray who they said was the Black
3 Guard commander to Foday Sankoh. He was among that squad.

4 Q. We had a slight --

09:52:29 5 JUDGE SEBUTINDE: Sorry, sorry, does this mean Five-Five
6 was also arrested? Are you saying Five-Five was arrested?

7 THE WITNESS: Yes, my Lord. He was among the convoy that
8 was moving that came from Makeni: Five-Five; Superman; FAT; Ray,
9 whom they said was Black Guard commander to Sankoh; and also Mike
09:52:50 10 Lamin.

11 MR ANYAH:

12 Q. And how about FAT?

13 A. And also FAT Sesay.

14 Q. Now, we disagreed on the date of arrest and I had put
09:53:07 15 forward an article that indicated they were arrested on 31 August
16 1999 and you said the arrest took place after the return of
17 Johnny Paul Koroma to Sierra Leone, correct?

18 A. Yes, my Lord.

19 Q. The article in question was marked for identification as
09:53:31 20 MFI-29. Mr Witness, do you stand by your evidence that this
21 arrest took place after the return of Johnny Paul Koroma to
22 Sierra Leone?

23 A. Yes, my Lord, I stand by it.

24 Q. At the time these arrests were made, were there still any
09:53:50 25 RUF members among the West Side Boys? Did you get the
26 interpretation, Mr Witness?

27 A. No.

28 PRESIDING JUDGE: Mr Interpreter, the witness says he
29 hasn't heard. Was it interpreted?

1 THE WITNESS: I didn't get the last word.

2 PRESIDING JUDGE: Perhaps repeat your question, Mr Anyah,
3 and we will have it interpreted again.

4 MR ANYAH: Yes, Madam President. Thank you:

09:54:23 5 Q. Mr Witness, at the time these arrests were made were there
6 any RUF members amongst the West Side Boys?

7 A. Yes, my Lord, they were still there.

8 Q. Were any of the RUF members still within the West Side Boys
9 commanders within the RUF?

09:54:51 10 A. Yes, my Lord.

11 Q. Can you name the RUF commanders who remained with the West
12 Side Boys when their fellow commanders of the RUF, Mike Lamin and
13 Denis Mingo, were arrested by the West Side Boys?

14 A. I told you what I knew when we were there, the person that
09:55:19 15 did the arrest was CSO to Bazy. We were all in the camp when
16 Bazy gave him the order to go and arrest the men and bring them
17 to the camp. It was a mixed people that went there, my Lord.

18 PRESIDING JUDGE: I don't think you are answering the
19 question. The question was can you name the RUF commanders who
09:55:43 20 remained with the West Side Boys after this arrest? I am sorry,
21 when this arrest occurred.

22 THE WITNESS: Thank you, my Lord. Stagger, Lieutenant
23 Colonel Stagger, was still in the West Side base with us with men
24 with him. There was Captain Junior. He too was RUF. He was
09:56:08 25 there at the base. They were in the Lion battalion.

26 MR ANYAH:

27 Q. Besides Lieutenant Colonel Stagger and Captain Junior, can
28 you name other RUF members of the West Side Boys at the time of
29 the arrest of Denis Mingo and Mike Lamin?

1 A. They were there in a large number. Only that I didn't know
2 all of them, but they were there amongst with us.

3 Q. If you were to give an approximate number as being the
4 total number of members making up the West Side Boys in the fall
09:56:43 5 of 1997 - and by that I mean October 1999, I am sorry, not 1997 -
6 what would you put that figure at?

7 A. I cannot guess a number now because, like I said, when we
8 retreated to Benguema RUF members were there and we withdrew
9 together. We withdrew gradually, so they continued to stay with
09:57:14 10 us until we established the West Side base.

11 Q. Let me ask you - I am sorry, you may finish your answer,
12 Mr Witness.

13 A. To say I can give you a rough estimate, no, because they
14 were in other areas, but they were many that we were staying
09:57:32 15 together. We had all gone on attacks together.

16 Q. Well, let me ask you the question I meant and which I think
17 the record reflects which is that you said you were a member of
18 the West Side Boys. I want to know in about October 1999 how
19 many members made up the West Side Boys? Give us an approximate
09:57:51 20 figure, Mr Witness.

21 A. My Lord, we were many. We were more than 1,000 - I mean,
22 about 500 to 600 members that were at the West Side.

23 Q. Did you say 1,000, or did you say 500 to 600?

24 A. Well, about 500 to 600 manpower that were there besides the
09:58:21 25 small boys that were with us.

26 Q. Well did you consider the small boys, as you call them,
27 that were with you West Side Boys members?

28 A. Yes, my Lord, because they did undertake - they did
29 participate in armed attacks, they did participate in ambushes

1 and so they were with us participating together with us.

2 Q. If you add the figure of those small boys to the total
3 number or approximate number of 500 to 600 you have just told us,
4 what would the total number of members of the West Side Boys be?

09:59:02 5 A. Well it would be up to 1,000, about 1,000 that were in the
6 base, including the boys as well.

7 Q. And when you say "the base", are you referring to the Okra
8 Hills area?

9 A. Well when I say "the base" we had the headquarters and the
09:59:24 10 other villages that were within that area where we were based,
11 where the battalions were.

12 Q. Headquarters, Mr Witness?

13 A. Gberibana, there we had the headquarters.

14 Q. Of these approximately 1,000 people, how many were RUF?

09:59:50 15 A. Like I have said I cannot give you an estimate, but they
16 were amongst us and then they were in the different battalions as
17 well.

18 Q. Were they under the command of Lieutenant Colonel Stagger,
19 or were they under the command of Bazzy?

10:00:09 20 A. They were under Bazzy's command, because since Mosquito had
21 told Bazzy to be in control of command he was the commander that
22 we had that we listened to.

23 Q. Did Lieutenant Colonel Stagger have any command
24 responsibility for these troops?

10:00:35 25 PRESIDING JUDGE: When you say "these troops", Mr Anyah,
26 are you referring to all the troops that were there, or only to
27 the RUF troops.

28 MR ANYAH: I will clarify:

29 Q. Did Lieutenant Colonel Stagger have a command

1 responsibility over all of the West Side Boys?

2 A. Yes, he had command responsibility. He was well respected
3 in the camp.

4 Q. What was his command responsibility?

10:01:11 5 A. Well, it's dependent on the commands issued by ground
6 commander. When there are issues to look into he will say,
7 "Stagger, you look into that issue", so there was that command
8 responsibility that used to come from the commander who was
9 Bazzy.

10:01:33 10 Q. Besides Stagger being subordinate or below Bazzy was he
11 subordinate or below anyone else within the West Side Boys?

12 A. Well, as he was in the battalion - I mean the operation
13 commander used to supervise him and the director of operations.

14 Q. Who was the operations commander?

10:02:03 15 A. Junior Johnson, George Johnson whom we called Junior Lion.

16 Q. George Johnson or Junior Lion, that's the same Captain
17 Junior Lion you referred to a few minutes ago as being an RUF,
18 yes? Or is it a different person?

19 A. I have never said - I have never called Captain Lion who is
10:02:33 20 an RUF. I said Captain Junior who was attached to Lieutenant
21 Colonel Stagger was an RUF.

22 PRESIDING JUDGE: I think the witness said Captain Junior
23 in the Lion battalion.

24 MR ANYAH: I have seen the response where he said,
10:02:56 25 "Lieutenant Colonel Stagger was still in the West Side base with
26 us with men with him. There was Captain Junior, he too was RUF,
27 he was there at the base. They were in the Lion battalion":

28 Q. Mr Witness, Captain Junior is different from Junior Lion,
29 is that fair to say?

1 A. Totally different because that one was a captain and Junior
2 Lion was a colonel and I called him George Johnson aka Junior
3 Lion, so there is a big difference.

4 Q. George Johnson was a member of which group, SLA or RUF?

10:03:43 5 A. He was an SLA.

6 Q. And what was his rank?

7 A. He was a colonel at the West Side.

8 Q. And you're telling us that Lieutenant Colonel Stagger
9 reported on occasion to Colonel George Johnson, correct?

10:04:05 10 A. It was dependent on operations, if there was an operation
11 that was to involve Lieutenant Colonel Stagger. It was also
12 dependent on meetings held at the brigade. Bazy used to tell
13 the director of operations who too will tell the operation
14 commander and summon all senior commanders to a meeting or
10:04:39 15 whatever activities that were going on.

16 Q. Was the operations commander the same as director of
17 operations, or was there another person who was director of
18 operations?

19 A. I made this clearly to you that the director of operations
10:04:56 20 was Brigadier Hassan Papa Bangura whom we called Bomb Blast. He
21 was the director of operations and the second in command at the
22 West Side Base.

23 Q. Mr Witness, you understand I am not doubting that you
24 mentioned this before. It has been a few days and it is fair
10:05:13 25 enough to ask that you recall what you said. Now was Hassan Papa
26 Bangura also over Colonel Stagger, Mr Witness?

27 A. Yes, in appointment he was senior in rank as well. He was
28 senior to him.

29 Q. Now where in this chain of command would you fit Lieutenant

1 Colonel Stagger? If you have Bazzy at the top, you have the
2 operations commander being George Johnson, you have the director
3 of operations being Hassan Papa Bangura, where along the chain of
4 command would you fit RUF commander Lieutenant Colonel Stagger?

10:06:06 5 A. Well, he was among the senior officers and we would include
6 him among the senior officers. Whatever decisions they had
7 wanted to take, or to embark on in operations they will summon
8 them all together, senior officers, and he will be among those
9 who will take the decision.

10:06:29 10 Q. Is it fair to say that at this point in time, October 1999,
11 Lieutenant Colonel Stagger was the most senior RUF member that
12 was a member of the West Side Boys?

13 A. Yes, my Lord.

14 Q. And the next most senior RUF member that was a member of
10:06:48 15 the West Side Boys, would it be fair to say that that was Captain
16 Junior?

17 A. Well, Junior too was another commander who was there.

18 Q. Who was next to Lieutenant Colonel Stagger from the RUF
19 within the command of the West Side Boys? Who was closest
10:07:09 20 beneath Lieutenant Colonel Stagger?

21 A. There was another captain. I have missed his name. He too
22 was in the camp there.

23 Q. So you had a lieutenant colonel as the highest ranking RUF
24 member of the West Side Boys and next below him you had a
10:07:31 25 captain. Is that your evidence, Mr Witness?

26 A. Yes, my Lord.

27 Q. And then there was also Captain Junior, correct?

28 A. Yes, my Lord.

29 Q. Besides the two captains and Lieutenant Colonel Stagger,

1 what rank did the next senior RUF member of the West Side Boys
2 have?

3 A. Well, there were some who were second lieutenant,
4 lieutenants, there were some who were RSM. All of them that were
10:08:11 5 due to have appointment, Bazzy promoted them. Like I have said,
6 we used to work together and we were under commands from Mosquito
7 so there was no division amongst us. We had received a central
8 command from Mosquito.

9 Q. Did any of these RUF members of the West Side Boys attempt
10:08:34 10 to leave the West Side Boys when Denis Mingo and Mike Lamin were
11 arrested?

12 A. Well, yes, I will bring in somebody whom I left out amongst
13 those that were captured, like Idrissa Kamara who is Leather Boot
14 was among those captured, but amongst the RUF that were along the
10:09:05 15 highway, moved together with Leather Boot, he escaped with
16 Leather Boot.

17 Q. That was not my question, Mr Witness. Well, let me ask you
18 this: Are you saying that Leather Boot was captured and he
19 attempted to escape, or did escape after the arrest of Mike Lamin
10:09:25 20 and Denis Mingo?

21 A. They came together from Makeni but he escaped. One RUF
22 member in our camp escaped with him.

23 Q. Let's be clear about this. When you say they came from
24 Makeni are you saying that Idrissa Kamara, also known as Leather
10:09:51 25 Boot, came from Makeni with Mike Lamin and Superman?

26 A. Well, those people came from Freetown to go to Makeni to
27 talk to some SLA/RUF members that were in Makeni. It was on
28 their way back from Makeni that they fell into our ambush at
29 somewhere around Robis between Masiaka and Makeni highway, I mean

1 Masi aka-Lunsar Highway, Robi s.

2 Q. Okay. You have been using the phrase "those people".

3 Let's put some names to the people. Idrissa Kamara, also known
4 as Leather Boot, was one of them, yes?

10:10:37 5 A. Yes, my Lord.

6 Q. Was Superman and Mike Lamin part of these people who went
7 to Makeni and on the way back from Makeni they were ambushed?

8 A. Yes, my Lord.

9 Q. Let me go back to my question, Mr Witness. We know Mike
10:10:53 10 Lamin was arrested. We know Superman was arrested. You've told
11 us Leather Boot was arrested. I want to know excluding these
12 people who were arrested, the RUF members who were part of the
13 West Side Boys, did any of them - I am referring to Stagger, I am
14 referring to Captain Junior and the like, did any of them attempt
10:11:12 15 to leave the West Side Boys upon the arrest of Leather Boot,
16 Lamin or Mingo?

17 A. Not all of them went on the operations. The others were at
18 the headquarters. The Lion battalion was not too far away from
19 the headquarters, so they did not take part in the operation. So
10:11:38 20 they didn't have hands in the RUFs that were captured.

21 Q. My question was not whether any RUF members played a role
22 in capturing their own fellow RUF members. My question is you
23 have told us that RUF members remained within the West Side Boys
24 after the arrest of high ranking RUF members and I am asking you
10:12:02 25 a question: Did any of those RUF members who were still with the
26 West Side Boys attempt to leave the West Side Boys at the time of
27 the arrest of Lamin, Mingo and Leather Boot?

28 A. No, no one attempted to leave. No one left.

29 Q. Did any of them complain to Bazy Kamara regarding the

1 arrest of their fellow RUF members?

2 A. Well, this was an order that came from the commander so
3 I did not see anybody make complaint or grumble that this or
4 that, because, like Stagger, he would come to visit Mike Lamin,
10:12:46 5 he will meet - visit Denis Mingo and talk to him. He met Ray and
6 spoke to all of them.

7 Q. Was there any communication between RUF high command, Sam
8 Bockarie, and Bazzy in respect of the arrested RUF commanders?

9 A. Yes, Mosquito called and talked to Bazzy concerning that.

10:13:17 10 Q. Did Mosquito ask Bazzy to release them, Mr Witness?

11 A. Well, yes, because that was what he said, but then we had
12 an order from Freetown when Johnny Paul said we were to release
13 those people and we were to come down together with the Malians,
14 the two Malians, as we were coming with Mike Lamin, Superman,
10:13:39 15 when we all went down with Ray and FAT and in the Five-Five we
16 all went down together to Freetown.

17 Q. Did the request by Sam Bockarie to Bazzy to release these
18 RUF commanders take place before Johnny Paul Koroma asked you to
19 come over to Freetown?

10:14:01 20 A. They had communicated, so that had happened, communication
21 was there. Johnny Paul again called. So then we had to prepare
22 the men and we all moved. That's from Magbeni and crossover to
23 Freetown.

24 Q. Here's what I want to know, Mr Witness: When Sam Bockarie
10:14:20 25 called Bazzy and he told him to release these men did Bazzy
26 immediately comply with that order?

27 A. Yes, he complied because - even he complied. Johnny Paul
28 also called and we released the men.

29 Q. But there was some lapse in time between when Sam Bockarie

1 called and when Johnny Paul called. I want to know whether the
2 men were released before Johnny Paul called?

3 A. Well, like I said, Mosquito called, then Johnny Paul
4 called. After Johnny Paul had called - they were working on it
10:15:02 5 when Johnny Paul called. Said then, "I was preparing the men,
6 then I will come with them down to Freetown." Then all of us
7 came together.

8 Q. Did Johnny Paul call on the same day Sam Bockarie called,
9 or did they call on different days?

10:15:18 10 A. It was the same day because we did not delay with them
11 there. It was the same day.

12 Q. And were the men released on the same day, or did they
13 accompany you to Freetown?

14 A. No. Well the other day, the next day, we all moved
10:15:36 15 together to Freetown. All along we were on preparation because
16 the time they called there was no preparation to put in for a
17 vehicle to come and receive them, but the next day ECOMOG put in
18 for a vehicle to come and receive them and took them along.

19 Q. Are you saying that the RUF commanders who were detained or
10:15:54 20 arrested, Lamin, Mingo and Leather Boot, followed you to
21 Freetown?

22 A. No, I said Leather Boot escaped in that area. The people
23 that we took along were Ray, we went with FAT who was part of the
24 SLAs, we went with Mike Lamin and then Denis Mingo. The two -
10:16:20 25 and the two Malians. We all went together. Bazzy, Junior Lion,
26 myself and some other few people that went along with them.

27 Q. Did the arrest of these RUF commanders have any negative
28 effect on the relationship between the RUF and the West Side
29 Boys?

1 A. Well, yes, at that time since the leaders had come it had
2 some effect, but apart from that we still had men in Makeni, but
3 the relationship was a little bit tense between the two at that
4 moment.

10:17:06 5 Q. Did there come a point in time when RUF members stopped
6 being members of the West Side Boys?

7 A. No, they continued to be members. They still continued.
8 We did not drive anyone, we did not arrest any other one, because
9 Bazy had his own entries where he held commanders and asked them
10 a few questions to get something from them.

10:17:28 11 Q. Did you remain with the West Side Boys until your arrest on
12 6 June 2000?

13 A. Yes, my Lord, I was still with them when the British came
14 and when the RUF invaded in 8 May 2000 we were still with them
15 when we pushed them back. From there we came Freetown and
16 presented our case when Johnny Paul arrested us.

10:17:53 17 Q. And were there RUF members of the West Side Boys through
18 your arrest on 6 June 2000?

19 A. Yes, they were still there with his men until January 2000
20 when we were arrested, so after which I didn't know what happened
21 at the West Side because we were in prison.

10:18:19 22 Q. Mr Witness, let's talk a little bit about arms and
23 ammunition.

24 A. Yes, my Lord.

10:18:36 25 Q. You told us on the 17th I recall, Thursday last - well,
26 Thursday two weeks ago - that while you were in Kono
27 post-intervention, some time around March 1998, there was a
28 meeting held in a village on the way to Gandorhun between I think
29 you said Woama and Tankoro with Johnny Paul Koroma leading the

1 meeting, correct?

2 A. Yes, my Lord.

3 Q. This meeting took place not far from Koidu Town, correct?

4 A. Yes, my Lord.

10:19:24 5 Q. And at that meeting Johnny Paul Koroma told your group of
6 the significance of Kono, correct?

7 A. Yes, my Lord.

8 MR ANYAH: Madam President, I don't know if my mic is
9 activated.

10:19:49 10 PRESIDING JUDGE: I can hear you, but I will ask if our
11 Court Officers will check if it has been recorded.

12 MR ANYAH:

13 Q. You told us that Johnny Paul Koroma said that Kono should
14 be a no go zone for civilians, correct?

10:20:03 15 A. Yes, my Lord.

16 Q. He said in particular that civilians had been very friendly
17 towards the Kamajors and that the civilians of Kono if left alone
18 would eventually welcome the Kamajors back into Kono, correct?

19 A. Yes, my Lord.

10:20:25 20 Q. And indeed he went on to mention the significance of Kono
21 in respect of its diamond mining possibilities, correct?

22 A. Yes, my Lord.

23 Q. And then you said that Johnny Paul Koroma made mention of
24 going to Liberia to get arms and ammunition, what you called
10:20:56 25 logistics, from President Charles Taylor, correct?

26 A. Yes, he said he will make sure that he will go. He will go
27 to Liberia and meet with the President of Liberia.

28 Q. Incidentally during the entire seven plus days you have
29 testified before this Chamber, have you mentioned hearing any

1 communication between a senior AFRC commander and Charles Taylor?

2 A. No, no.

3 Q. Indeed during the entire time from 25 May 1997, the AFRC
4 coup, up until your arrest on 6 June 2000, it would be fair to
10:21:45 5 say that you did not hear any conversation, or reference to
6 conversation, between Charles Taylor and any high ranking AFRC
7 commander, yes?

8 A. It was not in my knowledge, because the limited area I was
9 that was what I talk about, but to talk about the senior
10:22:10 10 commanders from the RUF where to know about their communication
11 with Charles, no, I was not aware of that.

12 Q. I thought you just said RUF. I was referring to senior
13 AFRC commanders.

14 A. But you also mentioned the RUF also.

10:22:27 15 Q. Can you answer in respect of both. Let's start with the
16 AFRC. Is it fair to say since 25 May 1997 through your arrest on
17 6 June 2000 you do not recall hearing any conversations between
18 top AFRC commanders and Charles Taylor?

19 A. I have no knowledge to that.

10:22:52 20 Q. Would it be fair to say that for the same time period, 25
21 May 1997 until your arrest on 6 June 2000, you do not have any
22 knowledge of any conversations between Charles Taylor and any top
23 RUF commander?

24 A. Well, like I said, when we went to the jungle it was only
10:23:14 25 Mosquito who would call that arms had come from Charles Taylor.
26 He was the only person that mentioned it. He was the only person
27 I heard it from when he talked to Superman with whom we were
28 together in Kono. He would say that arms have come from Liberia,
29 that they were sent from the President and that we were to go for

1 them. That was the time I heard about it.

2 Q. Well we will get to that in a minute, but Superman was
3 speaking - sorry, Sam Bockarie was speaking to Superman, right?

4 A. Yes, my Lord.

10:23:42 5 Q. And you are saying that you were near the radio and you
6 heard Sam Bockarie's voice. Is that your evidence, Mr Witness?

7 A. Yes, because I was not the only one who heard him. They
8 were sitting down, I was standing by and we came together. The
9 commanders were seated. The radio set was by Superman while

10:24:02 10 Superman talked and others were listening to what they were
11 conversing with Mosquito.

12 Q. And during this conversation Sam Bockarie did not say he
13 spoke to Charles Taylor, did he?

14 A. According to him, he said he had received arms and
10:24:17 15 ammunition from Liberia through the President and that we were to
16 go for them to come and defend Kono to make sure we captured
17 Koidu Geiya and come - capture and come, push back, the ECOMOG
18 stand in Kono.

19 Q. To say he got arms and ammunitions from Charles Taylor is
10:24:38 20 not the same thing as saying he spoke to Charles Taylor. Do you
21 agree? I am referring to Sam Bockarie now.

22 A. Well, what I said is he said he had received arms from
23 Charles Taylor from Liberia, the President of Liberia, so that we
24 were to go and receive the arms and that we were to clear Koidu
10:25:01 25 Geiya and receive these arms.

26 Q. There was nothing said during that --

27 PRESIDING JUDGE: I am sorry, Mr Anyah. Mr Witness,
28 counsel is concentrating on conversations between Sam Bockarie,
29 otherwise known as Mosquito, and the President of Liberia.

1 Concentrate your mind on that point.

2 THE WITNESS: Yes, my Lord.

3 MR ANYAH:

4 Q. Mr Witness, there was nothing you heard during this radio
10:25:28 5 conversation between Sam Bockarie and Superman that would
6 indicate that Sam Bockarie personally spoke to the President of
7 Liberia, Charles Taylor, was there?

8 A. He did not say - he did not say in the communication that
9 I heard Charles Taylor and him speaking, but what he said was
10:25:51 10 what I have just said between him and Superman and those of us
11 were seated around while he was talking.

12 Q. Yes. Let's go back to the village on the way to Gandorhun
13 and Johnny Paul Koroma saying he was going to get arms and
14 ammunition, logistics as you call them, from Charles Taylor. Did
10:26:16 15 Johnny Paul Koroma in fact go to Liberia to get arms and
16 ammunition from Charles Taylor after he made this remark in?
17 Gandorhun, or near Gandorhun?

18 A. Like I said, when Johnny Paul left with those in Gandorhun
19 we had no other communication with Johnny Paul. He was not to
10:26:36 20 our knowledge. How he was living in Kailahun, whether he went to
21 Liberia or not, we didn't know. The only thing we had no
22 communication with him until that day at the West Side when he
23 communicated with us.

24 Q. How much time passed between when he left the Gandorhun
10:26:53 25 area and when he communicated with you at West Side?

26 A. From 1998, he only spoke to us around the - after the
27 ceasefire of July 1999. That was the time he talked to us at the
28 West Side.

29 Q. And this meeting near Koidu Town on the way to Gandorhun

1 took place you told us in about March 1998, correct?

2 A. Yes, my Lord, February/March 1998.

3 Q. So for over a year period, a year and about three months,
4 from February/March 1998 all the way until the Lome peace

10:27:40 5 agreement in July 1999, Johnny Paul Koroma did not speak with you
6 and your group, correct?

7 A. Yes, my Lord.

8 Q. And it would be fair to say from that that you do not know
9 whether Johnny Paul Koroma during that period of time went to

10:28:00 10 Liberia?

11 A. I had no knowledge of that, whether he went or not.

12 Q. And it is fair to say in respect of arms and ammunitions
13 from Liberia you have no knowledge regarding whether Johnny Paul
14 Koroma went to Liberia after this meeting near Gandorhun to

10:28:22 15 obtain arms and ammunition?

16 A. I was not aware.

17 Q. So all you have told us is a meeting during which Johnny
18 Paul Koroma said he will be going to Liberia to get arms, yes?

19 A. Yes, my Lord.

10:28:40 20 Q. During this same meeting he also told you he was going to
21 Burkina Faso, correct?

22 A. Yes, he was going as far as Burkina Faso and Libya to see
23 how best he said it.

24 Q. Yes. Do you know whether he went to either Burkina Faso,
10:29:01 25 or Libya?

26 A. No, like I said, after his movement we had no communication
27 with him.

28 Q. Mr Witness --

29 A. Yes, my Lord.

1 Q. -- Let's talk about the context and what else is happening
2 in Sierra Leone and Liberia around this time. You are speaking
3 of March 1998. Are you aware that ECOMOG was still present in
4 Liberia at this time, Mr Witness?

10:29:38 5 A. Well, yes, it was in our knowledge that ECOMOG was in
6 Liberia. They were based there.

7 Q. Thousands and thousands of ECOMOG troops were in Liberia at
8 this time, yes, Mr Witness?

9 A. I cannot say thousands and thousands. All I know is that
10:30:02 10 ECOMOG was based there. I cannot tell about the thousands you
11 are referring to.

12 Q. The preceding year, in July 1997, 19 July, there were
13 presidential elections in Liberia, yes?

14 A. Go back to the date please.

10:30:24 15 Q. 19 July 1997 there were presidential elections held in
16 Liberia, yes?

17 A. Well, it's not to my knowledge. It is just now that you
18 are letting me know, because I was fixed at that time in
19 Freetown.

10:30:46 20 Q. Well, Charles Taylor became President of Liberia
21 inaugurated August 1997. Do you agree that in August 1997
22 Liberia had a new President in the person of Charles Taylor?

23 A. Like you have just said it, I would say according to what
24 I heard from you. You have documents so that then I will say
10:31:14 25 yes.

26 Q. Are you aware that as of September 1996 when Ruth Sando
27 Perry was head of the Liberian national transitional government
28 through February 1997 there was DDDR, or disarmament,
29 demobilisation, reintegration and rehabilitation in Liberia?

1 A. Well, it is just now that I am knowing it from you. Like
2 I said, the only thing I know about Liberia, the time we went
3 there to meet Charles Taylor. It's just now that you are telling
4 me and that is what I am hearing from you now.

10:32:07 5 Q. Well, I will show you a map, Mr Witness. Madam Court
6 Officer, can you assist me, please. Perhaps the witness could be
7 assisted to the overhead projector. Mr Witness, this is a map of
8 Liberia. It is from the World Food Programme which has some
9 affiliation with the UN and the title as you see says, "Liberia
10 demobilisation sites" and it gives dates, 22 November 1996
11 through 12 February 1997. Do you see that, Mr Witness?

12 A. Yes, I have seen it.

13 Q. Now if you look towards the bottom of the map it has a
14 portion that says, "Total number of soldiers disarmed and
15 demobilised." Do you see that, Mr Witness?

16 A. Yes, my Lord.

17 Q. When we look all around Liberia you have different
18 locations highlighted in this map and you have figures next to
19 each of them. So we start at the top with Voinjama. You see the
10:34:11 20 figure 3478, Mr Witness?

21 A. I can see it, yes.

22 Q. You move to the Liberia-Sierra Leone border, or that area,
23 and you see Bo Waterside to the west. You see that?

24 A. Yes, I can see it, my Lord.

10:34:34 25 Q. You see 490 in Bo Waterside, yes?

26 A. Yes, my Lord.

27 Q. You move to the heart of Liberia, or the middle area,
28 Gbarnga, and do you see the figure 2486, Mr Witness?

29 A. Yes, I can see it.

1 Q. You move down to the capital Montserrado County, Monrovia
2 the city. You see the figure 3758, Mr Witness?

3 A. Yes, my Lord.

10:35:22

4 Q. If we move all the way to the north, Sanniquellie, you see
5 the figure 691, right?

6 A. I have seen it, yes, my Lord.

7 Q. And then next to Cote D'Ivoire, Zwedru, you see 608, right?

8 A. Yes.

10:35:49

9 Q. This map by the World Food Programme affiliated with the UN
10 is saying that Liberia was demobilised and fighters disarmed to
11 the tune of 21,315 soldiers between November 1996 and February
12 1997. Having seen the map would you agree with that, Mr Witness?

13 A. I will agree because we have - I have nothing to do with
14 this map.

10:36:16

15 PRESIDING JUDGE: Just pause, Mr Witness.

16 THE WITNESS: Yes, my Lord.

17 MS ALAGENDRA: Just to raise an objection as to the
18 relevance of this line of questioning. The witness has already
19 said he knows nothing about Liberia and the only thing he knows
20 is about when he went there for a meeting.

10:36:28

21 PRESIDING JUDGE: I think counsel is still entitled to ask
22 these questions, Ms Alagenda. I will allow them.

23 MR ANYAH:

10:36:41

24 Q. Well, Mr Witness, you told us a few months later, in
25 February, arms were supposed to be obtained from Liberia and I am
26 putting to you that Liberia was demilitarised and disarmed
27 between 1996 and 1997. What do you say, Mr Witness?

28 A. My Lord, we self who were disarmed, we had arms that we
29 kept. It happened in Freetown. We came, we made the

1 disarmament, but we still reserved arms. So it did not mean that
2 when you put this thing, some areas maybe you may have 200 or 300
3 arms and you surrender 50 and you take 50 men and say these were
4 the ones, but you had a few others that you kept aside. But you
10:37:33 5 show this so disarmament went on, but arms will still go on. The
6 business of arms will still goes on. It happened to us in
7 Freetown.

8 Q. Your evidence is that even when there is disarmament arms
9 are still available, yes?

10:37:46 10 A. Yes, my Lord, when disarmament was going on in Freetown,
11 but, for example, please, disarmament had gone on, but RUF in
12 2000, 8 May, they moved to Freetown well armed, but disarmament
13 had gone on.

14 Q. Mr Witness, you would agree with me that once disarmament
10:38:15 15 is in place people are more circumspect or cautious about being
16 caught with arms and ammunition. Would you agree with that,
17 Mr Witness, as a general proposition?

18 PRESIDING JUDGE: I don't quite understand the question.

19 MR ANYAH: I will rephrase it:

10:38:36 20 Q. Mr Witness, when disarmament came into place in Sierra
21 Leone, for example - and in Sierra Leone it was DDR, yes?

22 A. Yes, my Lord.

23 Q. Disarmament, demobilisation and reintegration, correct?

24 A. Yes, my Lord.

10:39:02 25 Q. You will agree that once DDR came into effect in Sierra
26 Leone people were careful being caught with arms on them, right?

27 A. Well, this question that you have posed, it has limited
28 areas, especially in the city. But the area where disarmament
29 was on, there were still bases where the commanders were based.

1 But in the city they were afraid to come with arms even though
2 people were using them. People would come with it and hide it,
3 but still there were arms. We, myself seated here, all the time
4 we came we were doing the disarmament programme. We were able to
10:39:46 5 cross with arms and came with them to Freetown. We hid them in
6 our vehicles. We still had them and the disarmament was on.
7 When they came they searched and then we crossed, but we still
8 had arms with us.

9 Q. Exactly. When you got to the big cities like Freetown you
10:40:03 10 hid your arms because you knew you were not supposed to have them
11 during DDR, right, Mr Witness?

12 A. Yes.

13 Q. Okay. Now this is 1997, February. Later in February -
14 sorry, later in 1997 Charles Taylor becomes President of Liberia,
10:40:34 15 yes?

16 A. According to you, yes, my Lord.

17 Q. Well, are you saying you were not aware of Charles Taylor
18 becoming President of Liberia in 1997?

19 A. I know he was President but the date you have given that
10:40:54 20 election, I had no knowledge of that, but I knew he was the
21 President in Liberia at that time.

22 Q. Exactly. Let's forget the date if it's a source of
23 confusion, but you know in 1997 Charles Taylor becomes President
24 of Liberia, yes?

10:41:10 25 A. Yes, I heard it.

26 Q. Are you aware that when his National Patriotic Party
27 contested elections the NPFL, what was known as the National
28 Patriotic Front of Liberia, had to be disbanded in 1997?

29 A. According to you, that is what I heard.

1 Q. When you were testifying last week you were always saying
2 "former NPFL members". Do you remember that, Mr Witness?

3 A. Yes, my Lord, I can recall it clearly.

10:41:55

4 Q. This was in relation to certain persons you said were
5 members of the Red Lion battalion, yes, Mr Witness?

6 A. Yes, my Lord.

7 Q. Why did you use "former" when you referred to NPFL?

10:42:19

8 A. Well, this was the word they introduced themselves, that
9 these were the former NPFL fighters in Liberia. So that was the
10 word they used and that was the word we continued to use.

11 Q. Was the NPFL still in existence in 1999, Mr Witness?

10:42:42

12 MS ALAGENDRA: Your Honours, if I can just clarify. When
13 the witness was testifying on this subject matter during chief he
14 referred to them as ex-NPFL who then became AFL. If your Honours
15 would like me to find that part of the transcript I will ask for
16 a few moments if it is necessary.

17 PRESIDING JUDGE: Are you suggesting, Ms Alagendra, that
18 it's two different things, former and ex? Ex-NPFL and former
19 NPFL, are you saying those are two different groups?

10:42:59

20 MS ALAGENDRA: No, your Honour. What I am saying is that
21 the description this witness gave to these Liberian fighters was
22 ex-NPFL who were then AFL.

23 PRESIDING JUDGE: So basically you are asking Mr Anyah to
24 be more precise in his use of words.

10:43:14

25 MS ALAGENDRA: Exactly, your Honour. Thank you.

26 MR ANYAH: I have a response. The witness's description of
27 these fighters extends beyond that. He has characterised them in
28 different ways and so long as he understands to whom I am
29 referring, which he apparently does, and it's not misstating the

1 record, I think I am entitled to proceed. He has referred to
2 them as ex-NPFL, as former NPFL and, as counsel indicated, later
3 AFL, and I am not even sure about that, but the point is the
4 witness understands what I am referring to.

10:43:53 5 PRESIDING JUDGE: It would appear the witness is not
6 confused and I will allow counsel to put the questions as put.
7 However, I will, in the light of her observation, keep my eye on
8 this.

9 MR ANYAH:

10:44:11 10 Q. Mr Witness, I am going back to the existence of the NPFL.
11 At any time from 25 May 1997, the junta period when it began, the
12 AFRC coup, up until your arrest on 6 June 2000, did you encounter
13 any soldier who said he was currently a member of the NPFL?

14 A. Well, we were mixed in Freetown, like I said. We had the
10:44:53 15 RUF who had people with them, but they all said they were RUF.
16 I had no time to go and ask who was this, or who was this. But
17 all of those that came to reinforce the AFRC at that time, they
18 were many. They were different, different people who were mixed,
19 but I did not get in touch with anyone whom I would say that they
10:45:12 20 identified himself he was an NPFL.

21 Q. Yes, and I am putting it to you that as a condition
22 precedent - a precondition to participating in the election - the
23 NPFL had to be disbanded before the National Patriotic Party
24 could take part in the 1997 Liberian elections. Are you aware of
10:45:37 25 this, Mr Witness?

26 A. Well, you are only bringing it to me now. I didn't know
27 anything, as I said, about the government affairs in Liberia. If
28 you had told me about Freetown, I would have said they disbanded
29 the RUF/SLA and were retaken into the army. They retrenched some

1 and they came in with a new number. That happened in Freetown.
2 If you ask me about Freetown I will tell you some more, but if
3 you ask me about Liberia I do not have any idea about that.

10:46:21

4 Q. You know at some point in 1998 there was an arms embargo in
5 Sierra Leone. Are you aware of that?

6 A. Yes, my Lord. Even in 1997 it started. When AFRC took
7 over, they said there was an arms embargo on Sierra Leone. They
8 said we were not to have arms.

10:46:48

9 Q. Exactly. You know the same also held true for Liberia;
10 that from 1997 onwards there was an arms embargo in Liberia?

11 A. My Lord, as I said, I had no knowledge of Liberia. If you
12 talk to me about Sierra Leone that is what I have just explained.
13 I have told you about the arms embargo that was in existence. In
14 spite of that, we were still fighting.

10:47:16

15 Q. You mentioned the Executive Outcomes last week, right?

16 A. Yes, my Lord.

17 Q. They were fighting alongside the government of Tejan
18 Kabbah, correct?

10:47:51

19 A. Well it is partly correct, but what I said was that they
20 were - it was the NPRC who came with this mercenary group to help
21 fight against the RUF out of the country.

22 Q. This is the government of Valentine Strasser, the National
23 Provisional Ruling Council, correct?

10:48:15

24 PRESIDING JUDGE: Pause, Mr Anyah, please. I am afraid
25 I either don't know, or have forgotten, what NPLC is.

26 MR ANYAH: He said "NPRC".

27 PRESIDING JUDGE: Ah, that corrects it then. NPRC, thank
28 you.

29 MR ANYAH: I can clarify.

1 PRESIDING JUDGE: No, I accept what you are saying. We
2 have had NPRC referred to, but please note that for the record.

3 MR ANYAH:

4 Q. Mr Witness --

10:48:38 5 A. Yes, my Lord.

6 Q. -- you meant Valentine Strasser's National Provisional
7 Ruling Council, yes?

8 A. Yes, my Lord. At that time he was the chairman.

9 Q. They came into power in Sierra Leone 29 April 1992,
10:49:02 10 correct, Mr Witness?

11 A. Well, yes, that was the time that the NPRC came into power,
12 1992.

13 Q. And stayed in power until January 1996 when Julius Maada
14 Bio took over, right?

10:49:21 15 A. Yes, he overthrew Captain Valentine Strasser and he became
16 the next chairman.

17 Q. Three months later, 29 March 1996, Ahmad Tejan Kabbah
18 becomes President of Sierra Leone, yes?

19 A. Yes, my Lord.

10:49:40 20 Q. Executive Outcomes were still in Sierra Leone when
21 President Kabbah took over in 1996, yes?

22 A. Yes, part of them were there. Part of them. Part of them
23 were in Sierra Leone.

24 Q. You encountered the Executive Outcomes you told us in
10:50:00 25 Koinadugu District, Bumbuna, correct?

26 A. Yes, I said according to the soldiers, one of the SLAs who
27 we captured, he revealed to us that they had come with the
28 Executive Outcomes to attack us in that area.

29 Q. Yes. The Executive Outcomes also worked alongside SLA

1 soldiers that were loyal to President Kabbah, right?

2 A. Yes, part of them were in the Bumbuna area to secure the
3 hydroelectric.

4 Q. I am still on the subject of arms, Mr Witness. Let us talk
10:50:48 5 about some of the warring factions and we will still talk about
6 arms. RUF were fighting at the time, right?

7 A. Well, the time that you are referring to I want you to
8 state the right time that you are talking about when they
9 attacked us in that Bumbuna area. Which one of them?

10:51:09 10 Q. Yes, I understand. I will clarify. I am focussing on this
11 meeting you had with Johnny Paul Koroma on the way to Gandorhun
12 and we are trying to find out what else was going on between 1997
13 and 1998 in Sierra Leone and Liberia. The RUF were one of those
14 fighting in Sierra Leone between 1997 and 1998, yes?

10:51:33 15 A. Yes, we were fighting together.

16 Q. The Kamajors were also fighting, right?

17 A. Yes, they were on the side of the government.

18 Q. It was the case, was it not, that the Kamajors occasionally
19 would be based in Liberia, in Grand Cape Mount County of Liberia,
10:51:53 20 and from there would come to Sierra Leone to fight around this
21 time, yes?

22 A. That is not to my knowledge, except that you are bringing
23 it to my knowledge now.

24 Q. I see. Have you heard of ULIMO, Mr Witness?

10:52:10 25 A. Yes, during the NPRC we had ULIMO-J and ULIMO-K.

26 Q. K for Alhaji Kromah, yes?

27 A. Yes, my Lord.

28 Q. J for Roosevelt Johnson, yes?

29 A. Yes.

1 Q. Who was the enemy of ULIMO? Who were they fighting?

2 A. Well, as far as I know, during the time I joined the army
3 in 1992 we had the ULIMO-K that were fighting alongside with us
4 and we were fighting the RUF/NPFL who had attacked us. I knew of
10:52:53 5 that. It was Alhaji Kromah who was in Kenema, where he had his
6 headquarters. He had his ULIMO-K, who were fighting alongside
7 the Sierra Leone Army to fight against the RUF/NPFL who had come
8 in that area.

9 Q. Between 1993 and 1997, ULIMO controlled the border between
10:53:16 10 Liberia and Sierra Leone. Do you agree, Mr Witness?

11 A. Within what?

12 Q. Listen to the years carefully, Mr Witness. Between the
13 years 1993 through 1997, ULIMO controlled the border area between
14 Sierra Leone and Liberia. Do you agree, Mr Witness?

10:53:42 15 A. Well, you said ULIMO. I don't know. All I know is at that
16 time the Sierra Leone Army, headed by Captain Valentine Strasser,
17 had gained control of all those areas. We only had part of the
18 ULIMO who were among fighting alongside the Sierra Leone Army.
19 So it was the Sierra Leone Army who was in control of all that
10:54:04 20 area, which was the ULIMO-K headed by Alhaji Kromah.

21 MR ANYAH: I wonder if we have Defence exhibit 1 in court
22 and if we can show it to the witness? I should have given the
23 CMS staff advance notice and I apologise for that, but it appears
24 they are on top of it and so I am grateful:

10:55:37 25 Q. Mr Witness, do you know somebody by the name of Varmuyan
26 Sherri f, Mr Witness?

27 A. I can't recall that name, my Lord.

28 Q. Well, Varmuyan Sherri f marked that map that is before you.
29 He marked it some time in January this year before this Chamber

1 and he told this Chamber in connection with his testimony that
2 ULIMO controlled the entire area that is circled there between
3 the border of Liberia and Sierra Leone from 1992 through 1996.
4 Are you aware of that, Mr Witness, that ULIMO controlled that
10:56:29 5 area?

6 A. I am not aware of that, my Lord, and I don't know whether
7 this man you named to me was a member of the Sierra Leone Army
8 or - I don't know. You just mentioned the name to me that he
9 marked this. That is his own idea. That is what he marked.

10:56:46 10 Q. Well, he claimed to be a former ULIMO member before the
11 Chamber.

12 A. Okay.

13 Q. So, as you sit there now you are unaware of the fact that
14 ULIMO at any time in the mid-1990s controlled the border area
10:57:03 15 between Sierra Leone and Liberia. Is that your evidence,
16 Mr Witness?

17 A. My Lord, what I said was that between 1992 I have explained
18 that before the NPRC came into power I said ULIMO came in and we
19 were fighting alongside the Sierra Leone Army, but they were not
10:57:23 20 in control of that Zimmi Joru area. All that area was controlled
21 by a mixed force, the Sierra Leone Army and the ULIMO-K.

22 JUDGE SEBUTINDE: Mr Interpreter, you said Zimmi what area?

23 THE INTERPRETER: Joru. From Joru up to Zimmi Bo Waterside
24 area.

10:57:46 25 MR ANYAH:

26 Q. Well I am reading your answer, Mr Witness, and it is not
27 particularly clear to me the time period you are speaking of when
28 you say:

29 "My Lord, what I said was that between 1992 I have

1 explained that before the NPRC came into power I said ULIMO came
2 in and we were fighting alongside the Sierra Leone Army, but they
3 were not in control of that Zimmi area."

4 Now, I am not talking about before the NPRC came into power
10:58:12 5 on 29 April 1992. I am talking about the period during which
6 President Kabbah was elected President, 29 March 1996. At that
7 time are you aware that ULIMO controlled the border between
8 Sierra Leone and Liberia?

9 A. It is not to my knowledge, my Lord.

10:58:31 10 Q. I see. Back to the Kamajors in Liberia, you said you were
11 not aware of the fact that they were in Grand Cape Mount County.
12 Were you aware of the fact that the Kamajors were in fact
13 stationed as far as five miles within Monrovia at a place called
14 Ricks Institute in Virginia, five miles from Monrovia, in
10:59:00 15 1996/1997. Are you aware of that, Mr Witness?

16 A. No, my Lord, I am not aware.

17 THE INTERPRETER: Your Honours, my colleagues on the other
18 side have indicated to me that learned counsel is going too fast
19 with his questions.

10:59:12 20 MR ANYAH: Yes, I will slow down. I appreciate it.
21 I apologise, Mr Interpreter.

22 MS ALAGENDRA: Your Honours, can I also request for some
23 spellings of places. We have gone through a few.

24 PRESIDING JUDGE: If we could have those, Mr Anyah. Some
10:59:30 25 of the Liberian locations I don't think are on record. Zimmi is
26 and Grand Mount County, but there were some others.

27 MR ANYAH: Grand Cape Mount. Ricks Institute, R-I-C-K-S
28 and Institute regular spelling. Virginia V-I-R-G-I-N-I-A.
29 Monrovia regular spelling. I don't recall anything else I have

1 mentioned that is unusual.

2 MS ALAGENDRA: There was a place that came up where an
3 ambush took place with regards to the capture of Denis Mingo and
4 Mike Lamin.

11:00:17 5 JUDGE SEBUTINDE: That was Busey [phon], or something like
6 that.

7 MS ALAGENDRA: Yes, something like that, your Honour.

8 THE WITNESS: Robis, R-O-B-B-I-S [sic], Robis. It's
9 between Masiaka and Lunsar Highway.

11:00:39 10 MR ANYAH:

11 Q. Mr Witness --

12 A. Yes, my Lord. Please allow me to use the gents.

13 PRESIDING JUDGE: Please assist the witness. Mr Anyah, if
14 you wish to have a seat.

11:00:56 15 MR ANYAH: Thank you, Madam President. May I proceed,
16 Madam President?

17 PRESIDING JUDGE: Please do so, Mr Anyah.

18 MR ANYAH: Thank you:

19 Q. Mr Witness, we were at the spelling when we broke and I was
11:06:00 20 trying to ascertain the presence of the Kamajors in Liberia. Let
21 me ask you this: You know the late Hinga Norman?

22 A. Yes, I know. Yes, my Lord.

23 Q. Yes. Hinga Norman was head of the Kamajors. Would that be
24 fair to say, Mr Witness?

11:06:30 25 A. Well, up to the time I knew him he was the deputy defence
26 minister under the SLPP government.

27 Q. That is correct as well, but before that appointment are
28 you aware Hinga Norman lived in Liberia for 13 years all the way
29 through 1997, 1998? Are you aware of that, Mr Witness?

1 A. My Lord, except that you are telling me today, that was not
2 to my knowledge.

3 MS ALAGENDRA: Your Honours, can I raise an issue that
4 counsel is putting forward propositions which are not in evidence
11:07:14 5 and he seems to put them forward as --

6 PRESIDING JUDGE: Ms Alagenda, counsel for the Defence is
7 entitled to put his case to a witness, even if it hasn't been
8 raised in chief, so I would allow these questions.

9 MR ANYAH:

11:07:32 10 Q. Mr Witness, tell me if you are aware of this: Hinga
11 Norman, from Liberia, founded the Kamajors and directed some of
12 their campaigns in Sierra Leone in the mid-1990s.

13 A. No, you are not correct.

14 Q. Which part do you disagree with; that he lived in Liberia,
11:08:12 15 or that he directed some of the activities in Sierra Leone?

16 A. Well, one, when you said he was the one who organised the
17 Kamajors from 1993 or 2 that you called, up to the time, you said
18 he was the man who formed the Kamajors, I said, no, I disagree.

19 PRESIDING JUDGE: Just to be clear, Mr Witness, are you not
11:08:40 20 agreeing with the fact or the proposition put to you that he
21 founded or formed the Kamajors? Is that the only part you are
22 disputing?

23 THE WITNESS: Yes, my Lord. That part, I am disagreeing
24 with that part.

11:08:57 25 MR ANYAH:

26 Q. Would you agree, Mr Witness, that at some point Hinga
27 Norman, irrespective of whether he founded them or not, became
28 leader of the Kamajors or Civil Defence Forces within Sierra
29 Leone?

1 A. Yes, I agree with that.

2 Q. Do you stand by your evidence that you have no knowledge of
3 the Kamajors operating out of Liberia at any time during the
4 mid-1990s?

11:09:32 5 A. Well, I don't have any idea about the operation that you're
6 talking about. I don't have any idea about that.

7 Q. Well, the Kamajors were one of the people you were fighting
8 against, yes, as an AFRC/SLA member, yes?

9 A. Yes, but we were initially together when at that time
11:09:58 10 Lavalie who was their leader was - when the NPRC formed this it
11 was Lavalie who formed the Kamajors who were fighting alongside
12 with the SLAs to push the RUF at the time up to 1997 when the
13 AFRC took over. We were alongside. But I do not know about
14 their activities when you said they were in Liberia. I don't
11:10:22 15 know anything about that.

16 Q. But you did not stay alongside them for ever; you fell
17 apart, right?

18 A. That's what I told you. I said up to 1997 when the AFRC
19 took over, took over power.

11:10:41 20 Q. So from 1997 it would be fair to say that they were one of
21 your enemies, right?

22 A. Yes, they declared us enemies.

23 Q. Yes, and you would know what is going on with your enemy
24 during a conflict, would that be fair to say?

11:11:06 25 PRESIDING JUDGE: That's a very wide proposition, Mr Anyah.
26 Does that cover every enemy in every conflict?

27 MR ANYAH: Well, I can rephrase it:

28 Q. Mr Witness, from when the Kamajors became the SLA's
29 enemies, would it be fair to say that from that period in 1997

1 through the end of the conflict you made efforts to know what
2 they were up to, Mr Witness?

3 A. Well, the only thing I can say, my Lord, is that we were
4 only trying to know their strategic locations, because we were
11:11:48 5 fighting alongside the ECOMOG, so we were locating their areas,
6 but to say we had any idea that they were training them in
7 Liberia to come and fight against us, I had no idea about that.

8 Q. Are you aware of the fact that ECOMOG was arming the
9 Kamajors via Hinga Norman in Liberia to come into Sierra Leone
11:12:10 10 and fight against you in 1997?

11 A. Well, that's not to my knowledge. I only knew that they
12 were fighting alongside as an auxiliary force with ECOMOG because
13 they said they were more familiar to the country and they know
14 the routes and bypass roads and they had fought alongside the
11:12:31 15 SLA.

16 Q. Yes, we will go back to this meeting where you are talking
17 about arms and ammunition from Liberia with Johnny Paul Koroma.
18 You've told us you don't know if Johnny Paul Koroma eventually
19 went to Liberia or not. Mr Witness, is it possible that Johnny
11:12:52 20 Paul Koroma would have gone to Liberia in the period when you did
21 not have contact with him which you told us was February/March
22 1998 through July 1999? Is it possible he went to Liberia and
23 none of the SLA senior commanders would know about it?

24 A. Well, to the commanders with whom I was they had no
11:13:25 25 communication with him, so we wouldn't say that we knew any other
26 thing about his movement from that area to Liberia. We had no
27 other way. But the commanders whom I was staying with in Kono,
28 Bazy, Bomb Blast, we had no further communication with Johnny.

29 Q. Yes, that is my point. Are you telling us that you did not

1 hear anything about Johnny Paul Koroma going or not going to
2 Liberia from Bazzy, from Bomb Blast, from Gullit, from SAJ Musa,
3 or any of these other commanders you are with during the period
4 March 1998 through July 1999? Is that your evidence, Mr Witness?

11:14:15 5 A. As I said, when Gullit came he was the only person who told
6 us that he left Johnny in Kailahun and at that time the period
7 was short for us to withdraw from Kono. He was the only person
8 who told us about that. And he told us what happened between him
9 and Mosquito when they took his diamonds from him, him Gullit.

11:14:33 10 And apart from that to my own knowledge I didn't hear anything in
11 my presence. Maybe they were discussing it in my absence, but to
12 say they were discussing it in my presence, no, that they had any
13 communication with Johnny Paul.

14 Q. I see. Have you ever heard of the Magburaka arms shipment,
11:14:54 15 Mr Witness? You were there, right?

16 PRESIDING JUDGE: There are two questions there, Mr Anyah.

17 THE WITNESS: Yes.

18 MR ANYAH:

19 Q. You've heard of the arms shipment, Mr Witness, right?

11:15:04 20 A. Yes, when I was in Freetown I heard about it. Honourable
21 told me - Hassan Papa Bangura told me they were expecting some
22 shipment that was to arrive for them at that time, the AFRC at
23 that time.

24 Q. In fact, you yourself with Colonel SO Williams went to
11:15:32 25 Magburaka to receive these arms, right, Mr Witness?

26 A. Yes, my Lord.

27 Q. When did you go to Magburaka to receive these arms? What
28 year, tell me, Mr Witness?

29 A. 1997, just about two months after the AFRC had taken over.

1 When we went at that time it was Akim who was at the airfield -
2 Magburaka airfield - that AFRC was trying to establish.

3 Q. Akim, is it Akim Turay?

4 A. Akim Turay. Akim Turay. Akim Turay.

11:16:11 5 Q. He was SLA, yes?

6 A. Yes, my Lord.

7 Q. He was a colonel. What was his rank, tell me?

8 A. He was a captain during the AFRC.

9 Q. So besides you and SO Williams, who else went to Magburaka
11:16:36 10 with you?

11 A. You had - we were mixed. We had some other RUF commanders
12 that we went with, because they ensured that we deployed in that
13 area in waiting because we didn't want any attack to take place
14 from the enemy forces that were within that area.

11:16:56 15 Q. Which enemy forces are you referring to, Mr Witness?

16 A. Well, at that time we were referring to the Kamajors who
17 were within that Magburaka highway and Kono highway. They were
18 within those areas. Matotoka, they were in those areas.

19 Q. You said this was about two months after the AFRC coup.
11:17:20 20 Would it be fair to say this took place in October 1997,
21 Mr Witness?

22 A. Well as I am saying it was within that time, during the
23 AFRC, but at least they had been in power for some time.

24 Q. Tell me some of the people you saw when you arrived at the
11:17:42 25 Magburaka airfield. Well, let me rephrase that. I don't recall
26 you saying you arrived at an airfield. Did you arrive at an
27 airfield in Magburaka, Mr Witness?

28 A. Yes, my Lord, we were there and we went there to receive
29 ammunition, because they had said that they had come with the

1 ammunition that would bring down the jet and some other
2 ammunition - some other arms and ammunition - to reinforce us in
3 Freetown to fight against the ECOMOG forces. That was during the
4 AFRC. So when we went there, we went there to receive, we found
11:18:23 5 some boxes that they had come with and --

6 Q. Mr Witness --

7 A. Yes, my Lord.

8 Q. -- we know you went to receive. Let's not be in a hurry.
9 Besides Captain Akim and SO Williams, who else did you see at the
11:18:42 10 Magburaka airfield?

11 A. Well I can't really recall, but we were many. We had RUF
12 and SLAs who went.

13 Q. Approximately, how many SLAs went to Magburaka in 1997 to
14 the airfield?

11:19:03 15 A. Well, as I said, we were many, because there was a
16 battalion in that area and so they were in that area, but it was
17 Akim who was at that airfield. He was with some manpower when we
18 went in preparation to receive the arms and ammunition that had
19 arrived.

11:19:27 20 Q. You refuse to answer my question, or should I repeat it?
21 How many approximately SLA members --

22 A. I can't state --

23 Q. May I finish my question? May I finish my question? How
24 many SLA members approximately did you see at the Magburaka
11:19:41 25 airfield when you went with Captain Akim?

26 A. There were many. There were many. I can't say, because it
27 was a deployment. It was not that everybody - but they were in
28 the jungle. They were in the jungle. I cannot state that this
29 was it. Nobody was in the open. They were just deployed. You

1 can see them in the bushes.

2 Q. Who was the highest ranking SLA member that was present at
3 the airfield to receive this shipment of ammunition?

4 A. It was SO Williams who was the chief of staff at that time.

11:20:20 5 Q. Who was the highest ranking RUF member that was present at
6 the Magburaka airfield to receive ammunition in October 1997?

7 A. Well I can't recollect the name of the person, but we had
8 RUF members who went. We were mixed, because as I said it was a
9 mixed force at that time in Freetown.

11:20:46 10 Q. Do you know somebody called Captain Alpha?

11 A. Well, yes, I should know Captain Alpha. He was in the
12 Sierra Leone Army.

13 Q. Was Captain Alpha at Magburaka, Mr Witness?

14 A. Well I can't recall, as I said, at that time.

11:21:14 15 Q. You cannot recall. Is that your evidence, Mr Witness?

16 A. I can't remember Captain Alpha. I know that we had Captain
17 Alpha when we were together in the AFRC, but I can't recall his
18 face, or his presence in that area. I used to know of Akim who
19 was the commander.

11:21:36 20 JUDGE SEBUTINDE: Mr Anyah --

21 MR ANYAH: Yes, Justice Sebutinde.

22 JUDGE SEBUTINDE: -- I was just wondering did you say
23 Arthur, or Alpha?

24 MR ANYAH: Alpha.

11:21:45 25 JUDGE SEBUTINDE: Okay.

26 MR ANYAH:

27 Q. Mr Witness, did you understand me to say Alpha? Captain
28 Alpha, A-L-P-H-A?

29 A. Yes, my Lord.

1 Q. What is Captain Alpha's real name, Mr Witness?

2 A. My Lord, I don't know that man's real name as you are
3 saying. I said I can recall that we had a Captain Alpha who was
4 in the army when we were together during the AFRC.

11:22:18 5 Q. Was Denis Mingo at the airfield in Magburaka? Superman?

6 A. Yes, he was supposed - yes, I recall that he was around
7 there, yes.

8 Q. You saw him at the airfield. Is that your evidence,
9 Mr Witness?

11:22:40 10 A. Yes, I think - yes, I think he went with the RUF at that
11 time, even though at that time I was not familiar with him.

12 Q. Do you know somebody by the name of Fonti Kanu, Mr Witness?

13 A. Yes, my Lord, Major Fonti Kanu I know him.

14 MR ANYAH: I believe the spelling is on the record
11:23:09 15 previously:

16 Q. Who is Fonti Kanu, Mr Witness?

17 A. Well, Fonti Kanu was a military man. It was he who was
18 coordinating. He and Colonel Yapo were coordinating the
19 activities of this flight coming. He was the one who went for
11:23:31 20 the ammunition arrangement and brought them.

21 Q. Who did what? Fonti Kanu did what, Mr Witness?

22 A. Well, Fonti Kanu was representing the AFRC where they went
23 for the ammunition.

24 Q. When you say "where they went for the ammunition", do you
11:23:50 25 mean Magburaka?

26 A. Well, as I said, when they told us to go and I went with SO
27 Williams and we went to that area to receive these ammunitions,
28 and it was Fonti Kanu who was the officer whom the AFRC had sent
29 ahead, I don't know where, but in order to facilitate the arrival

1 of these ammunitions as I can recall.

2 Q. Did you see Fonti Kanu at the Magburaka airfield in October
3 1997 when you were there, Mr Witness?

4 A. Yes. Yes, my Lord, he was there.

11:24:27 5 Q. You saw Denis Mingo and you saw Fonti Kanu, right?

6 A. Yes, my Lord.

7 Q. Who else did you see now that their faces might be coming
8 back to you?

9 A. Actually, these three faces who were senior commanders I am
11:24:51 10 able to recall them: Akim, Fonti Kanu, SO Williams and Superman.

11 Q. Is that all you can recall, Mr Witness?

12 A. Yes, my Lord.

13 Q. Any other senior RUF commanders, or AFRC commanders, at
14 Magburaka when this shipment came in?

11:25:29 15 A. Well, these are the ones I can recall and I can remember.

16 Q. Do you know somebody by the name of Isaac Mongor,
17 Mr Witness?

18 A. Yes, my Lord, I know Isaac Mongor.

19 Q. When was the last time you saw Mr Mongor, Mr Witness?

11:25:52 20 A. Well, the last time I saw him it was in the church that
21 I used to go. He used to attend that church, my former church,
22 that is the Flaming Church. He used to attend there also.

23 Q. Do you know somebody by the name of Foday K Lansana, also
24 known as Nya Nissar, also known as CO Nya, also known as Nya

11:26:25 25 Korto Nissar? Do you know somebody by all those names,

26 Mr Witness?

27 A. Yes, I know Foday K Lansana and that man where I know him
28 it was during the time they went to West Side, he and this guy.

29 They went to visit us at the West Side at one time, he and Gibri I

1 Massaquoi. Then from there I came to know him when we were in
2 prison. At the time that we were in prison, he too was there.
3 That was where I got used to him the more, in prison.

11:27:20 4 Q. Nya Korto, Foday Lansana, same person, was a radio
5 operator, right, for the RUF?

6 A. Yes.

7 Q. King Perry, who I recall you mentioning previously, yes?

8 A. Yes. Yes, my Lord.

9 Q. Was also a radio operator for the RUF, right?

11:27:42 10 A. Yes, my Lord.

11 Q. Did you see Foday K Lansana at Magburaka, Mr Witness?

12 A. Well I can't recall because at that time I was not used to
13 him, because as I told you we went there with a mixed force and
14 so I can't recall that I saw Foday K Lansana as I told you.

11:28:08 15 Q. Did you see Isaac Mongor at Magburaka, Mr Witness?

16 A. Well, as I said, these were the immediate commanders whom
17 I knew and whom I can recall and, as I said, we went there and we
18 were many. We were mixed RUF/SLA and we were deployed.

19 JUDGE SEBUTINDE: Mr Witness, please answer the question.

11:28:36 20 Did you see Isaac Mongor there, yes or no?

21 THE WITNESS: Well I can't recall I saw him, ma'am. As
22 I said, my Lord, the place was a wide place, it was a large
23 place, there were many people there and so I can't say I would
24 see everybody.

11:28:57 25 MR ANYAH:

26 Q. Were you present when a plane landed at the Magburaka
27 airfield, or had the plane with the ammunition already landed
28 when you got there?

29 A. Yes, the plane had already landed. That is what I can

1 recall. The plane had landed, as I can recall. We only met the
2 ammunitions which had been loaded in the truck that had come.

3 MR ANYAH: Madam President, I see the time.

4 PRESIDING JUDGE: Thank you, Mr Anyah. Mr Witness, we are
11:29:33 5 now going to take the mid-morning break. We will be resuming
6 court again at 12 noon. Please adjourn court until 12.

7 [Break taken at 11.30 a.m.]

8 [Upon resuming at 12.06 p.m.]

9 PRESIDING JUDGE: Mr Anyah, please proceed.

12:05:11 10 MR ANYAH: Thank you, Madam President:

11 Q. Mr Witness, one of the questions I asked before the break
12 was when was the last time you saw Isaac Mongor. Can I ask you
13 this, Mr Witness: Did you see Isaac Mongor here in Holland
14 recently?

12:05:36 15 A. Yes, when I arrived here we were in the same place, but he
16 was having his own apartment, I was having my own apartment.

17 Q. Why did you say before the break the last time you saw him
18 was while you were parishioners at the Flaming Limba Church?

19 A. Well, you know, that was not the way you asked the
12:06:10 20 question. You did not ask me whether I saw him in Holland. You
21 asked me when was the last time I saw him and it was the time we
22 were in Flaming Church. If you had asked me about Holland I
23 would have answered you, my Lord.

24 Q. I see. So when I asked the question, "When was the last
12:06:27 25 time you saw him?", you interpreted that to mean when was the
26 last time you saw him in Sierra Leone. Is that your evidence,
27 Mr Witness?

28 A. Yes, well, because you only said when last I saw him. You
29 didn't state the place. You said when last I saw him, so I said

1 the last time I saw him in Sierra Leone was when we attended the
2 Flaming Church.

3 Q. Did you have any conversations with Isaac Mongor when you
4 saw him here in Holland?

12:07:10 5 A. I have never had any conversation with Isaac Mongor. Like
6 I said, he was in his own apartment, I am in my own apartment.

7 Q. When you say "apartment" are you speaking of the same
8 household but different rooms, Mr Witness?

9 A. Well, it's the same house, but there is a demarcation. He
12:07:37 10 has his own place, I have my own place. Well, in terms of meals
11 sometimes during Sundays we come together to have meals together,
12 but besides that everybody is in his own apartment, but even when
13 we come together to have meals the securities will be around.

14 Q. Yes, we know the securities are around. How long were you
12:08:07 15 and Mongor in the same premises or compound, Mr Witness?

16 A. Well, I think about two weeks, about two weeks. Two to
17 three weeks. Two weeks, exactly two weeks.

18 Q. In the two week period did you ever say, "Hello, how are
19 you?", to Isaac Mongor, Mr Witness?

12:08:37 20 A. My Lord, when we meet in the dining room he would greet me,
21 I would greet him too, "How are you?", and then he too would say,
22 "How are you?" But for you to say we had conversations, no, we
23 never had a conversation before. He would only say, "Big
24 Brother." I would say, "Hi, Big Brother."

12:09:00 25 Q. I didn't say you had conversations. I asked about hello
26 and you said yes, Mr Witness. Besides hello did you say anything
27 to Isaac Mongor when you saw him during the two week period?

28 A. My Lord, we never had any other discussion at any other
29 time, like I have said.

1 Q. Did you know why Isaac Mongor was in Holland?

2 A. Well, my Lord, I saw him in the same place and I didn't ask
3 him what he was doing in Holland, but we were all staying in the
4 same place, because those conversations are not allowed. The
12:09:39 5 people that brought me, the WVS people, the securities people
6 around, after dinner, or lunch, or having breakfast, no sooner
7 you finish your own meal they would ask you to go back to your
8 own apartment, after which sometimes we would come together to
9 watch the CNN. That's what happened always.

12:10:02 10 Q. Did you understand my question, Mr Witness? It was not
11 about conversations. I asked you do you know why Isaac Mongor
12 was in Holland?

13 A. Well, I didn't ask him what he's doing in Holland, but we
14 were all staying in the same apartment. We never had a
12:10:20 15 discussion to ask him what he's doing in Holland.

16 Q. I didn't ask you if you asked him. You're a grown man,
17 Mr Witness. Seeing him in that household, did you arrive at the
18 conclusion in your mind as to what he was doing in Holland? Can
19 you tell us?

12:10:38 20 A. I did not ask him anything. I'm only here for what I came
21 for here. I didn't go to him to ask him to know what he was
22 doing here. We never held any discussion about that. When I
23 went there they only told me there are workers living around the
24 same area.

12:11:00 25 Q. I did not ask you whether you asked Mongor what he was
26 doing here. I am asking you, when you saw this man in the same
27 premises or compound where you were, for a two week period, what
28 did you think he was doing in Holland? What did you yourself
29 think?

1 A. I never thought of anything. I never thought of anything.
2 I only took him to be part of the workers that are there. I did
3 not think about anything.

4 Q. You took Isaac Mongor to be part of the workers or
12:11:36 5 employees at the compound where you were staying. Is that what
6 you're telling this Court, Mr Witness?

7 A. Yes, my Lord, because that was what I was told. They said
8 everybody there is a worker. They didn't tell me this person is
9 for this or that. So everybody there they told me was a worker.
12:11:57 10 So whosoever I met there I take you to be a worker, whether
11 you're a cleaner or so, but I didn't know what he was there for.

12 Q. Mr Witness, on any occasion where you were driven in a
13 vehicle by the WWS, Witnesses and Victims Section, to meet with
14 the Office of the Prosecutor was Isaac Mongor ever in the same
12:12:23 15 vehicle as you?

16 A. No, no, no, no. We've never boarded the same vehicle.
17 We've never boarded the same vehicle.

18 Q. Did there come a time during the two week period when you
19 and Mongor were together in the same household that Mongor would
12:12:42 20 leave in the mornings to go somewhere with the Witnesses and
21 Victims Section?

22 A. Well, my Lord, sometimes I don't rise up early, so when I
23 rise up in the morning I don't see him, so I don't have any
24 question to ask.

12:13:01 25 Q. That was not my question. My question was not whether you
26 rose up early or late. My question was at any time in the two
27 week period did you see Mongor leaving somewhere in the morning
28 with staff members of the Witnesses and Victims Section?

29 A. I'm not there to monitor their activities. Like I have

1 said, when I'm in my room --

2 PRESIDING JUDGE: [Overlapping speakers] the question.

3 It's yes or no. Did you see it or not?

12:13:40

4 THE WITNESS: Well, I have not witnessed where they would
5 leave to go. I have not witnessed that. When I am at the
6 apartment there sometimes I'm in my room, or when I come
7 downstairs I do what I want - I come down to do.

8 MR ANYAH:

12:13:57

9 Q. The answer is no, at no time did you see Mongor leaving
10 with Witnesses and Victims Section staff to go somewhere in the
11 mornings during the two week period.

12 A. No, my Lord, I did not witness that.

12:14:23

13 Q. When Mongor sat down and had breakfast with you at the same
14 table, did you still view him at that point to be a staff member
15 of the Witnesses and Victims Section?

16 A. I want you to repeat your question.

17 Q. You told us previously that you and Mongor occasionally
18 would sit at the same table and eat food, right?

12:14:40

19 A. Yes. He would sit on his own table and then I would occupy
20 my own table. If you are there everybody would have his own
21 table.

22 Q. My question is this: When he sat down and ate food at a
23 table near you, at that point in time did he still appear to you
24 to be a staff member of the Witnesses and Victims Section?

12:15:01

25 A. Yes, because it's a dining room. Almost everybody there
26 will sit there to have meals. It's a dining room.

27 Q. Did other staff members of the Witnesses and Victims
28 Section have rooms or apartments in this house as did Isaac
29 Mongor?

1 A. Yes, they are there, those who secure us, they are there.

2 Q. I see. Did you see Isaac Mongor in Magburaka in 1997 when
3 the arms shipment arrived?

4 A. Well, I cannot recall. I cannot recall exactly, my Lord.

12:15:45 5 Q. Well, let me tell you what Isaac Mongor told this Court a
6 few weeks ago.

7 A. Yes, my Lord.

8 MR ANYAH: Your Honours, I will be reading from the
9 transcript of 11 March 2008, open session, the page in question
10 being page 5724, testimony of Isaac Mongor, TF1-532, line 15:

11 "Q. What shipments do you recall?

12 A. Well, the one that came, it was at Magburaka they
13 brought them, but even before they brought them Johnny Paul
14 had told us that his brother, who is Mr Taylor, was going
15 to send something for us and that was small amount of
16 ammunition and he said we should go and receive them at
17 Magburaka because at Magburaka we had an airstrip. So that
18 was where we went and at that time they appointed Fonti
19 Kanu who was an SLA. He led us to go and receive the
12:16:40 20 ammunition. Mike Lamin also went, I also went. But whilst
21 we were there the airplane that brought the things, when it
22 alighted it was like the ECOMOG had intercepted the
23 movement so the Alpha Jet came around and bombarded the
24 place, but when it came, even before it could reach there,
12:17:05 25 we had already collected the items even before the Alpha
26 Jet got there to bombard the place."

27 Q. Mr Witness, Isaac Mongor is saying he was present at
28 Magburaka. Did you hear that?

29 A. Yes, I've heard that, my Lord.

1 Q. The same Isaac Mongor you spent two weeks with in The
2 Hague, yes?

3 A. Yes, my Lord, according to this.

12:18:00

4 Q. Do you stand by your evidence you do not recall whether
5 Mongor was at Magburaka when you were there?

6 A. My Lord, like I have said clearly, I said there were some
7 other commanders there, because when we went there it was not
8 everybody that went and deployed at the airstrip, so I cannot
9 recall all the commanders that were present. I will not deny the
10 fact that he was not there.

12:18:21

11 Q. What do you mean you would not deny the fact that he was
12 not there? The question is was he there or not, do you recall?

13 A. I cannot recall I saw him, because RUF and SLA members were
14 many that went there.

12:18:44

15 Q. Was Isaac Mongor with you at Pademba Road at any time,
16 Mr Witness?

17 A. Yes, my Lord.

18 Q. 6 June 2000 until, you said, 21 August 2004, yes?

19 A. Yes, we met them at Pademba Road, but I left him there.

12:19:07

20 Q. Yes, but let's confirm the time of your incarceration.
21 The period of your incarceration was 6 June 2000 through 21
22 August 2004, yes, Mr Witness?

23 A. Well, there were stages when we were in the prison. Can I
24 explain those stages?

12:19:30

25 Q. I'm not asking you about stages. When did you go in and
26 when did you walk out? Did you go in on 6 June 2000, let's start
27 with that?

28 A. Yes, my Lord.

29 Q. Were you released on 21 August 2004, Mr Witness?

1 A. Yes, my Lord.

2 Q. Yes, that's what we wish to know. During that period of
3 time Isaac Mongor was there, yes, Mr Witness?

4 A. Yes, my Lord.

12:19:57 5 Q. You told us Foday K Lansana, also know as Nya Korto, was
6 present there as well, yes, Mr Witness?

7 A. Yes, my Lord.

8 Q. Did you talk about Magburaka and the days with the RUF/SLAs
9 with Isaac Mongor when you were at Pademba Road, Mr Witness?

12:20:25 10 A. In fact, if you go to the Pademba Road there was a very big
11 distance between we and those men. They were in the condemned
12 section and we were in the Wilberforce section and our movements
13 were restricted from one place to another. That happened at the
14 Pademba Road. Our movements were restricted.

12:20:48 15 Q. Is the answer no, that you did not discuss your past lives
16 as RUF and SLA members while at Pademba Road?

17 A. No, my Lord, we never discussed those things. There also
18 the prison officers did not allow that.

19 Q. When we started the issue of Magburaka I posed the question
12:21:12 20 to you, I said, "When did it happen?", and let me be fair to you,
21 let me quote you the exact question and the answer you gave.

22 Your Honours, I shall be reading from page 48, lines 9 through
23 13. Mr Witness, the question was, "When did you go to Magburaka
24 to receive these arms? What year, tell me, Mr Witness?" You
12:21:38 25 gave the answer, "1997, just about two months after the AFRC had
26 taken over. We went at that time. It was Akim who was at the
27 airfield, Magburaka airfield, the AFRC was trying to establish."

28 Now, here's my question. You said about two months after
29 the AFRC had taken over. I was the one who injected October

1 1997. Can you tell me, Mr Witness, to be fair to you, was this
2 shipment somewhere about July 1997, or was it in October 1997 as
3 I said? Which is it?

12:22:22 4 A. Well, like I have said, it was some months after AFRC took
5 over. Probably you are correct that month October was the month
6 the shipment came.

7 Q. Where did you understand these arms to have come from,
8 Mr Witness?

12:22:47 9 A. Well, my Lord, we had so many talks. Some said it came
10 from Ukraine, some said from Liberia, so people were giving
11 different versions. Some said from Ukraine, some said from
12 Liberia.

13 Q. Yes, but when you met with the Office of the Prosecutor
14 less than a year ago, 8 May 2007 - it's in tab 13. Madam Court
12:23:16 15 Officer, can you show him tab 13. This is the Defence bundle of
16 documents. Mr Witness, I'm on page 5 of tab 13. The ERN number
17 ends in 2140 and if you look at that page, Mr Witness, there's a
18 paragraph that says, "Witness is aware of arms shipment that took
19 place at Magburaka" airstrip, or "airtrip" as it is written
12:24:33 20 there. Do you see that, Mr Witness?

21 A. Yes, my Lord.

22 Q. The paragraph reads:

23 "Witness is aware of arms shipment that took place at
24 Magburaka airtrip. Witness was present on the only one shipment
12:24:51 25 when he accompanied Colonel SO Williams to the airstrip who
26 received the arms. The second shipment that was to arrive, the
27 ECOMOG Alpha Jet was raiding the area. This made the second
28 shipment to be cancelled. Witness is not aware where the
29 shipment originated, but he was told by other soldiers that it

1 originated from Ukraine."

2 Do you see that, Mr Witness?

3 A. Yes, my Lord.

12:25:24

4 Q. Less than a year ago you said you heard from others it came
5 from the Ukraine, correct?

6 A. Yes, my Lord. I think they left out Liberia. Some said
7 from Ukraine, some said from Liberia, and that was what I said
8 and I'm saying it in court now.

12:25:42

9 Q. Yes, that was my point. The Prosecution has no records of
10 you saying the shipment came from Liberia. You're saying it in
11 court now, yes?

12:26:03

12 A. Well it's for the Prosecution, but what I said - and I said
13 it openly in the court before you brought this paper before me -
14 I told you that there were discussions that people were saying
15 they came from Liberia and some said from Ukraine. Those were
16 the discussions people were having.

17 Q. And you're also telling us that you told the Prosecution on
18 8 May 2007 that Liberia was a source of these weapons. Is that
19 your evidence, Mr Witness?

12:26:22

20 A. I said that was what we heard from among the fighters.
21 Everybody was happy that these things were - Liberia has done
22 well for us. Some would say, "No, this was Ukraine", so there
23 was this controversy between us when everybody discussed, not
24 that senior commanders that went.

12:26:43

25 Q. Can you explain how it is the Prosecution does not have a
26 record of you saying Liberia was a source of these weapons in the
27 interview notes of 8 May 2007?

28 A. Well, this is - they typed and wrote it and so it might be
29 that they made a mistake, but I don't know. That is why I said

1 those who posed the question, they have that area. Like when I
2 went there they - when I went they would type something.

12:27:28 3 Q. I see. This shipment of arms at Magburaka, Mr Witness,
4 tell us what was received. What kind of shipment and arms are we
5 talking about?

6 A. They came with some SMGs and some anti-aircraft where we
7 also mounted and they came with they called them - they said
8 laser to put down jets, but obviously they tested it and they
9 knew that it was a fake and that it was not good enough. It was
12:27:54 10 in Johnny Paul's place. So they planted in Johnny Paul's place,
11 but the bombs were fake which they came with.

12 Q. Well, let's clarify a few things. What is SMGs first? I
13 see the Chamber might have a query about that. What is SMGs,
14 Mr Witness?

12:28:12 15 A. This was a submachine gun. It looked like an AK-47.

16 Q. You then said they came with some lasers that was a fake?

17 A. Well, yes, because all of us were happy that they had come
18 with things that would put down the jet, but it was planted in
19 Johnny Paul's place and it was tested and knew that it was fake
12:28:38 20 and it was not useful. The bombs they came with that, they were
21 already cold.

22 Q. When you say "Johnny Paul's place", where are you referring
23 to, Mr Witness?

24 A. I was talking about Spur Road, where he was. There it was
12:28:52 25 the place that it was planted.

26 Q. Do you mean during the junta period they took some lasers
27 to Johnny Paul's place at Spur Road and tested the lasers in
28 Freetown? Is that your evidence, Mr Witness?

29 A. Yes, it was there when the jet came to raid, because the

1 jet had targeted areas. It was only the AA that responded. They
2 tried the AA. It did nothing.

3 Q. How large a size of ammunition are we talking about that
4 arrived with this shipment?

12:29:33 5 A. Well, the ammunition it looked - it was really in plenty,
6 but all what we expected was not in that came. But it was really
7 - it was sizable. Especially AK rounds, the AK rounds that came,
8 because the SMG was also used. It was more of this that came and
9 also the SMG, and it was it that came that they distributed among
12:29:57 10 some of the RUF and the AFL [sic] and some of Johnny Paul's
11 securities were given some of those AK rounds.

12 Q. There was enough arms and ammunition to distribute between
13 the RUF and the SLAs, correct?

14 A. Yes, my Lord, at this time when this ammunition came
12:30:18 15 because we were already running out of ammunition.

16 Q. And you said several different people were present to
17 receive ammunition, right, Mr Witness?

18 A. Because that area was a targeted area, so the advance troop
19 went ahead. They had already deployed at that area.

12:30:35 20 MS ALAGENDRA: Your Honours, I think the witness said "RUF
21 and SLA" at line 11, not "AFL". Counsel may want to correct
22 that.

23 PRESIDING JUDGE: I think I heard "SLA". I have a note to
24 that effect.

12:30:58 25 MS ALAGENDRA: It's at line 11. It's page 68 for me.

26 PRESIDING JUDGE: Yes, I do see it now, Ms Alagendra.

27 Mr Anyah, you see what counsel is referring to. There is
28 some query as to the record.

29 MR ANYAH: Well I don't have any complaints with the record

1 unless I am missing the point, but --

2 PRESIDING JUDGE: Mr Witness, when you said that, "There
3 were arms distributed among some of ...", who were they
4 distributed among? We just want to clear up what you said.

12:31:34 5 THE WITNESS: SLA and the RUF members.

6 PRESIDING JUDGE: The record will need to be corrected. Do
7 you see the point now, Mr Anyah, we were referring to?

8 MR ANYAH: Yes:

9 Q. Mr Witness, in October 1997 a major arms shipment comes in
12:32:02 10 Magburaka and you were telling us of March 1998 with Johnny Paul
11 Koroma saying he's going to Liberia to get arms and ammunition,
12 yes?

13 A. Yes, my Lord.

14 Q. I see. One last thing. Did you see King Perry at
12:32:30 15 Magburaka, Mr Witness?

16 A. I cannot recall that. I cannot recall that I saw him
17 there.

18 Q. Well King Perry was before this Chamber a few weeks ago,
19 Mr Witness.

12:32:45 20 A. Yes, my Lord.

21 Q. Let me read you what King Perry says about Magburaka.

22 Your Honours, this is from the transcript of 5 February
23 2008, testimony of TF1-360, King Perry, and I'll be reading from
24 page 3091. That is 3091. Really I would start from line 3,
12:33:21 25 although it's a very long question and I will perhaps just read
26 the answer starting at line 13 of that page. I will wait for the
27 transcript to be published in case objections might arise from
28 this. King Perry in his answer to a question said this, line 13:
29 "Number two, during the days of the AFRC/RUF they

1 constructed an airstrip two or three miles off Magburaka. That
2 was where the plane landed at night and dropped the arms and
3 ammunition. At one time I was given order together with Mr
4 Alpha, Mr Alpha was an administrator in Makeni under the RUF,
5 both of us moved with his Land Rover and according to the order
6 which came from Issa Sesay, he said the RUF who were based in
7 Makeni, they should go and receive their own ammunition at the
8 Magburaka airstrip. And very early in the morning at about 5 to
9 6 a.m. we went there with the Land Rover and when we got there we
10 saw different different vehicles from various areas, Kenema,
11 Freetown, Bo, who came to collect their own ammunition. But this
12 plane landed at night. It was at night that it landed. When it
13 took off we reached there. We just met that all the arms and
14 ammunition were in boxes and they were distributed by groups. As
15 we got there we went straight towards our own ammunition, we
16 loaded them in the Land Rover and then we moved. And this
17 happened not just one time but myself, I only went there once to
18 collect ammunition."

19 Mr Witness, you mentioned King Perry last week to us, yes,
12:35:38 20 Mr Witness?

21 A. Yes, my Lord.

22 Q. Did you see King Perry at Magburaka when you went to
23 collect arms and ammunition?

24 A. My Lord, like I said, and I am saying it again to the
12:35:52 25 Court, this was a groups of two - two groups, the SLA and the
26 RUF, so I will not say that I would be able to identify the SLAs
27 and the RUFs that went there and I went with Colonel SO Williams,
28 so that is what I'm stating to the Court. I would not say that
29 he was there, or not there. And King Perry, I only knew him in

1 the jungle. That was in Kono. That was the area when I knew him
2 more up to the time when they came to Freetown.

3 Q. But you told us King Perry came to Freetown and he was
4 present during the J6 invasion, right?

12:36:29 5 A. Yes, but this ammunition business is different from 6
6 January. This was the time when the RUF had just come, so we
7 were [sic] already used to all the RUF. And most of the senior
8 commanders there, the senior commanders where I was, like for me
9 to know all the junior commanders at that time I wouldn't know.
12:36:48 10 It was the time we went to Kono and he went to Kono that we met
11 together. It was - and when they came to reinforce us in Colonel
12 Eddie Town that was the time I knew him, but to say that at that
13 time I would recognise everybody, "This is King Perry and this is
14 Kamara", no.

12:37:05 15 Q. That was not the focus of my --

16 JUDGE SEBUTINDE: Mr Interpreter, was the interpretation
17 that "so we were already used to the RUF"?

18 THE INTERPRETER: Already familiar with the RUF.

19 JUDGE SEBUTINDE: Listen to what I'm saying, or "We were
12:37:16 20 not really used to the RUF". What is it that the witness said?

21 THE INTERPRETER: Your Honour, could counsel go over the
22 question please.

23 JUDGE SEBUTINDE: No, what did the witness say, because
24 you're saying the opposite of what I thought the witness said?

12:37:32 25 Because the witness said, "So we were not really used to all the
26 RUF", or did he say, "We were already used to the RUF"?

27 THE INTERPRETER: We were not used to the RUF. We were not
28 familiar with the RUF.

29 JUDGE SEBUTINDE: So, perhaps the record also could be

1 changed at page 71, line 17.

2 MR ANYAH:

3 Q. Mr Witness --

4 A. Yes, my Lord.

12:38:05 5 Q. -- the point is not whether you met Perry Kamara during the
6 6 January invasion. That is only relevant to this issue, your
7 familiarity with Perry Kamara. You have testified about Alfred
8 Brown and Perry Kamara, two radio operators, in connection with
9 the 6 January invasion, and I am asking you how come you don't
10 remember the same Perry Kamara who says he was at Magburaka when
11 you were there in 1997? Tell us how come you don't remember
12 seeing him there?

13 A. Yes, oen, they had just come from the bush. We were not
14 familiar to them. I was a member of the Sierra Leonean Army and
12:38:48 15 when the AFRC came that was the time when we started seeing each
16 other. It was at that time the commander that I was with, I was
17 always with the senior commanders, like Superman I saw him, Issa
18 Sesay, Mosquito, but to say the junior people, junior people that
19 I would be able to identify that this was Junior Perry, no, we
12:39:08 20 had no familiarity until the time we went to Kono.

21 Q. Mr Witness --

22 A. Yes, my Lord.

23 JUDGE SEBUTINDE: Who is Junior Perry, Mr Interpreter? The
24 witness referred to one Junior Perry.

12:39:26 25 THE INTERPRETER: King Perry. King Perry.

26 MR ANYAH:

27 Q. Mr Witness, we have the Magburaka shipment supposedly in
28 October 1997. We have Johnny Paul Koroma having a meeting with
29 you and fellow fighters in a village on the way to Gandorhun

1 around March of 1998 and he speaks of going to Liberia and you
2 don't know whether he went to Liberia or not?

3 A. Yes, I don't know, my Lord.

12:40:06

4 Q. And then a few weeks, some time about April or May same
5 1998, there is the Dabundeh Street discussion between Sam
6 Bockarie and Superman, yes, Mr Witness?

7 A. Yes, my Lord.

12:40:28

8 Q. This is another time when you suggest that Sam Bockarie
9 mentioned obtaining arms and ammunition from President
10 Charles Taylor in Liberia, yes, Mr Witness?

11 A. It's not a suggestion. It is what happened. I'm not
12 suggesting. It was what happened, as I said, when we went to
13 that area, when Sam Bockarie said we should prepare to go to
14 Koidu Geiya to receive arms and ammunition.

12:40:50

15 Q. In fact, the arms and ammunition you said arrived after you
16 had captured Koidu Geiya, correct?

17 A. Yes, my Lord.

18 Q. In fact, you told us they came from Kailahun, correct,
19 Mr Witness?

12:41:04

20 A. Yes, my Lord. It was a mixed force that brought them.

21 Q. Can we confirm the time again? Am I right in saying you
22 told us it was between April and May of 1998, Mr Witness?

23 A. Yes, my Lord. It was at that time, yes, around that time.

12:41:33

24 Q. And the manner in which you came to hear about this, you
25 said, you and others, specifically Bazzy, Bomb Blast and
26 Superman, were in the vicinity of Masingbi Road, yes, Mr Witness?

27 A. Yes, my Lord.

28 Q. A runner or a messenger was sent to tell Superman that Sam
29 Bockarie wanted to speak to him, yes, Mr Witness?

1 A. Well, sorry, the runner was not Superman. It was Superman
2 who sent him to come and meet Bazzy and Bomb Blast.

3 Q. Superman was at Dabundeh Street and he sent a runner to
4 come and get Bazzy and Bomb Blast and you accompanied Bomb Blast,
12:42:20 5 correct?

6 A. Yes, my Lord.

7 Q. When you arrived at Superman's compound on Dabundeh Street
8 a radio communication came from Sam Bockarie. You remember
9 telling us that, yes?

12:42:32 10 A. Yes, my Lord.

11 Q. And Sam Bockarie said he had obtained arms and ammunition
12 that you would use to hold on to Kono, to defend Kono from the
13 ECOMOG, yes, Mr Witness?

14 A. Yes, my Lord.

12:42:50 15 Q. Yes. This is eight months after Magburaka or less, some
16 time in April or May, let's say seven months after Magburaka. Is
17 that fair to say, Mr Witness?

18 A. Yes, my Lord.

19 Q. Eventually the arms and ammunition from Kailahun arrived
12:43:15 20 and Superman distributed them, yes, Mr Witness?

21 A. Yes, my Lord.

22 Q. And I recall you saying that they were placed in a vehicle
23 at the time of distribution. Do you recall saying something like
24 that, Mr Witness?

12:43:38 25 A. No, I said we boarded the vehicles at Koidu Geiya and drove
26 to Dabundeh Street in Koidu Town at Superman's base.

27 Q. Well, I have you saying on Friday the 18th, page 8016, that
28 all the arms that arrived were loaded on to a vehicle. Shall I
29 read what you said on Friday the 18th? Let me read it.

1 A. That was what I said.

2 Q. That's what you said?

3 A. Yes.

4 Q. So this entire shipment of arms fitted into one vehicle,
12:44:18 5 correct?

6 A. Well, it was not a large - say a large quantity of
7 shipment, but the shipment that came from Kailahun, they carried
8 it. We had up to three to four weeks that we went to Koidu
9 Geiya. We had two, Superman had his own vehicle.

12:44:39 10 Q. Why did you tell the Court that you loaded it onto a
11 vehicle? Why not say you loaded it onto three or four vehicles?

12 A. No, I did not say it was loaded in two or three vehicles.
13 I said we went with three or four vehicles, but the ammunition
14 was loaded in a vehicle. If you say ammunition boxes, I don't
12:45:00 15 know if you've seen ammunition boxes, but you would load them in
16 a vehicle, it would fit in there, even if it is up to 15 to 20
17 boxes you can load them in there. Like the Land Cruisers which
18 we had, you can load them there. There is a carrier on top of it
19 where you can put some there.

12:45:17 20 Q. I'm not asking you how many vehicles you went with. You
21 see my point is, and please confirm this or deny it, all of the
22 arms and ammunition received from Kailahun fitted into one
23 vehicle, true or false?

24 A. I told you that the ammunition - I did not say arms. I
12:45:34 25 said the ammunition that arrived. Check your record. The
26 ammunition that came, I said the ammunition that came was
27 unloaded into a vehicle and we drove to Koidu Town.

28 Q. Are you saying no arms arrived with this shipment,
29 Mr Witness?

1 A. My Lord, check your record. You will see there I said the
2 ammunition which we went to take. It was ammunition that
3 arrived. I said that was what we went to take at Koidu Geiya.

12:46:12 4 Q. Mr Witness, I'm not trying to trick you. I keep using the
5 term arms and ammunition and I stand to be corrected. Are we
6 only talking about ammunition?

7 PRESIDING JUDGE: I do recall at some point the use of the
8 two words together and I recall the use of the word "ammunition"
9 on its own. I do not recall precisely when, but there appears to
12:46:27 10 be a distinction in what you say and what the witness says, so
11 let us make sure that we're all talking about the same thing.

12 MR ANYAH: Exactly. Thank you, Madam President. That's
13 what I'm trying to clarify:

14 Q. Mr Witness, this shipment that you received from Kailahun,
12:46:45 15 was it just arms, or was it arms and ammunition, or was it just
16 ammunition alone?

17 A. It was ammunition that arrived.

18 Q. Yes, we now know it's only ammunition. Back to my question

19 --

12:47:05 20 MS ALAGENDRA: Your Honours, just to be clear, the
21 witness's testimony on this issue during chief was also that it
22 was ammunition, so it's not that it is only now that it's clear
23 that it's ammunition, he said it before.

24 MR ANYAH: What I meant by "now" is initially when I
12:47:19 25 started this line of questioning today I said arms and ammunition
26 in error and the witness has corrected me and now we are in
27 agreement, me and him. I understand counsel's concern:

28 Q. Mr Witness, we're in agreement it was just ammunition. I
29 go back to my question. All of this ammunition that was sent

1 allegedly from Liberia, allegedly from President Taylor, that you
2 say came from Kailahun, everything fitted into one vehicle,
3 correct?

12:47:59 4 A. Yes. Our own quantity that met us at Koidu Geiya, that was
5 what we loaded into that vehicle to go to Koidu Town.

6 Q. Incidentally, who was Superman's radio communicator when
7 this conversation between him and Sam Bockarie took place, when
8 he was at Dabundeh Street? Who was his radio man?

12:48:29 9 A. Well, King Perry was there. He had other radio men who
10 were operating. Superman had other radio men who were operating.

11 Q. The same King Perry who told this Court a few months before
12 he was at Magburaka, yes?

13 A. Well, I did not see the faces. Somebody else might come
14 and say he is King Perry, but King Perry was also a radio man
12:48:47 15 attached to Superman in Kono. He had other radio men. It was
16 not at all times that he was on the radio.

17 Q. Well, let's be clear. We're talking about one specific
18 conversation on Dabundeh Street around April of 1998 between
19 Denis Mingo, also known as Superman, and Sam Bockarie. Was Denis
12:49:05 20 Mingo's radio operator on the day in question, when you were
21 there with Bazzy and when you were there with Bomb Blast, was it
22 King Perry, Mr Witness?

23 A. Yes, King Perry was there, but he was not there at that
24 moment, but he was there as one of the operators, radio
12:49:28 25 operators, to Superman.

26 PRESIDING JUDGE: Just a moment, Mr Witness. I understand
27 counsel to be asking you on that particular conversation, on that
28 particular day, was it King Perry. Have I paraphrased it
29 correctly?

1 MR ANYAH: Yes, Madam President.

2 PRESIDING JUDGE: Can you answer that question, please.

3 MR ANYAH:

4 Q. Was the radio operator who handled the call from Sam

12:49:52 5 Bockarie in your presence, with Superman, Bazy Kamara and Hassan

6 Papa Bangura, also known as Bomb Blast, was that radio operator

7 King Perry, Mr Witness?

8 A. No, it was another radio operator who was there.

9 Q. What was the radio operator's name, Mr Witness?

12:50:17 10 A. I don't know his name. I only knew that he was a radio

11 operator, but to tell you that I knew his name, no, I don't.

12 Q. Do you know who was Sam Bockarie's radio operator from

13 where he was calling, Mr Witness?

14 A. No, no.

12:50:40 15 Q. Did Sam Bockarie merely just come on the air, or was there

16 a radio operator's voice before he came on the air, Mr Witness?

17 PRESIDING JUDGE: Mr Anyah, are you speaking now generally

18 in any conversation, or are you still honing in on this one

19 precise conversation?

12:50:58 20 MR ANYAH: On the one conversation:

21 Q. Would you like me to repeat the question, Mr Witness?

22 A. No problem.

23 Q. During this conversation between Sam Bockarie and Superman,

24 while Superman was at Dabundeh Street, did a radio operator make

12:51:17 25 the call from Sam Bockarie's end to Superman?

26 A. Well, at the time that we were sitting, when Superman was

27 sitting there, when Bazy was sitting down, when the radio

28 operator said, "Commander is here now and wants to talk to you",

29 Superman took the mic and they started discussing.

1 Q. The radio operator who said, "Commander is here now and
2 wants to talk to you", are you referring to a radio operator that
3 was at Sam Bockarie's end of the conversation?

4 A. Yes, my Lord, because I can explain a little. The radio
12:52:09 5 communications that I have witnessed, if a commander sends a
6 message that he wants to talk to so and so commander, it was the
7 radio operator who will send a runner for him to come. When he
8 comes the radio would send out the message that the commander is
9 present, there now. So the other operator would also send a
12:52:24 10 runner to go and call the commanders to come. So they would
11 confirm it that the commanders have come and they will hand over
12 the mic. At certain times the radio commander, if I had spoken
13 to this person, I can still hold on to the mic and call to
14 somewhere else. They can adjust the channel to call to some
12:52:41 15 other place. You the commander can do it directly without the
16 assistance of the radio man. You can do it directly. So you can
17 do it two ways: Sometimes when the radio man calls you can come
18 and wait and they will call you to come and they will hand over
19 the mic to you; sometimes when you've spoken and you want to call
12:53:03 20 to some other place, you the commander can take the mic and
21 adjust the channel and call to some other place. You can do that
22 in two ways.

23 Q. Thank you for the description, Mr Witness. Did you hear
24 the voice of the radio operator who radioed from Sam Bockarie's
12:53:20 25 end of this conversation?

26 A. Yes, it was something [indiscernible]. All you will be
27 sitting and they will hear. When that one speaks he will press.
28 If it were here we would display it so that you will see.
29 Everybody will hear. Once you around, you are close, you will

1 hear. When he said, "The commander is here now, sir", then
2 Superman took it. Then Mosquito started talking to him.

3 Q. Who was Sam Bockarie's radio operator during this
4 conversation, Mr Witness? Tell us, please.

12:53:58 5 A. My Lord, I have told you a while ago that I don't know him.
6 I was not there. I don't know him. He just called and they
7 started talking with us. I don't know him, my Lord.

8 Q. Your answer is you do not know who the radio operator was,
9 right?

12:54:20 10 A. No. Yes, I don't know.

11 Q. Now, you described for us last week the ammunition that you
12 say came from Liberia, yes, you recall that?

13 A. Yes, my Lord.

14 Q. You said you saw something written on the boxes of
12:54:37 15 ammunition. Recall and tell us what you saw again, Mr Witness.

16 A. Yes, AFL, Armed Forces of Liberia, that was what I saw,
17 AFL. The AFL is abbreviated and the Armed Forces of Liberia
18 down.

19 Q. What colour were these boxes of ammunition?

12:55:05 20 PRESIDING JUDGE: Excuse me for interrupting. You said,
21 "AFL is abbreviated and the Armed Forces of Liberia down." What
22 does it mean, "Armed Forces of Liberia down"?

23 THE WITNESS: Well, "A" is here at the top and at the
24 bottom "Armed" "F" there, "Forces", of "L" for Liberia. They
12:55:24 25 abbreviated it, AFL, and at the bottom you had Armed Forces of
26 Liberia.

27 MR ANYAH: Is that sufficient, Madam President?

28 PRESIDING JUDGE: Yes, as I understand it, there was two
29 sets of - there was a set of initials and a set of words?

1 THE WITNESS: Yes, my Lord. Yes.

2 PRESIDING JUDGE: Thank you for that clarification.

3 MR ANYAH:

4 Q. And the colour of these boxes they were green, you said,

12:55:51 5 Mr Witness?

6 A. Green.

7 Q. And the letter writing on them, was it white, black? What
8 colour was the letter writing of this "AFL, Armed Forces of
9 Liberia"?

12:56:08 10 A. It was black, my Lord. Green and black. The boxes were
11 green and the writings were black.

12 Q. It seems funny, but there is a reason for the question,
13 Mr Witness. You see, you acknowledged when we started this whole
14 series of questioning that there was an arms embargo in Sierra

12:56:29 15 Leone at the time. You recall that, Mr Witness?

16 A. Yes, my Lord.

17 Q. You remember this morning saying not just in 1998, but in
18 1997 there was an arms embargo in Sierra Leone, yes?

19 A. Yes, my Lord.

12:56:51 20 Q. Are you asking this Court to believe that the President of
21 Liberia sent ammunition into Sierra Leone during an arms embargo
22 with the words "Armed Forces of Liberia" clearly written on the
23 boxes? Are you asking us to believe that, Mr Witness?

24 A. Yes, my Lord, and I can give you an example. When the

12:57:26 25 AFRC, when we were in power, the United Nations was
26 surveillancing us, ECOMOG also was surveillancing us, but there
27 was a shipment of rice that came. There was a jet that was
28 raiding it, but it docked into Freetown indeed and offloaded the
29 rice in Freetown. And just imagine I can say the AFRC was just a

1 military takeover. It was a military government that took over
2 from a legitimate government. We were able to get this kind of
3 thing. This man, Charles Taylor, was in Liberia, who was an
4 elected government, an elected leader, by the people of Liberia,
12:58:04 5 so he could do his own manipulation and get arms. There are a
6 lot of arms embargo in the world today, but they have been
7 broken. As long as you have money and diamonds, they can bring
8 them in.

9 Q. Are you equating a shipment of rice with a shipment of
12:58:24 10 arms, or rather ammunition, Mr Witness? Are they one and the
11 same in your mind?

12 A. No, I gave an example when we had sanctions and embargo in
13 Freetown. Even though it was the military government which was
14 surveillanced by ECOMOG, air, land and sea, but that ship was
12:58:44 15 able to dock and offload its content. Let alone for Liberia that
16 had no surveillance, we were being raided by air, land and sea,
17 but that rice shipment docked indeed into Freetown. So if I'm
18 comparing it to Liberia, which was a legitimate government, they
19 can have another way of doing it. They had the borderlines where
12:59:09 20 they can move ammunition without using a ship. Trucks can go
21 there and load ammunition and come. There are borderlines there.

22 Q. Are you suggesting that there is anything wrong with
23 bringing bags of rice into Sierra Leone when there is an arms
24 embargo? Are you suggesting there is something wrong with doing
12:59:33 25 that, Mr Witness?

26 A. Well the embargo covered everything, saying arms - there
27 was an arms embargo, the sanctions went as far as saying that no
28 food should come into Freetown, but the AFRC used all their means
29 to bring rice into Freetown.

1 Q. Let's go back to the ammunition. Let's leave the rice for
2 a moment, Mr Witness. Ammunition that all fits in one vehicle, I
3 want an answer to my question which is do you stand by your
4 evidence that this ammunition brought during a period of arms
13:00:24 5 embargo which you've confirmed for us had written on it in bold
6 letters "Armed Forces of Liberia"?

7 A. Yes, I stand by that, my Lord, because as I've been
8 explaining in West African countries, West African countries used
9 to give support. You can buy arms in any country and they can
13:00:55 10 send it to your country.

11 Q. Yes, West African countries may have given support. This
12 is Liberia we're talking about. You said Armed Forces of
13 Liberia. We're not talking about Mali, Burkina Faso, Nigeria,
14 Ghana or anywhere else, or Niger. We are talking about Liberia
13:01:11 15 and you specifically said "Armed Forces of Liberia" written on
16 the boxes.

17 Shall we go to one of your earlier Prosecution statements.
18 Shall we go to tab 6, pages 23 and 24. The ERN number is 0010471
19 through 472. Mr Witness, these are records or notes from
13:02:15 20 interviews you had with the Office of the Prosecutor on 24
21 November 2003. They are now asking you general questions about
22 arms and ammunition. If you look at page 23, starting at page
23 23, line 22:

24 "Q. Were you getting ammunition, arms and ammunition
13:02:43 25 supplies, from -- after you had arrived at -- retreated up
26 to Waterloo, were you getting arms and ammunitions to make
27 another attack?

28 A. Yes. We captured arms and ammunitions from Guineans.
29 Yes. They were strictly being monitored by the RUF. For

1 the Tombo operation, it was Issa Sesay who brought mortar
2 bombs and other sort of arms and ammunition for the Tombo
3 operation."

4 I have moved over to page 24 at this point, ERN ending in
13:03:17 5 0472:

6 "Q. Where did he get this ammunition from?

7 A. As they were coming from the rear, promising to come
8 and reinforce it, so it was at the time that he came with
9 these arms and ammunitions.

13:03:35 10 Q. Can you tell whether somebody else was supplying them,
11 these arms and ammunitions, or from whatever source? Did
12 you have any information about that?

13 A. I was not at Kailahun area about this time, but most of
14 the RUF fighters would always boast that they get their
13:03:57 15 arms and ammunition from Liberia. I have never actually
16 seen them, but this is what they will say."

17 Mr Witness, do you see that?

18 A. Yes, my Lord.

19 Q. You were talking about a period of time after the Freetown
13:04:17 20 invasion, correct?

21 A. Yes, yes.

22 Q. But do you see your answer there? Do you see the answer
23 there? Do you see the phrase, "I have never actually seen them,
24 but this is what they will say"? Do you see that phrase,
13:04:34 25 Mr Witness? Let me finish my question. When you spoke with the
26 Prosecution in November of 2003, 24 November, you used the phrase
27 you had never seen them. Why did you not tell them, "Oh, yes, I
28 recall less than a year before the Freetown invasion I saw boxes
29 of ammunition with 'Armed Forces of Liberia' written on them"?

1 Why did you not tell them that when you spoke with them in
2 November 2003?

13:05:15 3 A. Well, there are stages, the various things that you talk
4 about. When I told them about the arms and ammunition, I told
5 them about the time that we were in Kono. That was after the
6 intervention. We went to Koidu Geiya and received. And if you
7 see in here again you will see that we have arms - ammunition,
8 sorry, that Issa came with that had come from the rear for us to
9 go and attack Tombo. It's in here again. It's stated there.
13:05:38 10 So, all had stages of time. So if you look at the question, also
11 look at the answer that I gave. I said when they came from the
12 rear and came they said - they boasted that they were getting
13 arms and ammunition, but you see that the question here does not
14 state the particular time when you were in Kono or where. They
13:05:54 15 asked me about the retreat from Freetown.

16 Q. Mr Witness, the question is focused on a particular time.
17 The issue is your answer. Your answer speaks to every time that
18 you never - it says, "I have never actually seen them, but this
19 is what they will say." Mr Witness, why did you not say you had
13:06:18 20 on a past occasion seen arms or seen ammunition boxes with "Armed
21 Forces of Liberia" written on them?

22 A. But I had said that earlier in the Kono - during the Kono
23 issue. If you go back to my statement, you will see it there.
24 This one they asked me about the withdrawal from Freetown when we
13:06:37 25 were retreating from Freetown to go back. That's the ammunition
26 I spoke about that I have never seen it, but they were boasting
27 that they had got them from Liberia that Issa came with when we
28 went to attack Tombo.

29 Q. You said you told them when you spoke about arms. Let's go

1 back to another point where you discuss this shipment of arms
2 from Mosquito. Let's go to tab 4, page 2. The ERN number for
3 this page is 00100368. These are notes from an interview with
4 the Prosecution on 7 November 2003 and at the top of the page you

13:07:52 5 see the question:

6 "Okay. We'll dwell on that later, to have more leads.
7 The other thing I want you to tell us before we go to
8 Benguema issue: How were you people getting ammunition
9 when you were in Kono?

13:08:10 10 A. Before we left Koidu Town for Koidu Geiya, Mosquito
11 sent a message to us that he was sending arms and
12 ammunition to Koidu Geiya for us to collect.

13 Q. Did he send the arms and ammunition?

14 A. Yes. Because when we captured Koidu Geiya, we left
13:08:38 15 some troop who went to Kailahun and collected arms and
16 ammunition and brought them to us".

17 And then it goes on:

18 "Q. Which kinds of arms and ammunition are you talking
19 about?

13:08:52 20 A. There were mortar bombs and AK-47 ammunition rounds."

21 Mr Witness, this was your description about this same
22 shipment of arms. No mention of Armed Forces of Liberia, yes?
23 Do you see it there?

24 A. Yes, but the question was limited, as I said. You can ask
13:09:15 25 the Prosecution, but the question was limited. They said, "What
26 kinds of arms and ammunition are you talking about?", and I said,
27 "These were mortar - AK-47 rounds and mortar bombs". It's there.
28 But they did not ask me again if anything was written on them. I
29 explained to them.

1 Q. But in an answer a few minutes ago when I confronted you
2 with your other statement in November, you said if I went back
3 and looked at your earlier statement about Kono I would find
4 references to you saying that the ammunition came from Liberia,
13:09:50 5 or that there was "AFL" marked on the ammunition. Now we've gone
6 back to your earlier statement. Do you see any reference there
7 to Armed Forces of Liberia in connection with this shipment of
8 ammunition from Mosquito?

9 A. It's not here, but it depended on the question that I was
13:10:08 10 asked and the question I was asked in 2008 up to the time that I
11 got my other statement.

12 Q. You know what is interesting, Mr Witness, is because you
13 told us before this Court last week this same shipment of arms
14 and ammunition that - well, rather, this same shipment of
13:10:35 15 ammunition that all fitted into one vehicle, one vehicle, around
16 April or May of 1998, you told us that as late as
17 September/October, when you were based in Rosos for the Gbomsamba
18 operation, you used this same ammunition to carry out that
19 operation. Do you recall telling us that?

13:11:04 20 A. Yes, my Lord, I said it.

21 Q. Your evidence to this Chamber was - this is the transcript
22 from 21 April, Monday, page 8136, line 9:

23 "Q. Witness, in your testimony on Friday you spoke about
24 the distribution of ammunition that was received from
13:11:56 25 Kailahun after the Koidu Geiya operation. Do you recall
26 that?

27 A. Yes, my Lord."

28 A. Yes, my Lord.

29 Q. "Q. You also testified that at the time your group pulled

1 out from Masingbi Road and moved to Tombodu, that
2 ammunition which was distributed was still with the group.

3 Do you recall that?

4 A. Yes, my Lord."

13:12:18 5 A. Yes.

6 Q. "Q. By this time can you tell the Court anything about
7 that particular set of ammunition that was distributed?

8 A. Well, this ammunition were the ones that we were using
9 because since we left Freetown we did not actually have
10 ammunition with us."

13:12:36

11 Same page, moving down the page there's the question:

12 "Q. And when you say 'as we were coming on the way',
13 coming on the way to where?

14 A. Well, the various areas that I have mentioned, the
15 various areas that I had named before from Mansofinia to
16 Kamagbengbe, Karina, Mandaha, Gbendembu, we came up to
17 Rosos and as we went along with the operation it was that
18 ammunition that we had. We never had any other supply."

13:12:58

19 Do you recall telling the Chamber that, Mr Witness?

13:13:25 20 A. Yes, my Lord, I can remember.

21 Q. "We never had any other supply," and the sentence continues
22 to the next page, "the one that we brought from Kono was what we
23 were using." Mr Witness, are you telling this Court that one
24 truck - not even a truck, one vehicle of ammunition received in
25 April or May of 1998 was the same ammunition you used in fighting
26 in Mansofinia, Kamagbengbe, Karina, Mandaha, Gbendembu, and you
27 continued to use it into the operation at Gbomsamba? Are you
28 telling the Court it was that one vehicle worth of ammunition
29 that you used for all those operations, Mr Witness?

13:13:51

1 A. Yes and I want to just tell you I don't know if you have
2 been a military man who engaged in battle. If you asked whoever
3 came here, the battles that we fought, most of the arms that we
4 were used were the HMG, heavy machine gun. There are certain
13:14:38 5 villages or towns which we captured, it was only the machine gun
6 that used to fire. The AKs would be silent. Only the machine
7 gun can capture a place. We had enough of that. That was what
8 we used to capture most places. So up to the point we came to
9 Rosos we were not coming across any strong military targets. Up
13:15:02 10 to Karina we did not meet any military target, as I said, the
11 target had gone, up to the time we arrived in Rosos, if you look
12 at my statement. So if you had been a fighter - we know how we
13 were fighting --

14 THE INTERPRETER: Your Honours, can the witness kindly
13:15:15 15 repeat the number of HMG that they had.

16 PRESIDING JUDGE: You're going a little too quickly for the
17 interpreter, Mr Witness.

18 THE WITNESS: I'm sorry.

19 PRESIDING JUDGE: Go back to where you were saying the
13:15:29 20 number of - Mr Witness, what was the number of which --

21 THE INTERPRETER: HMG.

22 PRESIDING JUDGE: HMG that you received.

23 THE WITNESS: I said we had about four HMGs that we were
24 using and these - if you ask whoever had fought alongside us up
13:15:51 25 to West Side, he will tell you most battles that we went to HMG
26 alone can capture a whole town without the AKs shooting, the SMGs
27 shooting, but at least a mortar, that our 60 millimetres mortar,
28 when we bombed it here it would disorganise the whole town and
29 the HMG would start answering. The rest of us would just be

1 shouting "oooooh" and that's the time we would capture a town.
2 You would only use an AK when you see that an enemy wants to
3 confront you. You shoot that bad enemy. We used to do that. We
4 knew how to take care of our ammunition that we had. That was
13:16:30 5 why, as I told you, when I referred to - I think I did not state
6 it. Before we left Mansofinia when we said self-reliant
7 struggle, because we relied on the enemy and the civilians, what
8 we had from you.

9 MR ANYAH:

13:16:47 10 Q. Yes, Mr Witness, the issue was not whether I was a military
11 man or not. The issue is how long did this ammunition you claim
12 came from Liberia last?

13 A. Well, this was what I was explaining to you, my Lord. This
14 was what I was explaining to you, how we were using it. So we
13:17:11 15 were not just saying because we had ammunition we were just
16 firing like that. The HMG alone can capture a whole town, so we
17 knew how we were using it, so we took care of it.

18 Q. So your evidence is that for all of these operations that
19 fall between the period when you received the ammunition in
13:17:33 20 Kailahun and the operation at Gbomsamba when you were based in
21 Rosos, your evidence is that you did not expend, or use up, all
22 of the ammunition you received from Kailahun. Is that your
23 evidence, Mr Witness?

24 A. My Lord, I have explained this clearly, that we were using
13:17:59 25 the ammunition, but I said but mostly it was the HMG that we used
26 effectively because it had many rounds. The AK, we only used it
27 in case we had a target one on one, or close quarter battles,
28 QBE.

29 Q. Mr Witness, yours was the same fighting group who did not

1 have enough ammunition to arm some of your SBUs and you resorted
2 to giving them machetes, right, Mr Witness?

3 A. Yes, my Lord.

13:18:42

4 Q. Yours was the same group that you told us, in response to a
5 question from learned counsel as to how it came to be you were
6 driven out of Freetown in January 1999 by ECOMOG, you said it
7 simply came down to lack of ammunition, correct, Mr Witness?

8 A. Yes, my Lord. We were lacking. Even up to the
9 intervention it was lack of ammunition that caused us to pull
10 out.

13:19:07

11 Q. No other supplies of ammunition from Liberia, I take it,
12 after this alleged supply in Kailahun, correct?

13 A. Well, I can't recall, but this was one of the major ones on
14 which we went on operation at Koidu Geiya when we got those
15 ammunition.

13:19:36

16 Q. Let me get your answer clearly. Your answer is: Separate
17 and apart from this alleged shipment of ammunition with AFL,
18 Armed Forces of Liberia, written on it you do not recall any
19 other arms shipments from Liberia, true?

13:19:57

20 A. My Lord, when you are talking about shipments, it's like I
21 was in that area, when you talk about shipment, as Mosquito said,
22 it had come from Liberia. I do not know whether it came by ship,
23 or boat, I don't know --

13:20:16

24 PRESIDING JUDGE: Mr Witness, I recall this use of -
25 problem with the use of the word "shipment" before, Mr Anyah.

26 MR ANYAH: Yes, I recall it as well.

27 PRESIDING JUDGE: A different word.

28 MR ANYAH:

29 Q. I'm not asking about ships that go on the sea, Mr Witness,

1 or boats that go on water. I'm asking about transporting arms
2 and ammunition from Liberia into Sierra Leone. I remember what
3 you testified in response to questions from the Prosecution, I
4 just want you to confirm that separate and apart from this
13:20:49 5 April/May alleged ammunition received from Liberia, you do not
6 recall any other case during which arms or ammunition were
7 received by your fighting forces from Liberia. Can you confirm
8 you do not recall any such event happening again?

9 A. Well, all what I knew was that a group had moved, which was
13:21:26 10 chosen by Superman, that went within Kailahun to receive
11 ammunition. I knew of that group that went. But the one that I
12 participated in was the Koidu Geiya operations - operation I
13 mean.

14 Q. Well, let's go back to this, your response: All you know
13:21:43 15 was that the group was sent to Kailahun to receive arms. Are you
16 saying those came from Liberia?

17 A. Well, they selected some men. It was - they selected some
18 - they selected some people who were led by someone, a commander.
19 They said they were going to Kailahun. Superman said they should
13:22:08 20 select some men so that they could send a squad to Kailahun to
21 take ammunition, but I did not go on that operation and I do not
22 know how it ended up. But the one that was a major one, when
23 Mosquito called, was the one I partook in when I, Bomb Blast,
24 Superman, went and captured Koidu Geiya.

13:22:27 25 Q. Yes, and the major one you participated in, that Mosquito
26 called, was the one we've been talking about, right, April/May
27 1998, right? Yes?

28 A. Yes, my Lord.

29 Q. Well, I recall your evidence and the other shipments of

1 arms you talked about. Let's look at each of them, because you
2 seem to be hesitant --

3 PRESIDING JUDGE: That word "shipment" again. Just to
4 avoid any problems can we avoid using that word.

13:22:52 5 MR ANYAH: Yes, Madam President:

6 Q. Mr Witness, I'm putting it to you that in all the days you
7 have testified before this Court you never said you knew arms or
8 ammunitions to come from Liberia, except this one occasion you
9 spoke about in respect of Koidu Geiya. Do you agree?

13:23:18 10 A. I agree, but I recall in my past statements that I have
11 given I know that I mentioned it, but I agree to what you are
12 saying, sorry, to this Court, but when I'm recalling I can
13 remember that I gave such a statement to the Prosecution in
14 relation to saying that we were in Koidu Town when they organised
13:23:40 15 another troop, but we were not there when they selected some
16 people. I can recall that.

17 Q. You told the Prosecution they selected some people when you
18 were in Koidu Town to do what?

19 A. Well, to go as far as - to go to Kailahun to take
13:23:57 20 ammunition. I can remember that. But the one that I said I
21 participated in was the one at Koidu Geiya operation.

22 Q. No arms or ammunition was received from Liberia in the
23 period leading up to the 6 January invasion of Freetown, I'm
24 speaking of October and November, December, January, from 1998
13:24:34 25 into 1999, correct?

26 A. You're wrong. You are not correct. We received. And even
27 when we were in Freetown, when Rambo came to reinforce us they
28 brought ammunition.

29 Q. The question is did they come from Liberia, Mr Witness?

1 Did they come from Liberia, Mr Witness?

2 A. According to the communication we received from Mosquito he
3 told us that - and because at that time we had run out of
4 ammunition, we were out of ammunition. There was nowhere we
13:25:12 5 could get ammunition to fight the ECOMOG.

6 Q. When you say according to the communication received from
7 Mosquito, are you talking about the Gberibana shipment, or the
8 Gberibana arms or ammunition that was sent - consignment, thank
9 you, Justice Sebutinde, that was sent by Mosquito to Buzzy? Is
13:25:36 10 that what you're talking about?

11 A. You've sent me back to the West Side area. You are saying
12 that we did not receive any ammunition until we entered on 6
13 January. That's what I'm saying, I said no. I said the
14 communication that we received in Kono when Mosquito confirmed
13:25:50 15 that he had received ammunition from Liberia, that --

16 THE INTERPRETER: Your Honours, can the witness kindly
17 repeat his answer.

18 PRESIDING JUDGE: Mr Witness, you really speeded up this
19 time.

13:26:01 20 THE WITNESS: I'm very sorry ma'am. I am very sorry.

21 PRESIDING JUDGE: That's all right. Now repeat your answer
22 a little more slowly and if necessary I will ask counsel to put
23 the question again.

24 THE WITNESS: My Lord, I want to answer the question.

13:26:20 25 PRESIDING JUDGE: [Overlapping speakers].

26 THE WITNESS: As I said, the shipment that you're trying to
27 tell me about - I mean the ammunition that you are trying to tell
28 me about, which Mosquito sent to Gberibana, it is different from
29 what you are asking me. You are telling me about ammunition that

1 up to the time we reached into Freetown on 6 January, that we did
2 not receive any ammunition. The ammunition that we received in
3 Kono, when Mosquito called and confirmed to us that it had come
4 from Liberia, that ammunition had come from Liberia, we used that
13:26:52 5 wisely and at that time we were out of ammunition, we had run out
6 of ammunition. We had no means of getting ammunition. It was
7 when Mosquito called that we should go and clear up Koidu Geiya,
8 that was the time we received that ammunition and we were able to
9 fight to move as far as where we got, that is Rosos.

13:27:10 10 MR ANYAH:

11 Q. Mr Witness, I am not disputing whether or not - rather, let
12 me put it this way: I am focusing now on the 6 January invasion
13 of Freetown. We have established that you received arms and
14 ammunition, as you say, in April and May 1998 in the vicinity of
13:27:35 15 Koidu Geiya after you captured it from Mosquito. My question
16 goes to the 6 January invasion. Was there another shipment, any
17 other shipment, from any source, said to be from Liberia, of arms
18 or ammunition to your group leading up to the 6 January invasion?

19 A. My God. My Lord, I have said this clearly. 6 January, we
13:28:13 20 were there when the reinforcement came through Rambo, Rambo
21 himself came, Rambo SLA, sorry, who came with arms and ammunition
22 for us, that is from the RUF, and at that time we had no means of
23 getting ammunition. They came with the ammunition to reinforce
24 us.

13:28:28 25 Q. Yes, we will get to SLA Rambo, also known as Rambo Red
26 Goat. We know you say he came to reinforce you in Freetown and
27 we will get to that. My question has to do with the source of
28 the arms and ammunition. Are you saying that some time in
29 December 1998, or in January 1999, any of the arms and

1 ammunition, or arms or ammunition, that was brought to you
2 someone said came from Liberia?

3 A. The one that came from Koidu Geiya, Mosquito clearly stated
4 that it had come from Liberia because we had no way of getting
13:29:15 5 ammunition - I'm telling you, my Lord, because you were not
6 there, you were not on the ground, I am telling you plainly. You
7 know it's difficult, but I have to answer your question, but
8 really it was what Mosquito told us that we had no means of
9 getting food and ammunition. We were living by the people and
13:29:35 10 when Mosquito called that ammunition has arrived, that you should
11 go - we should go and defend Kono, that was the time we got this
12 ammunition. We had no means.

13 PRESIDING JUDGE: Mr Anyah, I am not sure if that answers
14 your question or not. However, it's now 1.30 and this is when we
13:29:55 15 normally have the lunchtime adjournment, so perhaps you can
16 continue this line after lunchtime.

17 MR ANYAH: Yes, Madam President, thank you.

18 PRESIDING JUDGE: Mr Witness, it's now 1.30 and time for
19 the lunchtime. We will adjourn for one hour and we will resume
13:30:14 20 your evidence again at 2.30. Please adjourn court.

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

22 [Upon resuming at 2.30 p.m.]

23 PRESIDING JUDGE: Mr Anyah, please proceed.

24 MR ANYAH: Thank you, Madam President:

14:31:30 25 Q. Mr witness, before the lunch break we were speaking about
26 arms and ammunitions and I want to go back and clarify a few
27 matters. We have spoken about the ammunition shipment from
28 Sam Bockarie, also known as Mosquito, to you and your fellow
29 fighters at Koidu Geiya, or in the vicinity of Koidu Geiya, and

1 this took place in April to May 1998, correct?

2 A. Yes, my Lord.

3 Q. I would like to move on to the latter part of the year
4 1998, specifically as we get towards the month of December 1998,

14:32:25 5 as you and your combined forces, as you call them, moved towards
6 Freetown. Following when you received this shipment of arms from
7 Sam Bockarie in April or May 1998, did you receive any additional
8 shipment of arms in 1998 after that point in time?

9 A. Well, the only thing I know is the reinforcement which met
14:32:56 10 us in Koidu - sorry, Freetown. Rambo and others brought
11 ammunition and when we were at the Tombo axis Issa brought
12 ammunition for us to go and recapture Freetown. We used the
13 Tombo route.

14 Q. So you have spoken of two occasions: 1, arms and
14:33:19 15 ammunition brought to you in Freetown by reinforcements, correct?

16 PRESIDING JUDGE: Just pause, Mr Anyah. I just want to
17 check I think I heard him say ammunition. He brought ammunition.

18 MR ANYAH:

19 Q. Mr Witness, with respect to the reinforcements in Freetown,
14:33:42 20 was it just ammunition alone that they brought?

21 A. Yes, they went with ammunition. They were well-armed, but
22 they went with ammunitions.

23 Q. When you say they went with ammunition, are you saying they
24 brought ammunition to you and your group in Freetown?

14:34:04 25 A. Yes, they brought ammunition. Rambo SLA brought ammunition
26 together with his colleague he came with that boosted the troop's
27 morale in order to capture Freetown.

28 Q. Now, this ammunition to which you refer, as brought by
29 Rambo SLA, also known as Rambo Red Goat, you do not know whether

1 it came from Liberia, true?

2 A. He did not disclose anything like that. We were just
3 waiting for reinforcement that was coming from Kailahun, Kono, to
4 meet us. So Rambo SLA brought this ammunition after Rambo RUF
14:34:55 5 had called that we were going to have reinforcement.

6 Q. I am not asking you whether Rambo Red Goat disclosed where
7 he got the ammunition from. I am asking you, to your knowledge,
8 you do not know from any source that this ammunition came from
9 Liberia, yes?

14:35:16 10 A. Yes, I do not know anything, but Rambo and others brought
11 it, those who came to reinforce us.

12 Q. You spoke of another delivery of ammunitions when you said
13 you were going to capture Tombo, correct?

14 A. Yes, my Lord.

14:35:42 15 Q. That took place after the 6 January invasion of Freetown in
16 1999, yes?

17 A. Yes, my Lord.

18 Q. And was that the occasion when Issa Sesay brought you these
19 ammunitions, Mr Witness?

14:36:00 20 A. Yes, my Lord.

21 Q. Are we speaking of only ammunition, or were arms included
22 in this delivery?

23 A. It was ammunition.

24 Q. With respect to that delivery of ammunition from Issa Sesay
14:36:22 25 you do not know whether any of it came from Liberia, correct?

26 A. All I know is there were rumours around that this
27 ammunition came from Liberia. People were saying that, because
28 we had no other place to get ammunitions. They said the
29 ammunition came from Liberia that even enabled them to capture

1 Kono and right up to the advancement that they made through our
2 own area and the other one that Issa Sesay was going to take to
3 give us was to recapture Freetown and that was what we used. We
4 used the Tombo route. But that was a rumour around, that it was
14:37:09 5 from Liberia.

6 Q. This ammunition I am referring to, let's be sure we are
7 talking about the same ammunition, is it the one that Issa Sesay
8 came with from Makeni when you were in the vicinity of Macdonald?

9 A. Yes, my Lord, it was that advancement when they were
14:37:34 10 coming. As I told you, when we got around the Hastings Hills,
11 when Issa called that they were on their way, they had almost
12 captured Makeni, they were coming, they were on their way to
13 reinforce us, that was the same ammunition that Issa brought for
14 us to go and capture Tombo and enter to Freetown.

14:37:57 15 Q. Now you have added a fact to this delivery of ammunition.
16 You have said that rumour had it that it came from Liberia. Is
17 that your evidence, Mr Witness?

18 A. Yes, because, as I explained, as I can recall, I can
19 remember that that was what happened. That is what I said.

14:38:23 20 Q. Well, last Wednesday counsel for the Prosecution asked you
21 about these ammunitions and asked you specifically where they
22 were from, or where you knew them to come from, and I will read
23 to you what your response was. This is the transcript from 23
24 April 2008. The relevant pages are pages 8383 through 8385.

14:38:54 25 Mr Witness, I will read first from page 8383, line number 18:

26 "Q. Thank you, witness. Witness, did Issa Sesay come back
27 with ammunition?

28 A. Yes, my Lord. When I was based in Macdonald, like I
29 said, Five-Five came. Issa Sesay, Morris Kallon, Superman,

1 Bomb Blast and RUF Rambo, Med Bajehjeh, they all came to
2 reinforce - to reinforce me to take the advance towards
3 Freetown and we used the Tombo axis.

14:39:52

4 Q. How do you know Issa Sesay came back with the
5 ammunition?

14:40:11

6 A. In fact the vehicle he came with had the ammunition
7 that he brought. Like, for instance, the SPG I was talking
8 about, that rocket propelled grenade, he brought the bombs
9 for us. He also brought some ammunition that they supplied
10 before the team advanced - before the team moved to capture
11 Tombo."

12 And now here is the question, you were asked twice this
13 question whether you knew where he got the ammunition from. Line
14 2, page 8384:

14:40:32

15 "Q. Do you know where he went to get this ammunition?

16 A. Well, after the meeting he said he was going back to
17 get some ammunition so that he will come and reinforce the
18 team, supply the arms so that we will go and retake
19 Freetown using the Tombo axis.

14:40:54

20 Q. Did he say going back where as in the place where he
21 was going back to?

22 A. No. Well, in the meeting he said he was going back.
23 He did not specifically say where. He said he was going
24 back to get ammunition so that we will undertake the
25 advance back to Freetown."

14:41:12

26 You were asked again the question at line 13:

27 "Q. Did you come to know where he got this ammunition
28 from?

29 A. As far as I can recall, what he said was that they had

1 brought these ammunitions as far as Makeni and he said this
2 was part of the ammunition that they were going to advance
3 with to Freetown, so he said he went to Makeni and got the
4 ammunitions and came back.

14:41:49 5 Q. Who had brought the ammunition to Makeni?

6 A. Well, he said the team that they came with from
7 the Kailahun, Kono axis when they undertook the brigade
8 advance to Kono and later moved to Makeni, they were the
9 ones that brought this ammunition. That was the group that
10 Issa was leading."

14:42:07 10

11 Mr Witness, a series of questions asked by learned counsel
12 opposite last week trying to ascertain where this ammunition came
13 back. Not once did you tell these Justices that rumour had it
14 they came from Liberia, yes?

14:42:30 15 A. Yes, my Lord.

16 Q. When you say yes you are agreeing with me that you did not
17 mention Liberia in the context of these ammunitions as being the
18 source of these ammunitions?

19 MS ALAGENDRA: Your Honours, I would object to this
14:42:42 20 question.

21 THE WITNESS: The question that --

22 PRESIDING JUDGE: What is the basis of your objection,
23 Ms Alagenda?

24 MS ALAGENDRA: Your Honours, the way the questions have
14:42:52 25 been read back from the witness, you can see from the questions
26 that we went Tombo - where did it come from to Tombo, he said
27 Makeni. Where did it come from to Makeni, he said Kailahun and
28 the questioning stopped there, it didn't go any further to elicit
29 evidence on those matters. I just wanted to point that out to

1 the Court.

2 PRESIDING JUDGE: You're making an observation.

3 MS ALAGENDRA: No, your Honour. What I'm trying to say --

4 PRESIDING JUDGE: What is the grounds of your objection?

14:43:19 5 MS ALAGENDRA: That he did not give the answer because the
6 question was not asked.

7 PRESIDING JUDGE: Mr Anyah, your reply?

8 MR ANYAH: A number of points, with respect. Counsel is
9 entitled to redirect. The second point I would make is that
14:43:37 10 counsel did ask the witness a specific question on page 8384 that
11 I have read, it's on line 13, the question was, "Did you come to
12 know where he got this ammunition from?" That is what I am
13 putting to the witness. He was asked that question and he did
14 not say rumour had it it came from Liberia.

14:43:59 15 PRESIDING JUDGE: I overrule the objection. Please
16 proceed.

17 MR ANYAH:

18 Q. Mr Witness, you did not tell this Chamber last week of any
19 rumours suggesting that this particular delivery of ammunition
14:44:15 20 came from Liberia, correct?

21 A. Yes, I did not tell the Court, but, as I am talking to you,
22 the more we talk the more I can recall some other things. There
23 were a lot of things that happened during the war that I have not
24 declared in my statement. Maybe as we continue I can recall
14:44:37 25 them. If it comes to speak the truth, to speak the truth, when
26 once I recall it I will say it.

27 Q. Is it possible that if we had you here three weeks from now
28 you might remember some things you are not telling us now?

29 PRESIDING JUDGE: Now, Mr Anyah, don't be facetious.

1 THE WITNESS: My Lord, if I say - if I would have to say
2 everything that happened in Sierra Leone, I don't think you would
3 be ready to listen to them, because some of them if you hear them
4 you yourself would be unhappy.

14:45:14 5 MR ANYAH: Madam President, I apologise if it sounded that
6 way, but I thought it was a legitimate question, but I withdraw
7 the question.

8 PRESIDING JUDGE: It has been answered. The record shows
9 it has been answered. I didn't stop you from asking it. I made
14:45:30 10 a comment. Please proceed.

11 MR ANYAH:

12 Q. Mr Witness, Sam Bockarie when you were at Gberibana after
13 the 6 January invasion of Freetown, some time in April or May
14 1999, sent Bazzy some arms or ammunition, correct?

14:45:51 15 A. Yes, my Lord, they sent ammunition for us. You said arms
16 and ammunition. I am saying ammunition.

17 Q. I said arms or ammunition. You have said ammunition, so
18 let's stick with ammunition. This ammunition Sam Bockarie sent,
19 you have never said it originated from Liberia, have you?

14:46:15 20 A. No, I have never said that. That's true.

21 Q. So apart from the delivery of arms - rather, the delivery
22 of ammunitions you received in April and May 1998 from
23 Sam Bockarie in the vicinity of Koidu Geiya, no other supply of
24 ammunitions originated from Liberia. Would you agree with that?

14:46:51 25 A. I disagree.

26 Q. And the point of disagreement is that you maintain that
27 rumour had it that the delivery of arms brought by Issa Sesay to
28 the Macdonald area came from Liberia?

29 A. Yes, I said that.

1 Q. I see. Let's look at where else your fighting forces got
2 their arms from. You yourself told us at Masiaka in December
3 1998 on the way to Freetown you recovered what you called an SPG.
4 You called it a support propelled grenade. Others would call it
14:47:39 5 a self propelled grenade. Do you remember telling us that,
6 Mr Witness?

7 A. Yes, my Lord.

8 Q. And you captured this from the Guineans, yes?

9 A. Yes, my Lord.

14:47:55 10 Q. Guinean ECOMOG soldiers, yes?

11 A. Yes, my Lord.

12 Q. You told us that Superman and Komba Gbundema on the way to
13 Kabala also in 1998 captured arms and ammunitions from Guineans,
14 yes?

14:48:19 15 A. I would like you to clarify that. Please re-ask the
16 question. I don't understand what you are trying to say.

17 Q. Did you tell us on last Monday that on the way to Kabala
18 Denis Mingo and Komba Gbundema recovered some arms and
19 ammunitions from the Guineans on the way to Kabala?

14:48:53 20 A. I think you have missed the point. What I said was when we
21 were at Rosos, when SAJ Musa called us he told us that he, SAJ
22 Musa, Komba Gbundema and Superman had moved to go and attack
23 Mongo Bendugu and they got ammunitions from - ammunition from the
24 Guineans and they were advancing towards Kabala. They were going
14:49:24 25 to pretend as if they were going to surrender. I did not tell
26 you that was part of the operation, no. I said we got that
27 through communication while we were in Rosos.

28 Q. I did not mean to suggest that you were part of the
29 operation. Here is my focus, Mr Witness: The sources of your

1 arms and ammunitions, I am putting it to you that you told us
2 that on the way to the Kabala axis Superman and Komba Gbundema
3 secured some arms and ammunitions from Guineans. True or false?

14:50:05

4 A. According to communication that is true, but it was when
5 you mentioned my name there - that me together with the men, I
6 said, no, I was not there, it was through communication that I
7 got that.

14:50:32

8 Q. There was also an ECOMOG force in the vicinity of Lunsar
9 and before you were withdrawing to Mamusa you captured some
10 ammunitions from ECOMOG, right?

11 A. Yes, my Lord.

12 Q. In Benguema military barracks in December of 1998 you took
13 weapons from that military barracks for use in the 6 January
14 invasion of Freetown, correct?

14:50:56

15 A. Yes, my Lord, it is correct.

16 Q. And in Newton, also near Benguema, you captured a large
17 cache of ammunitions, correct?

18 A. Yes, my Lord.

14:51:22

19 Q. So all of these different possibilities, capturing weapons
20 from military bases, capturing weapons from ECOMOG, were how you
21 armed yourselves for the various fighting operations, correct?

22 A. That was one of the ways, but when we received ammunition
23 that was what we used to go and hit. Whatever we got from the
24 battle, you would not just use it, you would take it to the
25 headquarters. That was another way. Because if we did not have
26 ammunition we would not go on attacks. It was because we got
27 ammunition that led us to go and attack, that we got the
28 ammunition that you are referring now to.

14:51:52

29 Q. We will go back to ULIMO. Are you aware that ULIMO was in

1 Lofa County, Liberia between 1997 and 1998 and they were selling
2 arms from Lofa County?

3 A. Well, that is not to my knowledge, my Lord. I am not
4 aware.

14:52:35 5 Q. Are you saying that you have no knowledge of the RUF, since
6 you have told us RUF members were part of your group - you have
7 no knowledge of the RUF purchasing arms or ammunitions from ULIMO
8 in Lofa County, Liberia in either 1997 or 1998?

9 A. I don't know anything about that, my Lord.

14:53:03 10 Q. Have you heard of a mercenary group called Sandline,
11 S-A-N-D-L-I-N-E?

12 A. Yes, that was the SLPP government. They were talking about
13 this Sandline ammunition that they got. That was what I heard
14 over the radio.

14:53:33 15 MR ANYAH: May I have the assistance of Madam Court
16 Officer, please. Thank you:

17 Q. Mr Witness, this is a news report from the New York Times.
18 It is dated 13 May 1998. The title is, "US reportedly backed
19 British mercenary group in Africa", and I read the first
14:55:06 20 paragraph and then I will skip a few paragraphs. The first
21 paragraph reads:

22 "A British mercenary force that helped carry out military
23 operations in Sierra Leone this year kept the Clinton
24 administration fully informed of its activities and had its tacit
14:55:24 25 support, the military group and a senior administration official
26 said."

27 You go down a few paragraphs to where it says:

28 "But in accomplishing its mission the private army,
29 Sandline International, which was paid 10 million dollars on

1 behalf of Mr Kabbah to arm and train a force to return him to
2 power, reportedly brought in plane loads of assault rifles,
3 mortars and ammunition, more than 100 tonnes altogether, all in
4 violation of a United Nations arms embargo on Sierra Leone?"

14:56:14 5 Do you see that, Mr Witness?

6 A. Yes, my Lord.

7 Q. Did your SLAs/RUF ever capture any weapons brought by
8 Sandline into Sierra Leone, Mr Witness?

9 A. Well, this question that you have asked, as I told you, I
14:56:42 10 don't know about this ammunition. It was when we were attacking
11 ECOMOG from their strategic point, that was when we used to get
12 arms or ammunitions, but I don't know whether it was from
13 Sandline or not.

14 Q. Did you ever capture any weapons from the Kamajors,
14:57:00 15 Mr Witness, in 1998 or 1999?

16 A. Well, for me most of the attacks that I was part of it was
17 a mixed group and they were mostly dominated by Nigerians. They
18 were the ones we attacked.

19 Q. My question was not if you attacked Nigerians. You have
14:57:27 20 told us of how you killed Nigerian soldiers. My question is did
21 you or your group ever recover weapons from the Kamajors,
22 Mr Witness?

23 A. No, we did not get weapons from Kamajors. It was mostly
24 the Nigerians. When we attacked them we will get ammunition from
14:57:48 25 them.

26 Q. Do you see this reference to more than a hundred tonnes
27 altogether of ammunition and arms brought by Sandline. That is a
28 lot of arms and ammunition, is it not, Mr Witness?

29 A. Well, according to this report, but you will not go to

1 these people with bare hands and capture ammunition from them.
2 You have to have ammunition first before you go there. You
3 cannot be going there clapping your hands. We would have to be
4 firing at them before we could get any ammunition from them. You
14:58:32 5 cannot just go there and take it away from them barehandedly.

6 PRESIDING JUDGE: Mr Witness, the question was isn't one
7 hundred tonnes of ammunition and arms a lot of arms and
8 ammunition? You are being asked to give a view on whether it is
9 a lot. That is correct, Mr Anyah, is it not?

14:58:56 10 MR ANYAH: Yes, Madam President.

11 THE WITNESS: Yes, my Lord, I answered it. I just gave -
12 made some comment that these tonnes of ammunition --

13 PRESIDING JUDGE: Thank you.

14 THE WITNESS: Thank you, my Lord.

14:59:10 15 MR ANYAH:

16 Q. The ammunition that Issa Sesay brought to the Macdonald
17 area, again it was the size of ammunition that would contain in
18 one vehicle, right?

19 A. Well, yes, because I was at the front line. I came and met
14:59:33 20 them distributing the ammunition. The SPG and the other men who
21 had RPG bombs and some other men who had rifles were given
22 ammunition too. Sorry, I want to state that it was a jungle
23 warfare that we were engaged in. We will not just take
24 ammunition like that. It was not because you had ammunition that
14:59:56 25 you can just take everything and go. We took them in bits, so I
26 want to make that point clear.

27 Q. Did you ever see any boxes of ammunition?

28 A. Where?

29 Q. Let me finish my question, Mr Witness. Be patient, please.

1 A. Sorry, my Lord.

2 Q. Did you ever see any boxes of ammunition with the word
3 "Sandline" written on it, Mr Witness?

15:00:30

4 A. No, I never saw that. I heard about the group, but I never
5 saw ammunition like that and I want to state that even ECOMOG,
6 the ammunition that we captured from them it was written there
7 "Nigerian ECOMOG". It was there written boldly.

8 Q. Did you ever capture ammunition from the Executive
9 Outcomes, Mr Witness?

15:00:54

10 A. No.

11 Q. You mentioned the name last week, Gbinti. Can you tell me
12 who the Gbinti were, Mr Witness?

13 A. Gbinti? Gbinti? That is --

14 PRESIDING JUDGE: Just pause. I was going to ask.

15:01:16

15 Ms Alagenda, you are on your feet.

16 MS ALAGENDRA: I just wanted to indicate that Gbinti was a
17 place. Maybe Gbethis.

18 PRESIDING JUDGE: Yes, if you are referring to a group they
19 are called Gbethis.

15:01:29

20 MR ANYAH: Yes. Thank you for the correction, I learned
21 counsel:

22 Q. The Gbethis, Mr Witness, you mentioned that name last week.
23 Who are the Gbethis, Mr Witness?

15:01:43

24 A. Well, the Gbethis, where I knew about them was when we were
25 advancing towards Rosos area, those areas they were around there,
26 the Gbethis. They were together with the Kamajors. It is an
27 auxiliary group. It is comprised the - it was the civilians who
28 would be in their communities and they would come together to
29 protect their community. These were the Temne people. They

1 organised that team.

2 Q. They are an auxiliary group of the Kamajors you said, yes?

3 A. Well, I cannot say to the Kamajors. They were an auxiliary
4 group defending the Temne people in the north. They were
15:02:34 5 fighting alongside the ECOMOG also.

6 Q. Did you capture any of their weapons, Mr Witness?

7 A. No, my Lord. In fact, for them they never withstood us
8 because as they heard us firing they would run away.

9 Q. Mr Witness, let's change topics a little bit. Let us talk
15:03:12 10 about Liberians fighting in Sierra Leone. You testified
11 previously, last week you told us, that when you were in Colonel
12 Eddie Town --

13 A. Yes, my Lord.

14 Q. -- a colonel named O-Five arrived with a certain group of
15:03:38 15 fighters, yes?

16 A. Yes, my Lord.

17 Q. These fighters you said were a mixed group of fighters,
18 correct?

19 A. Yes, my Lord.

15:03:58 20 Q. You said they included SLA members, yes?

21 A. Yes, my Lord.

22 Q. You said they included STF, or Special Task Force, members,
23 yes?

24 A. Yes, my Lord.

15:04:18 25 Q. You said they included former NPFL members, yes?

26 A. Yes, my Lord.

27 Q. Who else did they include, Mr Witness?

28 A. There were the SBUs that were with them.

29 MS ALAGENDRA: Your Honours, in chief the witness also

1 included another group.

2 PRESIDING JUDGE: Ms Alagenda, it is up to counsel to
3 cross-examine.

15:04:56

4 MS ALAGENDRA: But, your Honour, counsel is putting back an
5 answer he has given previously, so to stop at three groups I
6 think is a little bit inappropriate.

7 MR ANYAH: I asked an open-ended question, who else, and it
8 is up to the witness to give the evidence.

15:05:11

9 PRESIDING JUDGE: Yes, and if you feel that it has not been
10 properly covered you have a right to re-examine, Ms Alagenda.

11 MS ALAGENDRA: Thank you, your Honour.

12 MR ANYAH:

15:05:26

13 Q. Mr Witness, I asked you the question who else did they
14 include, Mr Witness? That was the question. You added SBUs,
15 right?

16 A. Yes, my Lord.

15:05:52

17 Q. Last week when you testified you said in specific regard to
18 the number of STFs, Special Task Force, and Liberians or Liberian
19 fighters, you said there were about 20 in one category and 30 in
20 another category, correct?

21 A. You are correct, my Lord.

22 Q. Let me be sure that I quote you correctly. You said
23 approximately 30 STFs.

15:06:15

24 A. About 30, yes. I said former fighters, NPFL former
25 fighters, who were part of the AFL that reinforced us, according
26 to the introduction made by O-Five.

27 Q. How many were those in number, Mr Witness? The former NPFL
28 fighters who came to reinforce you who you say joined the AFL,
29 how many were those, Mr Witness?

1 A. I said there they were 20 in number, the STF were about 30.
2 There were the RUF too who were in the group and SLA and the SBUs
3 who were with them.

15:06:56 4 Q. So in respect of Liberians we are talking about 50 people,
5 correct?

6 A. Yes, the Liberians and I also named the STF, that they were
7 part of the Sierra Leone Army when they were integrated into the
8 Sierra Leone Army, so they gave them that name, STF, during the
9 NPRC time.

15:07:18 10 Q. Exactly. Let's talk about the STF first, Special Task
11 Force. Who are the Special Task Force, Mr Witness?

12 A. Well, what I know about the Special Task Force as during -
13 when I say ULIMO-K was there, who were Alhaji Kromah's fighters,
14 they were with the army helping to push the RUF and the NPFL

15:07:51 15 fighters who came --

16 THE INTERPRETER: Your Honours, can the witness repeat the
17 date. He has called a date.

18 PRESIDING JUDGE: Mr Witness, the interpreter has asked
19 that you repeat the date that you have just given.

15:08:02 20 THE WITNESS: I said during 1991, 1992, up to 1993, when
21 the NPRC took over power from President Momoh's government they
22 said since those who had helped the Sierra Leone army to fight,
23 they were - they should give them the name Special Task Force to
24 be headed by a Colonel Kromah.

15:08:45 25 MR ANYAH:

26 Q. The Special Task Force members, you are suggesting or
27 saying, were part of the Sierra Leone Army as far as the days of
28 the NPRC of Valentine Strasser, correct?

29 A. Yes, my Lord. They were working alongside the government

1 forces.

2 Q. You have told this Court before in the AFRC trial that the
3 Special Task Force members had ID badges or cards issued to them
4 by the Sierra Leonean government, correct?

15:09:27 5 A. Yes, my Lord, I said that.

6 Q. They used to receive a salary, yes?

7 A. Yes, my Lord.

8 Q. And you said here in Court that they were from ULIMO,
9 right? That's the source or origin of the Special Task Force
10 members, correct?

15:09:51

11 A. I said it was part of the ULIMO-K controlled by Alhaji
12 Kromah who were in Kenema, fighting in that area.

13 Q. The Special Task Force were all Liberians, true?

14 A. Yes, most of them. All of them were Liberians, the ones I
15 knew.

15:10:19

16 Q. Do you know David Livingstone Bropleh, General David
17 Livingstone Bropleh?

18 A. The one I knew was General Bropleh who was heading the STF.
19 I knew him to be called General Bropleh. He was with the STF.

15:10:43

20 He too was --

21 Q. For the record, Bropleh is the same person we are talking
22 about spelt B-R-O-P-L-E-H. Bropleh. Yes, Mr Witness?

23 A. Yes, I think that's the spelling.

24 Q. He is a Liberian, yes?

15:11:20

25 A. Yes, my Lord.

26 Q. Special Task Force amounted at some point to up to 3,000
27 men, yes?

28 A. That is not to my knowledge. I knew they were part of the
29 army, but I did not know their strength in the Sierra Leone Army.

1 Q. The Special Task Force joined the RUF and the AFRC during
2 the junta period when they occupied Freetown, correct?

3 A. Yes, my Lord.

4 Q. All Liberians, do you agree?

15:12:06 5 A. Well, I did not conduct a study for them, but most of them
6 were Liberians that were integrated into the army and it was a
7 small number that the NPRC government said their records,
8 backgrounds should be checked and be integrated into the army.

9 Q. You are saying a small number. I am saying to you that the
15:12:28 10 Special Task Force was a sizeable force to reckon with. Do you
11 agree?

12 A. No, I don't, because, as I said, they were screened and
13 some of them were selected to be part of the Special Task Force.

14 Q. Well, let's have a look at what someone else has to say
15:12:54 15 about the Special Task Force. Mr Witness, the former President
16 of Sierra Leone, Alhaji Ahmad Tejan Kabbah made a statement to
17 the Truth and Reconciliation Commission of Sierra Leone and there
18 is a part of his speech that exclusively deals with the Special
19 Task Force and that's what you have before you. So let's see
15:14:16 20 what President Kabbah said about the Special Task Force and their
21 role in Sierra Leone. If you open the page to the next page,

22 Mr Witness - yes, that is the first page let's say for the sake
23 of argument. Do you see Sierra Leone government statement, his
24 Excellency the President, Alhaji Dr Ahmad Tejan Kabbah made
15:14:50 25 before the Truth and Reconciliation Commission, Tuesday 5 August
26 2003 and we have chosen selected portions. It was a long
27 presentation, but you go to the next page, Mr Witness, and there
28 is a whole section devoted to the Special Task Force. Do you see
29 that, Mr Witness?

1 A. Yes, my Lord, I see it.

2 Q. Paragraph 52 of that page, President Kabbah speaking:

3 "Another group which I came to know about much later as
4 part of the security units utilised by the military was the
15:15:35 5 Special Task Force. I was never briefed about this when I
6 assumed office as President in 1996. I knew about the existence
7 of this unit only on the day of the AFRC coup d'etat." Do you
8 see that, Mr Witness?

9 A. I see it, yes, my Lord.

15:15:56 10 Q. Continuing:

11 "Yet the army, without regard for the origin and true
12 motive of the members of this group, had used them regularly and
13 depended on them considerably."

14 Do you see that, Mr Witness?

15:16:12 15 A. Yes, my Lord, I do.

16 Q. Paragraph 53:

17 "It is important for this commission to be told of the role
18 played by this unit in thwarting our peace efforts. It is an
19 instance of the reckless regard with which our national army
15:16:31 20 treated the security of the country."

21 Paragraph 54:

22 "The Special Task Force" - in bold letters - "was a
23 grouping of mainly Liberian militia personnel who survived the
24 several internal power struggles that characterised the initial
15:16:56 25 coalition force put together to counter Charles Taylor's NPFL
26 forces in Liberia."

27 Do you see that, Mr Witness?

28 A. Yes, my Lord.

29 Q. President Kabbah is saying here that the Special Task Force

1 was anti -NPFL and anti -President Taylor. Do you agree,
2 Mr Witness, that that is what that means?

3 A. I do see it.

15:17:29

4 Q. Paragraph 55. I will not read the whole paragraph. We go
5 down to about two-thirds down where there is a sentence there
6 that says, "When the RUF incursion occurred in Sierra Leone in
7 March 1991." Do you see that, Mr Witness?

8 A. Yes.

9 Q. And I will read it from there:

15:17:47

10 "When the RUF incursion occurred in Sierra Leone in March
11 1991 the then APC government yielded to their demand to be
12 supplied with weapons which they could use to stave off the
13 Charles Taylor inspired incursion. By this time, they had
14 developed independent ambitions of their own. Namely, to use the
15 weapons supplied them by the APC government to invade Liberia and
16 to halt the rapid advances of Charles Taylor. Thus instead of
17 utilising the weapons supplied them in the defence of this
18 country, they hid them and always came back demanding more
19 weapons for more military operations, many of which were only
20 stage-managed."

15:18:33

21 Over to the next page, paragraph 56:

22 "Eventually the unit of Liberian dissidents and refugees in
23 Sierra Leone was named ULIMO with Roosevelt Johnson as their
24 field commander."

15:19:04

25 And then you go further down in that same paragraph, the
26 last sentence of that paragraph 56: "The other group holding
27 allegiance to Roosevelt Johnson became the ULIMO-J faction."

28 Do you see that, Mr Witness?

29 A. Yes, my Lord.

1 Q. We go to paragraph 58 which says:

2 "The NPRC inherited from the APC regime the problem of
3 ULIMO, but it too never settled it or attempted to settle it.
4 All it did was to insist on the dropping of the J and K from the
15:19:47 5 names of the two factions and to collectively rename them Special
6 Task Force (STF)."

7 Do you see that, Mr Witness?

8 A. Yes.

9 Q. And then President Kabbah states:

15:20:05 10 "The Special Task Force was then almost incorporated into
11 the Sierra Leone Army and they received salaries, allowances and
12 their supplies were regularly replenished."

13 Do you see that?

14 A. Yes.

15:20:22 15 Q. If you go to paragraph 59:

16 "The Special Task Force had its own command line separate
17 from that of the Sierra Leone Army. Their personnel were
18 attached to the army units throughout the country."

19 Yes?

15:20:39 20 A. Yes.

21 Q. And then we go to paragraph 61, President Kabbah is saying:

22 "I first knew of the existence of the Special Task Force as
23 part of our security apparatus on 25 May 1997, the day of the
24 AFRC coup. While I was listening to the military network I heard
15:21:09 25 the then chief of defence staff of the Sierra Leone military
26 ordering the Special Task Force to move and engage the disloyal
27 troops so as to foil the incipient coup. Instead of doing this,
28 the Special Task Force moved and joined forces with the AFRC
29 junta and together they overpowered the few remaining loyal

1 troops."

2 Do you see that, Mr Witness?

3 A. Yes.

4 Q. "Their leader, General Bropleh, was compensated by the AFRC
15:21:47 5 junta when he was made advisor to Johnny Paul Koroma and given
6 special privileges?"

7 Do you see that?

8 A. Yes, my Lord.

9 Q. Firstly, President Kabbah is saying that the Special Task
15:22:03 10 Force derived from ULIMO. Do you agree, Mr Witness?

11 A. Yes, I can see it here.

12 Q. President Kabbah is saying besides that derivative nature
13 from ULIMO, they joined the AFRC group during the junta period
14 and worked against the interests of the legitimate Sierra Leone
15:22:29 15 Army. Do you agree, Mr Witness, that's what the President is
16 saying?

17 A. Yes, my Lord.

18 Q. Yes. In essence General Bropleh became part and parcel of
19 the AFRC government under Johnny Paul Koroma, yes?

15:22:46 20 A. Yes, he was part and parcel.

21 Q. And we have already established that Bropleh was Liberian,
22 yes?

23 A. Yes.

24 Q. And you recall when I started reading this out that
15:23:01 25 President Kabbah said Special Task Force was considerably relied
26 upon. The words are, "regularly and considerably" by the army,
27 yes?

28 A. I can see it.

29 Q. Yes. Paragraph 62:

1 "General Bropleh and his STF followers fled together with
2 other AFRC junta personnel when the ECOMOG-led force removed the
3 junta from Freetown in February 1998. Together they played an
4 active role in all the attacks that displaced ECOMOG and
15:23:47 5 government troops in such places as Koidu, Makeni, Kamakwie and
6 Lunsar. They supported the 6 January 1999 attack of Freetown.
7 On the recall of all military personnel in 2000, after the
8 granting of the amnesty in the Lome Peace Agreement 1999, the STF
9 resurfaced with General Bropleh still at the helm of the force."

15:24:17 10 Do you see that, Mr Witness?

11 A. Yes, I can see it.

12 Q. Bropleh and his men, and they were of considerable size,
13 were the ones, as in were the Liberians, who assisted your group
14 with the invasion of Freetown, yes?

15:24:46 15 A. Well, it was part of the group who helped in the invasion
16 and, as I told you, when they attacked the AFRC in Freetown a lot
17 of other people surrendered, like the STF and --

18 THE INTERPRETER: Your Honours, can the witness clarify
19 what he meant by something army.

15:25:15 20 PRESIDING JUDGE: Just a moment now, Mr Witness, the
21 interpreter did not hear something clearly. Would you repeat
22 what you said, "When they attacked the AFRC in Freetown a lot of
23 other people surrendered, like the STF and" - please continue
24 from there.

15:25:33 25 THE WITNESS: I said when the AFRC was attacked in Freetown
26 and some other areas you find out that most of the STF went and
27 surrendered to the ECOMOG forces. It was only some of them that
28 came and was in the jungle and, as I say, there was an area that
29 the lawyer was reading here, which President Kabbah said that he

1 did not know anything about the existence of this force and this
2 same Pa Kabbah was the chairman for the advisory council in the
3 NPRC. Later he became president and commander of the Sierra
4 Leone armed forces, so most of the things that Pa Kabbah is
15:26:34 5 saying here I would disagree with it, because you as the chairman
6 for the advisory council of the NPRC, you said you don't know
7 about these things except at the time when you were overthrown,
8 then again you were commander in chief of the armed forces and
9 you said you didn't know? He was just concealing a lot of things
15:26:55 10 that he was saying here in this truth and reconciliation thing,
11 we know. A lot of people are saying that in Freetown. He was
12 just concealing. He was not saying the truth. Even now Freetown
13 is trying to address the issue of this truth and reconciliation
14 thing. So I just want to say about this STF thing, a lot of
15:27:15 15 things that he has said about them here he did not have the
16 knowledge. They were explaining them to him. He was not in the
17 bush.

18 Q. Mr Witness, in sum and substance you are saying that
19 President Kabbah lied in some respects to the Truth and
15:27:35 20 Reconciliation Commission. Is that your evidence, Mr Witness?

21 A. Well, look, for example, what I am seeing here that you
22 just read to me. They explained to him - President Kabbah never
23 went to the front line and he told me there were about 3,000 STF
24 that were in the Sierra Leone Army and I said no. In all of the
15:28:04 25 readings that you have done now there is nowhere where it is
26 mentioned that there were 3,000 STF men. That is why I am saying
27 most of the things that Pa Kabbah is saying here, even if he is
28 standing here in my presence now I will just say - I will tell
29 him that, "You were not there. You were just the President, but

1 you were not at the scenes of operation." It was not a large
2 army that was incorporated into the army. It was just a few.
3 Q. You see, you know why I read this and you are anticipating
4 the issue. You are concerned that the number you gave of 30 is
15:28:37 5 too few. Is that right, Mr Witness?

6 MS ALAGENDRA: Your Honours, I object to this. Your
7 Honours, counsel did put this article to the witness after a
8 suggestion that the size of the STF was considerable, but nowhere
9 in here is the size of the STF being large or being considerable
15:28:55 10 ever mentioned.

11 MR ANYAH: What is the objection, if I might ask?

12 MS ALAGENDRA: What I am objecting to, your Honour, is that
13 the purpose for which this document was put to the witness was on
14 the basis of the size of the forces.

15:29:07 15 MR ANYAH: No, I have several reasons for putting this.

16 PRESIDING JUDGE: Ms Alagenda, the question now that has
17 been put to the witness is to challenge - and I use the word
18 carefully - his assessment of 30 and I allow that question.

19 MS ALAGENDRA: Your Honours, I was exactly addressing that
15:29:28 20 as in the size/number of the group, but I will let counsel go
21 ahead. I will address in redirect, your Honour.

22 PRESIDING JUDGE: Thank you.

23 MR ANYAH: Well there are many reasons I put the article
24 before the witness, including the Red Lion battalion:

15:29:48 25 Q. Mr Witness, we will come back to this number of 30 and 20
26 in a minute. You told us that when Colonel 0-Five arrived with
27 this group of officers - I will call them fighters, not even
28 officers - that there came into being a Red Lion battalion. Is
29 that fair to say, Mr Witness?

1 A. Yes, my Lord.

2 Q. I want you to pay particular attention to these questions,
3 because I am trying to find out when exactly the Red Lion
4 battalion came into being. Are you saying it was in Colonel

15:30:35 5 Eddie Town, at this particular point in time when O-Five arrived,
6 that Gullit named a group the Red Lion battalion? Is that what
7 you are saying? Correct me if I am wrong.

8 A. Well, what I explained was that these groups that came,
9 there was a subgroup among them that was called Red Lion, because
15:31:01 10 it was one group, one large group, the Red, that was a battalion,
11 but there were subgroups in them, but it was from that group that
12 they formed the Red Lion battalion.

13 JUDGE SEBUTINDE: Mr Interpreter, why do you keep breaking
14 your interpretation in such a way we don't follow what you are
15:31:22 15 saying? Why can you never speak in a complete sentence?

16 THE INTERPRETER: Your Honours, it is because of the
17 disjointed way that the witness speaks and I would not want to
18 wait.

19 JUDGE SEBUTINDE: The witness is not speaking in a
15:31:35 20 disjointed manner. You are interpreting in a disjointed manner
21 that makes it impossible for us to follow you.

22 MR ANYAH: Thank you, Justice Sebutinde.

23 THE WITNESS: Sorry, my Lord, I want to use the gents.

24 PRESIDING JUDGE: Please assist the witness, thank you.

15:37:10 25 MR ANYAH:

26 Q. Mr Witness, we were on the subject of the Red Lion
27 battalion and you suggested - well, you said that it was in
28 existence before O-Five arrived at Colonel Eddie Town with his
29 group of fighters, correct?

1 A. Yes, it was part of the group that came.

2 Q. How many fighters in total did 0-Five arrive with at
3 Colonel Eddie Town?

15:37:51

4 A. Well, like I said, they were about 200, about 200 fighters
5 who came.

6 Q. How many of those made up the Red Lion battalion?

15:38:14

7 A. I want you to be specific in asking this question, because
8 if you talk - you are talking about the formation of the Red Lion
9 battalion, or what, I don't understand what you mean, or the Red
10 Lion that 0-Five came with?

11 Q. Yes, I will be more specific. Of the 200 fighters 0-Five
12 came with, how many would you say derived, or came from the Red
13 Lion battalion?

15:38:38

14 A. Well, like I said, they formed their group. That is the
15 group that left Koinadugu coming towards our own side, amongst
16 them they formed different separate, separate groups amongst
17 themselves, different squads. They distributed themselves into
18 platoons and from that point they will be able to know how to
19 reinforce themselves. It was among that group that they
20 distributed themselves in there were the STF, there were the
21 former fighters, the NPFL, and then there were subgroups,
22 something like that.

15:39:02

23 Q. I am going to restate my question. I will restate my
24 question, Mr Witness. My question is this: Of 200 men how many
25 do you say came from the Red Lion battalion?

15:39:21

26 A. There were about 50 that came from the Red Lion group and
27 later they formed the Red Lion battalion on their arrival at
28 Colonel Eddie Town.

29 Q. Are you saying the Red Lion battalion --

1 A. I said that later came and turned into the Red Lion
2 battalion, because on their arrival of this group that was led by
3 O-Five at Colonel Eddie Town, it was from amongst them that
4 Gullit said that they should form the Red Lion battalion and it
15:40:01 5 was at Colonel Eddie Town that it happened. I want us to make -
6 to get the point clear. Now you are telling me about battalion
7 and the Red Lion group, because the Red Lion battalion was only
8 formed on the arrival at Colonel Eddie Town and it was at the
9 time that Gullit asked that they form that Red Lion battalion and
15:40:22 10 it was Med Bajehjeh that was asked by Gullit to lead them and it
11 comprised the STF, former NPFL fighters and some RUF that formed
12 the Red Lion battalion, including some SBU boys.

13 Q. Mr Witness, I think I understand the distinction you're
14 trying to make, but help me in case I am mistaken. You are
15:40:42 15 saying before this time at Colonel Eddie Town there was a group
16 called the Red Lion group, true?

17 A. This group that O-Five came with, they had some people
18 amongst themselves that they called the Red Lion.

19 Q. Can I stop you there for a second. I understand that. We
15:41:05 20 have to be careful with terminology. Are you saying that O-Five
21 came with the group that had some persons who called themselves
22 Red Lion, yes?

23 A. Yes, I said the Red Lion.

24 Q. And after their arrival at Colonel Eddie Town Gullit, not
15:41:26 25 O-Five now, Gullit, formed for the first time a group by the name
26 Red Lion battalion, yes?

27 A. Yes, my Lord.

28 Q. And this group Red Lion battalion had as its constituent
29 members persons who were from that Red Lion group, yes?

1 A. Yes, my Lord.

2 Q. Special Task Force members, yes?

3 A. Yes, my Lord.

4 Q. Liberian fighters, or what you call former NPFL, yes?

15:42:08 5 A. Yes, my Lord.

6 Q. Did they have some SBUs?

7 A. Yes, SBUs were there. All the forces.

8 Q. Did they have some SLAs?

9 A. Yes. Like I said, Med Bajehjeh who was a commander among
15:42:30 10 the SLA, he took care of a few of the other people that came.

11 Q. That's five groups I have counted, Mr Witness, correct me
12 if I am wrong. The Red Lion battalion is made up of the SLAs as
13 one, the STF, Special Task Force, as two, SBUs as three, right?

14 A. Uh-huh.

15:42:54 15 Q. And former NPFL as four, right?

16 A. Yes.

17 Q. And there was one more, the Red Lion group, yes?

18 A. My Lord, I think you have mixed up this whole thing. This
19 Red Lion group that I am telling you about consisted of even the
15:43:22 20 STF. I'm referring to the same group. Oh my God. The same
21 group that O-Five came with that consisted of the STF, the SLA,
22 the RUF and the SBUs. It was this same group. They had --

23 Q. I understand what you're saying and I don't think I'm
24 confused at all. Let's talk numbers now. We go back to 200.

15:43:48 25 You have said 50 of the 200 could be called, or should be called
26 members of the Red Lion group, yes?

27 A. The Red Lion, yes.

28 Q. You refuse to add the word "group" at the end. You just
29 call them Red Lion, yes?

1 A. The Red Lion, yes.

2 Q. 20 of them are former NPFL, yes?

3 A. Yes.

4 Q. 30 of them are former STF, yes?

15:44:18 5 A. Yes.

6 Q. That brings the number to about 100, would you agree,

7 Mr Witness?

8 A. No, 50. 30 and 20 is 50.

9 Q. Yes, but if you add the 50 from the Red Lion group does it

15:44:36 10 add up to 100?

11 A. My God, my Lord I don't actually understand where you are

12 taking me to. I have explained a few minutes ago clearly. I

13 said the whole group brought by O-Five were about 200 and part of

14 that 200 was 50 and it was that 50 that formed the Red Lion group

15:44:57 15 and it was there that they were converted into a platoon and it

16 was when they got to Colonel Eddie Town, it was out of that group

17 that Gullit chose - that Gullit took men and converted them into

18 the Red Lion battalion and he asked Med Bajehjeh to lead them and

19 Med Bajehjeh was an SLA. That was what I said.

15:45:20 20 Q. Well, let me ask you this: How many people made up the Red

21 Lion battalion?

22 A. I said they were about 200 in number, the STF --

23 Q. I understand. We are back where we started again. There

24 were about 200 of them. Red Lion battalion, about 200 of them.

15:45:42 25 How many SLAs, please tell me, of the 200?

26 A. Well, we had some SLAs and the commanders I knew who was

27 O-Five.

28 Q. Mr Witness, I am not asking you about naming commanders.

29 You have told us there are 200 men. How many were SLAs, please

1 tell us?

2 A. Well, the SLAs were almost - were dominated - they were -
3 the SLAs were in majority and the Liberian fighters were not up
4 to the number of SLAs.

15:46:24 5 Q. Approximately how many SLAs, Mr Witness?

6 A. The SLAs were more than 70 in the group. They were more
7 than - they were more than 70 in that group. And the remaining
8 were the RUF.

9 Q. How many RUF, Mr Witness? Of the 200, how many RUF?

15:46:49 10 A. Well, they were also about 20 to 30 amongst them and they
11 also had the SBU boys who were amongst them.

12 Q. Yes, SBUs amongst the RUF, but you said about 20 to 30 RUF,
13 right?

14 A. My Lord, that was why I told you that they were about 200.
15:47:12 15 But now if you want me to state this number, state this number,
16 state this way, then, yes, my Lord, I am still talking to you,
17 I'm telling you.

18 Q. Mr Witness, I will not let you go on this. We will get it
19 right, okay? There are 200 members of the Red Lion battalion you
15:47:29 20 have told us, yes?

21 A. I have stated that, that they were about 200 manpower that
22 came, so shall I tell you now that I will start putting specifics
23 that these were the STF group or former Liberian fighters --

24 JUDGE SEBUTINDE: Mr Witness, get a hold of yourself.

15:47:50 25 Please answer each question as it's put to you. Do not engage in
26 this kind of altercation with counsel, with us sitting here. The
27 question is very simple and the answers I imagine are also
28 simple. So please listen to the question carefully and then
29 stick to the point.

1 THE WITNESS: Sorry, my Lord.

2 MR ANYAH:

3 Q. Mr Witness, you have told us here in Court that at Colonel
4 Eddie Town O-Five came with about 200 men?

15:48:28 5 A. Yes.

6 Q. You have also said, correct me if I'm wrong, that the Red
7 Lion battalion came into existence - that name "Red Lion
8 battalion" was formed or coined by Gullit in Colonel Eddie Town,
9 yes?

15:48:45 10 A. Yes.

11 Q. You have also said that the Red Lion battalion was made up
12 of the 200 men, yes?

13 A. Yes, my Lord.

14 Q. I want to know how many of those 200 were SLAs. You have
15:49:05 15 said 20 to 30, is that correct?

16 A. The SLA, I said there were more than 70 SLAs. I said the
17 RUF were about 20 to 30.

18 Q. So we have that down. SLAs more than 70. RUF 20 to 30.
19 Now the other members of this 200 person group, the Red Lion
15:49:26 20 battalion, how many were former NPFL?

21 A. I have stated that. I said 20 were former Liberian
22 fighters. I have stated that.

23 Q. And 30 were former STFs, yes?

24 A. Yes, my Lord.

15:49:51 25 Q. Well, STF, Special Task Force, yes?

26 A. Yes, my Lord.

27 Q. Yes, so we come close to the number 200. Are you aware
28 that --

29 JUDGE SEBUTINDE: That is 150.

1 MR ANYAH: Yes, I was not going to try and go back to
2 distinguish between Red Lion group and Red Lion battalion,
3 because I suspect that that will take us down another road we do
4 not wish to travel, but I will ask, Madam Justice Sebutinde, if
15:50:33 5 it please the Chamber:

6 Q. Mr Witness, when you add the figures you have given us,
7 about 70 or more for the SLAs to about 20 or 30 for the RUF, it
8 comes to over 100, thereabouts, about 110. Then you add 20 for
9 the former NPFL fighters which comes to about 130 and then you
15:50:58 10 add 30 for the Special Task Force fighters, it comes to about
11 160. We are left with about 40. Who made up the remaining 40
12 members of this Red Lion battalion?

13 A. Well, they came with SBUs. They were part of the battalion
14 that was there. And the SBUs were the remaining ones that they
15:51:27 15 came with.

16 Q. I see. Initially you said the SBUs were part of the RUF,
17 but we will leave that for a moment. So we now get to 200. Are
18 you aware that witnesses have come before this Chamber who have
19 said the Red Lion battalion, that name Red Lion battalion, was in
15:51:47 20 existence well before this period of time at Colonel Eddie Town?

21 A. No, well, I am not aware of that. If any witness had been
22 here and said it happened that way, I can't tell which jungle
23 that witness was.

24 Q. Are you aware that witnesses have come before this Court
15:52:11 25 who have said that the Red Lion battalion were essentially
26 Superman's bodyguards?

27 A. Well, that is not to my knowledge, but we had that
28 battalion at Colonel Eddie Town and if you go through all my
29 statements you will see it. You will see the AFRC, SLA, you will

1 see that the Red Lion battalion was formed. Gullit formed it.

2 Q. Are you aware that some witnesses have said there were also
3 members of the bodyguard unit of Komba Gbundema, Mr Witness?

15:52:59

4 A. My Lord, I will not dispute the fact that they did not have
5 that name in the other areas where Superman was, but at Colonel
6 Eddie Town Gullit formed this battalion, the Red Lion battalion,
7 and, like I said, part of the group that came with O-Five were
8 called Red Lion. So I am not denying the fact that in some other
9 areas where Superman was, or in other areas they were not in
10 existence, but what I am saying is that when this group came with
11 O-Five it was established there at Colonel Eddie Town and they
12 were called the Red Lion battalion.

15:53:19

13 Q. Do you know what the Cobra unit is, Mr Witness? Cobra,
14 like a snake. The Cobra unit, do you know what it is,
15 Mr Witness?

15:53:41

16 A. Well, save that you are telling me today, because during
17 the days of the NPRC I was in the Cobra battalion - sorry, during
18 the days of APC and we were sent to Kenema, we had the Cobra
19 battalion stationed there.

15:54:01

20 Q. APC was under Momoh, right, President Momoh?

21 A. Yes, during 1991, before they were toppled by the NPRC, we
22 had the Cobra battalion that was there and it was the late
23 Lieutenant [indiscernible] Kanu that led that battalion.

15:54:27

24 Q. I am not asking about the battalion named Cobra, I am
25 asking about the Cobra unit around the time when you were at
26 Colonel Eddie Town, a member of the RUF, or unit of the RUF. Do
27 you recall that, Mr Witness?

28 A. My Lord, please, I want you to go over that question.

29 Q. Yes, I will. Was there an RUF or AFRC unit around the time

1 when you were at Colonel Eddie Town, when Colonel O-Five came
2 with his group of men, called the Cobra unit?

3 A. Well, that was not to my knowledge. I am not disputing it,
4 but it was not to my knowledge. I knew that they formed a
15:55:11 5 battalion and, excuse me, when they formed that battalion I knew
6 there were some men amongst who will have their own separate,
7 separate names, but all I know is that - I am not saying that
8 there was no Cobra battalion, but all I know is that there was a
9 Red Lion battalion.

15:55:31 10 Q. I mentioned Nya Korto, also known as Foday K Lansana. You
11 know him from Pademba Road, right?

12 A. Yes, my Lord. Yes, my Lord. Not just in Pademba Road, I
13 have made mention of the fact that when we were at West Side he
14 himself and Gibril Massaquoi went there to visit us and then
15:56:00 15 later when I was taken to prison I met him there also.

16 Q. Mr Witness, Foday Lansana was before this Court on 22
17 February of this year and he spoke briefly about the Red Lion
18 battalion. It was Mr Christopher Santora, counsel for the
19 Prosecution, asking the question. The page in question is 4529
15:57:00 20 and the question was starting at line 17:

21 "Q. One more question on this point, Mr Witness. You said
22 that CY and Jumbo Blah were delegates from other platoons
23 that joined O-Five. Do you know what other platoons they
24 were from?

15:57:25 25 A. Yes, Jumbo Blah and CY were from the Red Lion
26 battalion, a battalion that was strictly under the
27 command/control and was considered as the bodyguard unit of
28 Superman and SAJ Musa."

29 That is what Foday Lansana told the Court on 22 February:

1 That the Red Lion was considered the bodyguard unit of Superman
2 and SAJ Musa. Do you agree with that statement, Mr Witness?

3 A. Well, I agree with the area where he was staying in
4 Koinadugu, the area where he was with Superman. I am not
15:58:06 5 agreeing with regards to Colonel Eddie Town. Maybe they had that
6 group with Superman, but all I know is that when they got to
7 Colonel Eddie Town they formed the Red Lion battalion. I am
8 saying not in the case of Colonel Eddie Town, but maybe there
9 with them in their own area they had it.

15:58:26 10 Q. Well, let me read some pages before when Nya Korto, Foday K
11 Lansana, speaks about General Bropleh and Rosos. If you go a few
12 pages before the one I read, to page 4527, starting at line 24,
13 the question was:

14 "Q. When I say what are you referring to, in particular
15:59:01 15 what are you referring to when you say 'when Gullit
16 requested for reinforcement'?

17 A. Okay, reinforcement is the giving of additional troops
18 for operation. It could also be arms and ammunition, or
19 manpower.

15:59:17 20 Q. Did Gullit request for reinforcement at any point?"
21 The next page, page 4528, line 1:

22 "A. Yes, it was upon our arrival in Koinadugu that Gullit
23 requested for a battalion strong manpower for Rosos
24 operation.

15:59:37 25 Q. What happened after this request?

26 A. Superman, SAJ Musa, Brigadier Mani, General Bropleh and
27 Colonel Tamba Yamba made it possible to organise a
28 battalion strong manpower with some equipment, AK
29 ammunition, G3 ammunition, GPMG ammunition and these were

1 sent to Gullit at Rosos.

2 Q. How do you know this?

3 A. I knew this because I was on the ground when all these
4 preparations were made in my presence."

16:00:15 5 A few lines down, the same page, 4528, line 21:

6 "Q. You said that Superman, SAJ Musa, Brigadier Mani and
7 General Bropleh and Colonel Tamba Yamba 'made it possible
8 to organise a battalion strong manpower'. Did you actually
9 see this battalion?

16:00:40 10 A. Yes.

11 Q. Where did you see them?

12 A. They were assembled in Koinadugu before they departed.

13 Q. Can you describe the composition of this battalion?

14 A. Yes, as far as I am concerned they were about 1,000 in
16:00:57 15 number."

16 Question on the next page, 4529:

17 "Q. Who was in the battalion?

18 A. O-Five was the overall commander selected in order to
19 lead this particular battalion to Rosos."

16:01:17 20 Did you hear that, Mr Witness?

21 A. Yes, my Lord, I have seen it.

22 Q. Captain C0 Nya, also Nya Korto Ni ssar, also Nya Ni ssar,
23 also Foday K Lansana, when he testified on 22 February was saying
24 the battalion was made up of up to 1,000 men, the one commanded
16:01:43 25 by Colonel O-Five. Do you agree, Mr Witness?

26 A. Well, this is his own opinion, or maybe that was his own
27 answer, but the number I know about that went to us was about
28 200. Maybe they were going on the way and then some people left
29 them. It is possible. Most times they organise battalions and

1 on their way going some people there will move away from them and
2 then they will leave and take their own way. It happened at the
3 point in time when a battalion left Kabala to go and meet Johnny
4 Paul, some men decided to desist from there and they went their
16:02:22 5 own way, but all I know is that the ones that met us were about
6 200.

7 Q. Let me just finish the last part of this response, page
8 4529, line 5:

9 "Q. Do you know anyone else that was in the battalion?

16:02:44 10 A. Yes, CY, Jumbo Blah were also delegates from other
11 platoons that joined O-Five on this particular mission.
12 For the signal unit Major Alfred Brown and Captain King
13 Perry Kamara ..."

14 Foday Lansana is saying King Perry Kamara was part of this
16:03:05 15 battalion. Do you agree, Mr Witness?

16 A. Yes, my Lord. They were the ones who came. King Perry
17 came with O-Five.

18 Q. Did you hear Foday Lansana say that the Red Lion battalion
19 was a bodyguard unit of Superman, meaning it was in existence
16:03:27 20 before this episode at Colonel Eddie Town that you have told us
21 about? Do you agree it existed before O-Five came to Colonel
22 Eddie Town?

23 A. I agree, my Lord. I have said it here clearly that I am
24 not disputing the fact. The fact that a battalion was
16:03:53 25 established in Koinadugu does not depict that we will not
26 establish the same battalion in Colonel Eddie Town, but I told
27 you that it was when they came that Gullit decided to form the
28 battalion there. I have said that.

29 Q. How do you explain the difference between 1,000 men

1 referred to by Foday K Lansana and your 200 men? Where did 800
2 men go to?

3 A. Well, that is to the best of his own knowledge, the man who
4 came to explain this. It is not to my own knowledge. I only
16:04:30 5 know about the group that arrived in Colonel Eddie Town. So
6 based on his knowledge, he was a radio man, I was in the fighting
7 area. Most often when they say - when they call on troops to
8 fall in, to move somewhere, you will see so many people coming
9 together to fall in, so in formation, but when they are on their
16:04:57 10 way going out some people will decide to separate themselves and
11 go their own way. So I am not disputing with that fact, but the
12 ones who arrived to us in Colonel Eddie Town were about 200,
13 apart from the civilians that they captured.

14 Q. Let's hear what King Perry has to say about this Red Lion
16:05:17 15 battalion. King Perry was before this Chamber on 6 February
16 2008. I will read from page 3187. King Perry, also known as
17 Perry Kamara, line 18 he says - the question posed:

18 "Q. When you say the RUF was one platoon and you say it
19 was about 60 men, did that include the unit which you
16:05:53 20 referred to earlier, the Red Lion battalion?

21 A. The combatants, the Red Lion battalion, that is what I
22 mentioned, Cobra unit. It went up to that number, the
23 fighters.

24 Q. And who do you say - or who was the leader of the
16:06:11 25 entire group that left Koinadugu?

26 A. It was O-Five who was AFRC commander.

27 Q. Can you just go over again who the Red Lion battalion
28 were and who the Cobra unit were?

29 A. The Red Lion battalion comprised Komba Gbundema's

1 bodyguards ..."

2 Over to the next page, page 3188:

3 "... They formed the Red Lion battalion. The Cobra unit
4 was Superman's bodyguards. They comprised that unit.

16:06:52 5 Q. Together these two units formed the RUF contingent, is
6 that right?

7 A. Yes.

8 Q. And apart from these there was an STF unit as well, is
9 that correct?

16:07:12 10 A. Yes, we had STF among us."

11 King Perry Kamara is saying the STF unit was different from
12 the Red Lion battalion. Do you agree, Mr Witness?

13 A. Well, this is his own statement that he made and, just like
14 I have said, it was not King Perry who led this troop to go. He
16:07:38 15 was not the commander who was communicating with us and he was
16 not the person who went and introduced the troop to Gullit. King
17 Perry was just an ordinary radio man. To say he even used to go
18 for battles, no, no, no, and even when he went with us to battles
19 we left him behind.

16:07:58 20 JUDGE SEBUTINDE: The question was do you agree with what
21 has just been read. It is either yes, or no.

22 THE WITNESS: Well, I will need to explain a little,
23 because if he is talking about the Cobra unit he is talking about
24 Superman and he is talking about other units, but when they
16:08:19 25 arrived at Colonel Eddie Town the only group that I heard about
26 was Red Lion and it was after that that it was formed into a
27 battalion. So if he is asking about that I agree with that, and
28 like the commander he was talking about I agree.

29 MR ANYAH:

1 Q. Let me repeat my question. My question was: King Perry is
2 saying the STF unit was different from the Red Lion battalion, do
3 you agree, Mr Witness?

4 A. Well, maybe that was on their way coming, but what I know
16:09:02 5 is that I disagree with what King Perry is saying here. I know
6 that the STF group and the AFL men who were amongst them, they
7 were the ones who were introduced by O-Five as the Red Lion group
8 and it was after that that they were formed into the Red Lion
9 battalion. So if he is saying something different here, I don't
16:09:21 10 know, maybe his own retentive memory is different from mine, but
11 what I know is what I am saying.

12 Q. King Perry, Perry Kamara, is saying that the Red Lion
13 battalion were essentially bodyguards of Komba Gbundema. Do you
14 agree, Mr Witness?

16:09:46 15 A. My Lord, I don't - I will not tell you that I will
16 speculate on this issue. I am saying the troop that came were
17 introduced by O-Five. I am not talking about how they were
18 commanded whilst they were coming on the way. I am saying that
19 Superman came and reinforced SAJ Musa in Koinadugu and it was
16:10:10 20 there that they organised this reinforcement to go to Colonel
21 Eddie Town. So I will not dispute the fact about what he is
22 saying here. I will not deny his facts.

23 Q. King Perry is saying that Superman's bodyguard unit was
24 called the Cobra unit and together with Komba Gbundema's
16:10:34 25 bodyguards they formed the Red Lion battalion. Let me break that
26 down. Do you agree that Superman's bodyguard unit was called the
27 Cobra unit?

28 A. I was not there. I don't know anything about that, my
29 Lord. I don't know how they formed themselves in Koinadugu. I

1 was^ it was not there, so I know nothing about what you are
2 talking about here.

3 Q. Do you agree that the bodyguard units of both Superman and
4 Komba Gbundema formed the Red Lion battalion as King Perry Kamara
16:11:15 5 suggests?

6 A. Well, if you say part of them, and, like I said, I am not
7 disagreeing with this man's point, but what I know is that I
8 disagree with part of what he said, because when O-Five did his
9 introduction those are not the ones he introduced to us as the
16:11:35 10 Red Lion.

11 Q. Mr Witness, do you know somebody by the name of Striker?

12 A. No, my Lord, I know Stagger, not Striker.

13 Q. Do you make the distinction between real name and fighting
14 name, Mr Witness?

16:12:03 15 A. Well, this was a fighter who was called Stagger. He also
16 came with O-Five.

17 Q. I am speaking of Striker, S-T-R-I-K-E-R. Are you familiar
18 with someone with that fighting name, Mr Witness?

19 A. I am not too familiar with that name. I don't want to lie,
16:12:30 20 Striker. We had so many men. If I call some names here you will
21 run. So there were many people.

22 Q. Let's continue and hear what Perry Kamara said about the
23 Red Lion battalion. 6 February, same day, open session, page
24 3233, line 15, the question is posed to Perry Kamara:

16:13:03 25 "Q. How were the groups composed, the groups that operated
26 within Freetown?

27 A. We are all fighters. There was the AFRC, RUF and the
28 STF and each of these groups belonged to certain groups,
29 because anywhere you will see thousands of fighters they

1 must have units. As I stated earlier, from the time we
2 left Koinadugu I said in this group we had one unit which
3 was B which dominated the RUF group. I am not talking
4 about the AFRC. This group, it was two groups, but one of
16:13:50 5 these two groups dominated the whole group. We called that
6 one Red Lion. Red Lion was a battalion on its own which
7 comprised Komba Gbundema's bodyguards. They formed that
8 unit, but it was RUF. They overwhelmed the Cobra unit and
9 so all of the RUF fighters fell under Red Lion battalion,
16:14:19 10 but we were all RUF."

11 Perry Kamara is saying Komba Gbundema's bodyguards
12 comprised the Red Lion battalion, for the second time, that they
13 overwhelmed the Cobra unit and that they were all RUF. Do you
14 hear any mention, Mr Witness, there of Liberian fighters?

16:14:47 15 A. Well, this is the man's own statement and I was with the
16 brigade administration wherein whatever necessary informations
17 there were I used to get them from the brigade administration.
18 King Perry and others only came to reinforce us. This is what he
19 said.

16:15:16 20 Q. Same day's transcript, page 3239, Perry Kamara speaking
21 about Rambo Red Goat. Actually I will go back one page for
22 context, page 3238, last line, line 29:

23 "Q. Now amongst the men that stayed in Freetown with Rambo
24 do you recall any of them that you now remember?

16:15:51 25 A. Yes, I can recall one name, Rambo Red Goat himself".
26 Go down to line 8:

27 "Q. Could you go back, Mr Witness.

28 A. Striker, who was the Red Lion's commander, Red Lion
29 battalion commander.

1 Q. And what was the size of the force that you said
2 decided to stay in Freetown with Rambo Red Goat?

3 A. That number was too much. I cannot recall now."

4 Do you hear King Perry saying that the commander of the Red
16:16:30 5 Lion battalion was called Striker and not Med Bajehjeh?

6 A. Well, that is his own name that he has here, but I don't
7 know whether he has such a name. But all we know, any fighter
8 from the country that will come here, we all knew that it was Med
9 Bajehjeh who led the Red Lion battalion. People like King Perry,
16:16:57 10 when they started shooting you will see him, they will run away.

11 So all I am saying, whether - he only came to reinforce us. If
12 you ask him now who was the 1st Battalion commander, 2nd
13 Battalion commander, 3rd Battalion commander he will not be able
14 to tell you. And those of us who led the forces and went to

16:17:18 15 Freetown and up to the moment that I was choosing to be one of
16 the men who will represent them to Liberia, most of them who
17 came, most of them have different, different names. I don't know
18 if he had another name, but we used to call him Med Bajehjeh. I
19 don't know whether he had a name which was Striker or not, but
16:17:38 20 all I know is that he was the person who led the Red Lion
21 battalion.

22 Q. I see. You do not know whether he was also named Striker.
23 Mr Witness, let's take a look at what you've told the Prosecution
24 before about the Red Lion battalion, shall we, outside of Court,
16:18:10 25 I mean. I would refer you to tab 13 of the set of documents
26 handed out by the Defence, in particular page 2 which has the ERN
27 number 00032137.

28 Mr Witness, these are notes from your meeting on 8 May 2007
29 with the Office of the Prosecutor and when you go to page 2

1 starting at the top there is a paragraph, the only paragraph at
2 the top, that says, "Witness states there were no NPFL soldiers."
3 Do you see that, Mr Witness?

4 A. Yes, my Lord.

16:19:33 5 Q. Shall we read it together? Well, I will read it and I will
6 ask for your answers to questions.

7 "Witness states that there were no NPFL soldiers with the
8 group at that time. There were only Special Task Force fighters
9 who came from Liberia. They were initially members of the NPFL
10 fighters who break away from NPFL and became known as STF."

16:20:02

11 Do you see that, Mr Witness?

12 A. Yes, my Lord.

13 Q. Let's consider those two sentences for a second. You were
14 suggesting to the Prosecution in May of last year that the
15 members who made up the STF, the Special Task Force, were
16 initially members of the NPFL who broke away from the NPFL. Do
17 you see that there, Mr Witness?

16:20:24

18 A. Yes, my Lord, I have seen it.

19 Q. Today in Court even before I showed you the statement from
20 President Kabbah you admitted that both in court today and in
21 your testimony in the AFRC case you said the Special Task Force
22 originated from ULIMO, right?

16:20:50

23 A. Yes, my Lord.

24 Q. President Kabbah in his statement to the Truth and
25 Reconciliation Commission says the Special Task Force were mostly
26 Liberians all derived from ULIMO and were the enemies of the
27 NPFL, right? Do you recall us going through that?

16:21:12

28 A. Yes, my Lord.

29 Q. Yes. The same paragraph, let's go down a little bit to the

1 sentence that ends that paragraph, which starts:

2 "It was Superman who came with these Liberians from
3 Kailahun and joined SAJ Musa at Kurubonla. These Liberians who
4 became the STF brought by Superman were over 50 in number."

16:22:05 5 The next sentence: "The Liberians joined the group at
6 Colonel Eddie Town and advanced with the troops to Freetown." Do
7 you see that, Mr Witness?

8 A. Yes, my Lord.

9 Q. In this paragraph the Prosecution has you saying that
16:22:24 10 Superman brought over 50 Liberians who made up - the word there
11 is "became" the STF, the Special Task Force. This is suggesting
12 that the STF was a new entity, or group, created when Superman
13 brought these men. Am I right, Mr Witness?

14 A. Yes, my Lord, I have seen it.

16:22:54 15 Q. But you know, as we now all do, that the Special Task Force
16 had been in existence since the administration of Valentine
17 Strasser in 1992, yes?

18 A. Yes.

19 Q. Let's go down to the next paragraph right beneath the last
16:23:15 20 sentence I just read. It reads:

21 "The witness states that Superman formed his own battalion
22 comprising of the STF fighters and became known Red Lion
23 battalion. Med Bajehjeh became the commander of the Red Lion
24 battalion after it was formed. All the Red Lion battalion
16:23:40 25 fighters were Liberian, except the commander Med Bajehjeh."

26 Let's look at those three sentences. The first one,
27 "Superman formed his own battalion comprising of the STF fighters
28 and became known Red Lion battalion." This is suggesting that
29 you were saying Superman in Kurubonla, not even Colonel Eddie

1 Town and O-Five, we are talking about Superman now back in
2 Kurubonla formed the battalion that became known as the Red Lion
3 battalion. Do you agree that is what it's saying, Mr Witness?

16:24:27

4 A. No, no, no, this is a mistake. "This witness states that
5 Superman", it should be that, "This witness states that Gullit
6 formed the Red Lion battalion", because I did not ever state that
7 it was Superman. It is a mistake in this area.

8 Q. The Office of the Prosecutor wrote Superman instead of
9 Gullit, yes?

16:24:49

10 A. Yes, this one, yes.

11 Q. Let's go to the last of the three sentences, "All the Red
12 Lion battalion fighters were Liberian except the commander, Med
13 Bajehjeh." A few minutes ago in open court, speaking of the Red
14 Lion battalion, we haggled over the figures. We agreed on 200
15 and of those you said 30 were STF and 20 were former NPFL. Here
16 the Prosecution has you saying that all of the members of the Red
17 Lion battalion were Liberians. Which is it, Mr Witness? Which
18 is it? What is written here, that you said on 8 May 2007, or
19 what you have said in Court today?

16:25:39

20 A. Well, it is what I have stated in the Court. I have stated
21 what I know about this battalion. That was what I stated to the
22 Court and that is what I am going to state to the Court, and part
23 of what I stated is in here. I am not disagreeing with the fact
24 that it is not in here.

16:26:00

25 Q. Yes, I see. You go down a little bit in the same paragraph
26 and there is a sentence that says, "The STF, which became the Red
27 Lion battalion, were Liberians but were part of the RUF." Do you
28 see that, Mr Witness?

29 A. Yes, my Lord.

1 Q. First of all, was the Red Lion battalion made up of only
2 Liberians?

3 A. No, they were mixed.

4 Q. Why does the Office of the Prosecution have you saying that
16:26:41 5 it was made up of only Liberians?

6 A. But it also states that Med Bajehjeh was an SLA and he was
7 the commander. It does not only state that they were all
8 Liberians, but it is also stating that Med Bajehjeh was part of
9 them and he was their commander.

16:27:09 10 Q. Was the Red Lion battalion exclusively part of the RUF,
11 Mr Witness, or was it a mixed unit as you have been testifying to
12 all week, not belonging to any particular part of the fighting
13 forces?

14 A. The Red Lion battalion was a mixed unit and, like I said,
16:27:32 15 they were Liberians - I mean they had Liberians among that
16 included the STF and it also had the former NPFL fighters who
17 were there, and that was according to O-Five's introduction that
18 he did at Colonel Eddie Town.

19 Q. Let's go to the next page, page 4. This is important,
16:27:54 20 Mr Witness. Page 4, ERN ending in 2139. Are we there,
21 Mr Witness?

22 A. Yes, my Lord.

23 Q. The first paragraph right at the top reads, "The instance
24 he was referring to". Do you see that, Mr Witness?

16:28:20 25 A. Yes.

26 Q. Shall you go down to the last sentence of that paragraph
27 that starts, "Witness states that the Liberian". Do you see
28 that, Mr Witness?

29 A. Yes.

1 Q. Let me read it and get your response:

2 "Witness states that the Liberian who he knows were sent
3 from Liberia between 1998 and 1999 were the Liberians he had
4 earlier referred to that became known as STF. He is not aware of
16:29:04 5 any other Liberians that were sent."

6 Do you see that, Mr Witness?

7 A. Yes, my Lord.

8 Q. This is saying that apart from the Special Task Force you
9 are not aware of any former NPFL fighters, of any other

16:29:25 10 Liberians, that were sent to join you between 1998 and 1999. Do
11 you agree that is what it is saying, Mr Witness?

12 A. Well, the thing is broad. Like I said, this was the name
13 that they mostly used, but when O-Five came to introduce the team
14 - because we were not in Koinadugu. They only arranged it that

16:29:53 15 the reinforcements should come and join us, but when he was
16 introducing the team he introduced the team to - he said this was
17 part of the STF and these were part of the former NPFL fighters.

18 So he did he not introduce the team with any kind of - that was
19 how they called them, all of them, when they came. They said

16:30:18 20 STF, but it was after his introduction that we later understood
21 that there were those who were from Liberia whom Superman went to
22 Kailahun and collected to come and reinforce Koinadugu. That was
23 where SAJ Musa was.

24 MR ANYAH: Madam President, I see the time.

16:30:37 25 PRESIDING JUDGE: Yes, thank you, Mr Anyah. Mr Witness, it
26 is now time for us to adjourn until tomorrow morning. I again
27 remind you, as I have done each other day, that you have taken a
28 solemn declaration and must not discuss your evidence with any
29 other person. We will be starting tomorrow at 9.30. Do you

1 understand, Mr Witness?

2 THE WITNESS: Yes, my Lord.

3 PRESIDING JUDGE: Please adjourn court until tomorrow at
4 9.30.

16:31:04

5 [Whereupon the hearing adjourned at 4.30 p.m.
6 to be reconvened on Tuesday, 29 April 2008 at
7 9.30 a.m.]

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I N D E X

WITNESSES FOR THE PROSECUTION:

TF1-334 8646

CROSS-EXAMINATION BY MR ANYAH 8651