

1 [RUF30MAY07A - MD]

2 Wednesday, 30 May 2007

3 [Open session]

4 [The accused present]

5 [The witness entered court]

6 [Upon commencing at 9.35 a.m.]

7 THE ACCUSED: Issa Hassan Sesay [Continued]

8 EXAMINED BY MR JORDASH: [Continued]

9 [Witness answered through interpreter]

09:43:11 10 PRESIDING JUDGE: The trial is resumed. We will proceed
11 with, hopefully, the finalisation of the examination-in-chief on
12 behalf of the first accused.

13 MR JORDASH: Thank you. Could I first apply to exhibit a
14 radio log book which I referred to during the examination of
09:43:45 15 Mr Sesay. It's Defence Exhibit 65, page 28017. I don't recall
16 exhibiting it after using it.

17 PRESIDING JUDGE: Very well.

18 JUDGE BOUTET: What's the page again, Mr Jordash?

19 MR JORDASH: 28017 for the cover sheet.

09:44:28 20 PRESIDING JUDGE: There is only one page involved here?

21 MR JORDASH: No, it's the whole log book.

22 PRESIDING JUDGE: Okay.

23 MR JORDASH: 28018 to page 28121.

24 PRESIDING JUDGE: All right. Leaving out the cover sheet?

09:44:45 25 MR JORDASH: Leaving out the cover sheet, please, yes.

26 PRESIDING JUDGE: Very well. Is there any objection,

27 Mr Touray, to that?

28 MR TOURAY: No objection. No objection.

29 PRESIDING JUDGE: Mr Cammegh, objection?

1 MR CAMMEGH: No objection.

2 PRESIDING JUDGE: Prosecuting counsel?

3 MR HARRISON: No objection.

4 MR JORDASH: Can I make one point about this?

09:45:07 5 PRESIDING JUDGE: Before receiving it in evidence?

6 MR JORDASH: Yes.

7 PRESIDING JUDGE: What is it?

8 MR JORDASH: This wasn't put to the UNAMSIL witnesses --

9 the Prosecution witnesses, I mean. The reason for that is it

09:45:17 10 wasn't served on us by the Prosecution until after the UNAMSIL

11 witnesses had been called and after the close of the Prosecution

12 case. In due course, we will make various submissions about the

13 weight to be attached to the Prosecution witnesses concerning

14 UNAMSIL attacks, given we were denied an opportunity to put what

09:45:36 15 we submit are plainly exculpatory radio messages to those

16 witnesses.

17 PRESIDING JUDGE: Well, nevertheless we will admit it and

18 determine what weight would be attached to it, if any, when you

19 come to addresses.

09:45:51 20 MR JORDASH: Very well. I just wanted to note that for the

21 record.

22 PRESIDING JUDGE: That's fine. The document is admitted

23 and marked Exhibit -- Madam Courtroom Officer, remind us of the

24 number.

09:46:13 25 MS KAMUZORA: It's marked Exhibit 212.

26 [Exhibit No. 212 was admitted]

27 PRESIDING JUDGE: Please make the indication to indicate

28 the nexus between the document and this witness. Thank you.

29 Continue, Mr Jordash.

1 MR JORDASH: Could I finally then put to Mr Sesay three
2 exhibits and then I will finish. First of all, can I put Defence
3 Exhibit 8. Your Honours, page 27842 for the cover sheet and
4 27843 for the document itself.

09:47:00 5 JUDGE ITOE: Mr Jordash, before you proceed please, in
6 Exhibit 212, you said you are tendering from page 28017 to?

7 MR JORDASH: In fact, 28018.

8 JUDGE ITOE: Yes.

9 MR JORDASH: To 28121. Can I indicate to Learned Court
09:47:35 10 Management that the cover sheet is still on the copy. It should
11 be removed.

12 PRESIDING JUDGE: Yes, Ms Courtroom Officer, please, remove
13 the cover sheet from it. It's not being exhibited, the cover
14 sheet.

09:47:54 15 JUDGE ITOE: You say is 28018 to 28121?

16 MR JORDASH: Your Honour, yes.

17 JUDGE ITOE: Thank you.

18 PRESIDING JUDGE: And the next document you are proposing
19 to exhibit?

09:48:10 20 MR JORDASH: I ask that Mr Sesay be shown a copy of this,
21 please.

22 PRESIDING JUDGE: Very well.

23 MR JORDASH: Defence Exhibit 8, 27842.

24 PRESIDING JUDGE: Is that a single-page document?

09:48:43 25 MR JORDASH: It is, yes.

26 PRESIDING JUDGE: 27842 is the usual memorandum there?

27 MR JORDASH: 27842 is the cover sheet.

28 PRESIDING JUDGE: All right, but you are exhibiting 27843?

29 MR JORDASH: Yes.

1 PRESIDING JUDGE: All right.

2 MR JORDASH: I would like to ask Mr Sesay some questions
3 about that.

4 Q. Do you recognise that, Mr Sesay?

09:49:51 5 A. Yes, I recognise this paper.

6 Q. And it refers to standing orders. Before I ask you that
7 question: Did you receive that?

8 A. Yes. I can recall when I received a report from an MP in
9 November '99. From the IDU.

09:50:40 10 Q. Do you recall that particular case? If you didn't, you
11 didn't. If you don't, you don't but, if you do.

12 A. I can't recall that I received it, this particular report.

13 Q. It refers to --

14 THE INTERPRETER: Your Honours, can the witness be audible
09:51:07 15 a little?

16 MR JORDASH:

17 Q. Can you speak a bit louder, please?

18 A. I said, it's quite a long time now, to say that I can
19 remember specifically that I received this document. But I did
09:51:21 20 receive documents because this time around I was in Makeni.

21 Q. And what are the standing orders which are referred to
22 there?

23 A. Well, the standing order was that if somebody committed
24 such a crime, he should be executed. That is, if you had the
09:51:42 25 facts based on the investigations.

26 MR JORDASH: Could I ask for that document to be exhibited,
27 please?

28 JUDGE BOUTET: Before you do, I do have -- who is sending
29 this to you, Mr Sesay? This is --

1 THE WITNESS: My Lord, this is from the IDU, the
2 investigation board in Makeni.

3 JUDGE BOUTET: So it's the -- I'm looking at the bottom of
4 this message. It's IDU, chief of investigation, is this the way
09:52:29 5 it reads? And I see something like action emergency office; what
6 is this?

7 THE WITNESS: Well, this was a combined unit where this
8 office -- the MP, the IDU, the IOs; that's the office they called
9 action emergency office.

09:52:53 10 JUDGE BOUTET: So the action emergency office would group
11 these three units you've just described?

12 THE WITNESS: Yes, sir.

13 JUDGE BOUTET: IDU, MPs and IOs?

14 THE WITNESS: Yes, sir. In '99 in Makeni.

09:53:16 15 JUDGE BOUTET: Thank you.

16 MR JORDASH:

17 Q. Let me ask you this, Mr Sesay: What was your view of the
18 standing order? Your particular view, what did you think about
19 that?

09:53:26 20 A. Well, standing orders were, when somebody committed a crime
21 and the report comes to the office, we would set a board that
22 would investigate to prove -- it's the panel that investigates.
23 Like, you should not kill innocent people, you should not rape
24 women; those were the standing orders.

09:53:52 25 Q. Well, there's --

26 A. You shouldn't amputate a civilian, you shouldn't burn a
27 civilian structure; those were the standing orders that I met in
28 Kono before we captured Kono. And, also, these were standing
29 orders that were given by Foday Sankoh from the early days of the

1 war.

2 Q. Okay. As we come to the end of this stage, can you think
3 of a time when you didn't implement the standard orders?

09:54:50

4 A. Well, the standing orders -- I can't implement it on my own
5 when Foday Sankoh was present, because he was the leader. So
6 whatever, I would have to report to him. When it were Bockarie,
7 I would report to him, that this was the outcome of the panel of
8 investigation and these are the recommendations.

09:55:18

9 Q. It's suggested by the Prosecution that you didn't take
10 reasonable measures to prevent and punish crimes; what do you say
11 to that?

09:55:43

12 A. Well, that's not how it happened. Even the Prosecution's
13 own witness -- I believe two witnesses said it. One insider and
14 one civilian, who said in this Court that wherever I was, there
15 was law and order, there was discipline. And that's true.

16 Q. And it's suggested by the Prosecution that you entered an
17 agreement to take any means necessary to take over Sierra Leone
18 and the Government of Sierra Leone. What do you say to that?

09:56:14

19 A. Well, when the war started, we were fighting against the
20 APC. Not that -- I mean, we were fighting to kill everybody, to
21 take over the government. If you kill everybody then who would
22 you be fighting for?

09:56:33

23 JUDGE ITOE: No, the allegation is not to kill everybody,
24 that you were fighting to take over the territory or the
25 Government of Sierra Leone.

26 MR JORDASH: Well, it is the Prosecution allegation that --

27 JUDGE ITOE: That they were to kill everybody?

28 MR JORDASH: By any means necessary. Whatever was
29 necessary, is the Prosecution allegation.

1 JUDGE ITOE: I see.

2 JUDGE BOUTET: It was not to kill everybody, to take all
3 necessary means.

4 MR JORDASH: To take any means. This is the joint criminal
09:56:54 5 enterprise the Prosecution allege.

6 JUDGE BOUTET: Well, I don't have the indictment in front
7 of me, but there is language in there that, I mean --

8 MR JORDASH: Well, by any means necessary.

9 JUDGE BOUTET: Yes.

09:57:08 10 JUDGE ITOE: But not to kill everybody.

11 MR JORDASH: If it was everybody. This is the pleading of
12 the Prosecution.

13 JUDGE BOUTET: I don't argue this. I do not dispute this
14 is the pleading.

09:57:18 15 MR JORDASH: This is --

16 JUDGE BOUTET: Whatever meaning it may have.

17 MR JORDASH: Exactly. I am not sure of it either.

18 PRESIDING JUDGE: I think you are on safe ground by saying
19 it was suggested. It could be a hypothesis.

09:57:33 20 MR JORDASH: Well, the Prosecution hypothesis.

21 PRESIDING JUDGE: Right, yes, which can be debatable.

22 JUDGE ITOE: When you kill everybody.

23 PRESIDING JUDGE: The hypothesis is always open to debate.

24 MR JORDASH: This is the problem with pleadings such as
09:57:46 25 this, we would say.

26 Q. You heard that discussion.

27 A. Yes.

28 Q. Were you willing to take any means necessary in order to
29 take over the government?

1 A. Well, it was a fight. If you cannot fight to remove a
2 government, then you can't. From 1991 to 1997, RUF fought and
3 couldn't reach Freetown and Freetown was the seat of government.
4 They overthrow and called the RUF.

09:58:32 5 PRESIDING JUDGE: Madam Courtroom Officer, there is a very
6 disturbing noise in the background. I don't know. It's rather
7 annoying; could you find out what is happening?

8 MS KAMUZORA: I will, Your Honour.

09:58:56 9 THE WITNESS: We were fighting. If we were fighting to
10 take over government, then the peace process wouldn't have been
11 effective. There wouldn't have been peace because, as the
12 Prosecutor had alleged, that we were fighting by all means to
13 take over power in Sierra Leone, they wouldn't have listened to
14 peace negotiations. And even the peace negotiations that took
09:59:22 15 place, the Abidjan Accord, everybody knows that it was the
16 government that violated it.

17 JUDGE ITOE: So your reply, your reply is that your answer
18 to this question is that you were not fighting to take over the
19 Government of Sierra Leone?

09:59:47 20 THE WITNESS: My Lord, I said we were not capable to fight
21 to take over the government.

22 JUDGE ITOE: You are saying, are saying here that if you
23 were fighting to take over the government you would not have
24 listened to the peace process.

10:00:01 25 MR JORDASH: No. What he, in fact said --

26 JUDGE ITOE: No, I want him to be very very precise on this
27 because it's quite -- it's one of those allegations that has been
28 made by the Prosecution and we want to get his position very
29 clear on this.

1 THE WITNESS: My Lord, when the war started, up to August
2 2000, I was not the leader but the intention of the RUF was to
3 fight to take over the government. But the RUF was unable.

4 MR JORDASH:

10:00:39

5 Q. The question, and then we can move to the end, was: Were
6 you personally prepared or did you make any agreement with anyone
7 to take any actions necessary, including committing crimes
8 against civilians, to take over Sierra Leone?

10:01:07

9 A. No, I and nobody had that plan and if I, personally, had
10 that plan, then I wouldn't have listened to the ECOWAS leaders
11 because I disarmed over 20,000 armed men. There was a force.

12 THE INTERPRETER: Your Honours, can he repeat the last bit
13 of his answer?

14 MR JORDASH:

10:01:23

15 Q. Repeat the last sentence, please.

16 A. I said, I personally had no plan with anybody to commit
17 crimes against the people of Sierra Leone and to take over
18 government. I said if, I personally, wanted to take over
19 government, I wouldn't have listened to the ECOWAS leaders. For
10:01:42 20 me to work to implement the Lome agreement, I wouldn't have
21 listened to that, if that was my plan personally.

22 MR JORDASH: Could I give two documents, please, to
23 Mr Sesay. Defence Exhibit 90 and Defence Exhibit 2.

10:02:06

24 PRESIDING JUDGE: Can we dispose of the one which is
25 numbered 27843? Have we received that in evidence yet?

26 MR JORDASH: Could I apply for that to be exhibited,
27 please?

28 PRESIDING JUDGE: Yes. Counsel for the second accused, any
29 objection?

1 MR TOURAY: No objection.

2 PRESIDING JUDGE: Counsel for the third?

3 MR CAMMEGH: No, thank you.

4 PRESIDING JUDGE: And Prosecuting counsel, any?

10:02:25 5 MR HARRISON: No objection.

6 PRESIDING JUDGE: The document is received in evidence and
7 marked Exhibit 213, Ms Courtroom Officer?

8 MS KAMUZORA: Yes, Your Honour.

9 [Exhibit No. 213 was admitted]

10:03:04 10 THE WITNESS: Mr Lawyer, you did say I should repeat the
11 question and, when I was answering, I did not complete my answer.

12 MR JORDASH: I beg your pardon, sorry.

13 THE WITNESS: Yes. I said, I personally did not have a
14 plan with anybody within the RUF to commit crimes against
10:03:21 15 civilians. I didn't have that plan. I said, and I personally
16 did not intend to take over the Government of Sierra Leone
17 because if it were that I wouldn't have listened to the ECOWAS
18 Leaders, I said, because when they made me leader I had troops.
19 I disarmed over 20,000 armed men.

10:03:47 20 MR JORDASH:

21 Q. Okay.

22 A. So, if I had that plan, when ECOWAS spoke to me, I wouldn't
23 have listened because I had armed strength.

24 Q. Okay. Would you have a look at those two documents,
10:04:11 25 please.

26 JUDGE ITOE: Mr Jordash, which one is this?

27 MR JORDASH: Defence Exhibit 90, page 28139 is the cover
28 sheet and Defence Exhibit 2, cover sheet 28141.

29 Q. Do you recognise these documents? Just dealing, firstly,

1 with Defence Exhibit 90. Do you recall this document?

2 A. What is the number? Okay. Yes.

3 Q. Did you receive it?

4 A. Yes, this is the certificate that I was given as
10:05:45 5 peacemaker.

6 Q. And the other exhibit, Defence Exhibit 2.

7 A. Yes, this too is a certificate.

8 JUDGE ITOE: Mr Jordash, why don't you tender them as you
9 go? You want to put this in evidence?

10:06:01 10 MR JORDASH: Yes, please.

11 JUDGE ITOE: Yes, please. Let's finish with that and then
12 we move to another one because there is a tendency for us to
13 forget them as we move along.

14 MR JORDASH: Can I apply to tender Exhibit 90?

10:06:13 15 PRESIDING JUDGE: Yes.

16 MR JORDASH: Page 28140.

17 PRESIDING JUDGE: 28140. Mr Touray, do you have any
18 objection?

19 MR TOURAY: No, Your Honour.

10:06:23 20 PRESIDING JUDGE: And Mr Cammegh, do you have any
21 objection?

22 MR CAMMEGH: No, thank you.

23 PRESIDING JUDGE: No? And Mr Harrison?

24 MR HARRISON: No objection.

10:06:31 25 PRESIDING JUDGE: The document is received in evidence and
26 marked?

27 MS KAMUZORA: 214, Your Honour.

28 PRESIDING JUDGE: Exhibit 214.

29 [Exhibit No. 214 was admitted]

1 MR JORDASH:

2 Q. Defence Exhibit 28142. Do you recognise this, Mr Sesay?

3 A. Yes. This, they served me a letter to go to Family Kingdom
4 from the AWOL committee.

10:07:07 5 Q. The AWOL committee?

6 A. Yes. National AWOL, yes. National AWOL committee.

7 Q. Award committee, I think, translator.

8 THE INTERPRETER: Can he kindly repeat that?

9 MR JORDASH:

10:07:28 10 Q. Can you repeat that, Mr Sesay, please.

11 A. I said, I received a letter from the national AWOL
12 committee.

13 Q. What's the national award committee?

14 A. AWOL is All Walks of Life.

10:08:03 15 Q. Did you receive any other awards for what you did during
16 disarmament?

17 A. Well, this is the award that they gave to me, they gave to
18 President Kabbah and they gave to SRSG Adeniji because it was the
19 Ombudsman who chaired the programme. They said they gave the

10:08:31 20 AWOL to President Kabbah because of the peace he worked for and
21 the same with the SRSG and I, when the Ombudsman called me and I
22 went on stage to receive the award, he said: Let everybody at

23 Family Kingdom who was in attendance look at me. He said, "Look
24 at this young." He said, "This, he is still fit to fight the war

10:09:01 25 for the next ten to 15 years." He said, "But if he's decided to
26 work for peace we, the people of Sierra Leone, should know that
27 God likes Sierra Leone," he said, so, in due course, I would know
28 the value of the work that I have done. So everybody clapped for
29 me and they gave me the award.

1 MR JORDASH: Could this be exhibited, please?

2 PRESIDING JUDGE: Counsel for the second accused, any
3 objection?

4 MR TOURAY: No objection, Your Honour.

10:09:29 5 MR CAMMEGH: No, thank you.

6 PRESIDING JUDGE: Thank you. Counsel for the third accused
7 and Prosecution, any objection?

8 MR HARRISON: There is no objection. But just so that the
9 Court and everyone knows, the acronym AWOL is on the bottom left
10 of the document. It's actually spelt out with AWOL, it's an
11 acronym form.

12 PRESIDING JUDGE: Yes, all right. Mr Jordash, the document
13 is received in evidence and marked Exhibit?

14 MS KAMUZORA: 215, Your Honour.

10:09:59 15 [Exhibit No. 215 was admitted].

16 MR JORDASH: Thank you. I have got no further questions of
17 Mr Sesay of this stage, although I reserve the right to, in due
18 course, address Your Honours about the arrest and the
19 circumstances of the interview.

10:10:14 20 PRESIDING JUDGE: All right. Before I call upon counsel
21 for the second accused to cross-examine the witness, let me
22 deliver a ruling in respect of the closed sessions hearings.

23 This is a consolidated ruling of the Trial Chamber on
24 various applications on divers occasions made by counsel for the
10:11:09 25 first accused during the examination-in-chief of the said first
26 accused for certain segments of his testimony to be given in
27 closed session.

28 Consistent with the general principle that criminal
29 proceedings are to be conducted in public, as mandated by Rule 78

1 of the Rules of Procedure and Evidence of this Court, taking
2 cognizance of Article 17.2 of the Statute of the Court, but
3 exceptionally as authorised by Rule 79(A)(3) of the Rules, and
4 the need to protect witnesses as provided for in Rule 75, this
10:11:58 5 Chamber, based on the several aforesaid applications, and the
6 specific reasons advanced by counsel for the first accused did,
7 by way of an exceptional procedure, grant the said applications
8 for the reasons so advanced and in the overall interest of
9 justice.

10:12:23 10 We will now proceed with cross-examination of the witness
11 on behalf of the second accused. Mr Touray, your turn, please.

12 CROSS-EXAMINED BY MR TOURAY:

13 MR TOURAY: Thank you, Your Honour.

14 Q. Good morning, Mr Sesay.

10:12:55 15 A. Good morning, sir, Mr Touray.

16 Q. Now, I want to, in the light of your evidence-in-chief,
17 touching and concerning the second accused, Kallon, before this
18 Court, I want to put certain general questions to you in order to
19 put that evidence in a proper perspective. Now, I don't intend
10:13:48 20 to go into any closed session hearing, so you would please assist
21 me to avoid that. And I don't intend to be long -- perhaps just
22 two hours or less. Now, the second accused, Kallon, was an
23 involuntary Vanguard; do you agree with me?

24 A. Yes, I am with you, but I want the interpreter to repeat
10:14:43 25 the question.

26 Q. Second accused Kallon, like you, was an involuntary
27 Vanguard? In other words, he, too, was forcefully conscripted or
28 drafted for training at Camp Naama?

29 A. Yes, because it was Mike Lamin who took him to Camp Naama.

1 Q. Okay. Having regard to your evidence in this Court, you
2 narrated about the experience of one Isiaka, who was about to
3 escape from Camp Naama and you said was executed; do you remember
4 that evidence?

10:16:11 5 A. Yes, I can recall but I did not say Camp Naama. I said
6 Cuttington and that's true.

7 Q. Cuttington. Yes. Cuttington, I'm sorry.

8 A. And that was what Foday Sankoh told us that that man who
9 had escaped had been captured and killed so anybody who escapes,
10:16:31 10 the same fate will befall you.

11 Q. So you would also agree with me that it would have taken a
12 death-defying courage for any trainee to have attempted to
13 escape, and that includes the likes of Morris Kallon?

14 A. Well, that was for everybody who was at the base. Even
10:17:04 15 those of us who were at Camp Naama, we would not go to the
16 village, Naama village itself. It was out of bounds.

17 Q. Thank you. Now, Mr Sesay, how would you, in your own
18 words, describe the stature of Kallon within the RUF movement
19 during the time of Mosquito, Sam Bockarie? In other words, the
10:18:00 20 period, let us say from November '96 to the end of December 1999,
21 when he tendered his resignation. How would you say was Kallon's
22 stature within the RUF movement at that time, when Bockarie was
23 in control?

24 A. Well, in the first place, from November '96, Kallon was
10:18:36 25 working under Isaac at the Kangari Hills. He was not the
26 commander. It was Isaac that was the commander. And Bockarie
27 was not friendly to Kallon because even I could recall, when he
28 called Kallon from Kono and locked him up in Buedu, and he was
29 not friendly to Kallon, Bockarie. Because even the '96/97/98

1 Kallon was a major. It was in December '98 that Bockarie
2 promoted him to colonel. And, at that time, before that time,
3 Bockarie had been promoting junior men, junior commanders to
4 lieutenant-colonels. At that time, Morris was still a major.

10:20:03 5 Q. So if I were to say that Kallon, during the period of
6 control of Sam Bockarie, was not a significant factor within the
7 movement, would you agree with me?

8 A. Yes, I can explain that because, like in '98 in Kono,
9 Kallon was not the commander, it was Superman who was the
10:20:38 10 commander, and when Bockarie withdrew Kallon in August, from
11 Kono, after he had punished Kallon, he posted Kallon to Pendembu
12 for him to work under me. Then, in December '98, Bockarie
13 appointed me as commander to go to Kono and he said Kallon should
14 join me. So I and Kallon walked from Kono to Makeni. He was
10:21:14 15 taking instructions from me until the infighting. The only time
16 that I knew that Kallon had a command post all by himself was
17 from March '99 to October, in Makeni. I mean Magburaka. From
18 March '99 to October '99.

19 JUDGE BOUTET: Can this problem be resolved about this very
10:21:50 20 very disturbing noise that we have in the background?

21 MS KAMUZORA: Yes, Your Honour. I have talked to the AV
22 booth. They are working on the programme. But they are also
23 advising us, sir, not to be leaning too close to our microphones
24 as we speak.

10:22:09 25 JUDGE BOUTET: Certainly that is not the case for the
26 Defence at this particular moment.

27 MS KAMUZORA: Yes, but [indiscernible] the case right now
28 in the wall of the Court and they are trying to move around even
29 the language booth to find out what is causing this problem.

1 THE INTERPRETER: Yes, sir. It's not a problem from the
2 language booth either because even when our microphones are
3 switched off we still get the noise; see?

4 JUDGE BOUTET: Sorry, Mr Touray, to have disturbed your
10:22:46 5 line of questioning.

6 JUDGE ITOE: Yes. Can I continue?

7 PRESIDING JUDGE: Proceed, Mr Touray.

8 MR TOURAY:

9 Q. Have you finished your answer to that?

10:22:54 10 A. Yes, because you asked me during the time of Bockarie, and
11 during the time of Bockarie, from Bo, when Kallon was there as
12 commander, from August '97 to the withdrawal, the next command
13 post that Kallon took was in March '99 to October, when he was
14 based in Magburaka. But, apart from that, Kallon was not in any
10:23:24 15 place where he was a commander under Bockarie, apart from those
16 two places.

17 Q. Thank you.

18 JUDGE ITOE: What is his answer to this? Let him come
19 directly.

10:23:35 20 MR TOURAY:

21 Q. So you will say --

22 JUDGE ITOE: Does he want us to infer? He can tell us.

23 MR TOURAY:

24 Q. So you would agree with me that he was not a significant
10:23:44 25 factor within the movement during the time of Sam Bockarie?

26 A. Yes. Those are the areas, like I said. Apart from those
27 areas, all other areas he was under commanders.

28 Q. So I want to just explore that a little bit more. He was a
29 Vanguard?

1 A. Yes.

2 Q. But, being a Vanguard was just a status symbol within the
3 movement?

4 A. Yes, because Vanguards were many; not just him.

10:24:56 5 Q. And then what mattered was rank or assignment?

6 A. Well, the Vanguard was not an assignment; it was just a
7 name of those who trained in Naama. It was a general name;
8 Vanguards. Those were the people who trained at Naama.

9 Q. So --

10:25:24 10 A. But, before, in '97, Kallon was a Vanguard but we had
11 Gibril Massaquoi, who was a lieutenant-colonel so, right there,
12 Gibril Massaquoi was senior to Kallon. So we had Vanguards, who
13 were captain, junior commandos who were lieutenant-colonels.
14 That was how it was.

10:25:52 15 Q. So, in other words, it was the person's rank, or his
16 assignment that really mattered, not his being a Vanguard?

17 A. No. That was not what was necessary. It was not that when
18 you are a Vanguard was what was necessary.

19 Q. So your rank or assignment is what was necessary?

10:26:20 20 A. Yes, that was what was important. And during Sam
21 Bockarie's days, I can say it's from '96 to December '99, Morris
22 was not a battle group, he was not battlefield, and he was not a
23 deputy battle group or deputy battlefield. No. In fact, there
24 were no deputies.

10:27:10 25 Q. Now, we've heard the word the High Command be used in these
26 Chambers, and you have also referred to it in your evidence.
27 Could you tell us what constituted the High Command during the
28 time of Sam Bockarie?

29 A. Yeah. The number one man was the High Command.

1 PRESIDING JUDGE: Madam Courtroom Officer, is there
2 something being done or are we going to be subject to this agony
3 throughout the process today? It's definitely annoying and
4 irritating, too.

10:28:04 5 MS KAMUZORA: Your Honour, I will talk to the person and
6 see that he gets back to me.

7 PRESIDING JUDGE: He's still trying. Please intensify your
8 efforts.

9 MS KAMUZORA: All right.

10:28:30 10 PRESIDING JUDGE: Would it be necessary to take a stand
11 down, to have the defect rectified? Could you find out?

12 MS KAMUZORA: Your Honour, this is what they have just
13 requested. That if they could have some time to come inside.

14 JUDGE ITOE: It's very damaging to the organ; very very
10:28:48 15 damag ing.

16 PRESIDING JUDGE: Yes, I didn't think that in fact that was
17 very --

18 JUDGE ITOE: I think I want to leave this process of my
19 ears intact.

10:28:54 20 PRESIDING JUDGE: Thank you. We thank His Lordship Itoe
21 for that medical opinion.

22 JUDGE ITOE: Yes.

23 PRESIDING JUDGE: Shall we then stand the Court down, and I
24 do so.

10:29:07 25 [Break taken at 10.25 a.m.]

26 [RUF30MAY03B - CR]

27 [Upon resuming at 10.50 a.m.]

28 PRESIDING JUDGE: Mr Touray, please proceed.

29 JUDGE ITOE: I hope our tympanums are now safe and fully

1 protected.

2 MR TOURAY: As Your Honour please.

3 JUDGE ITOE: Thank you.

4 MR TOURAY:

10:56:03 5 Q. Yes, Mr Sesay, please switch on your mic, please. I was,
6 just before the interval, asking you about the position of High
7 Command during the time of Sam Bockarie, Mosquito. Who was the
8 High Command then?

9 A. The High Command was Bockarie.

10:56:46 10 Q. Was that the highest decision-making body at that time?

11 A. Yes, sir, My Lord.

12 Q. Now, in your evidence, you also spoke about a War Council.

13 A. Yes.

14 Q. Now, what was the function of the War Council during the
10:57:32 15 time of Sam Bockarie?

16 A. Well, the work the War Council used to do during that time,
17 like, when they arrested Fayia Musa, Philip Palmer and others in
18 the War Council, they were engaged in the investigations. And,
19 during the AFRC, the War Council was not functioning. In 1998,
10:58:27 20 members of the War Council had meetings with the War Council one
21 or two times --

22 THE INTERPRETER: Correction, interpreter, with Bockarie.

23 THE WITNESS: -- about how they should structure the
24 civilians, their living conditions in terms of medication.

10:58:50 25 Bockarie had those meetings with the War Council, how they should
26 provide medicine for the people and the fighters. But, the way
27 the War Council was functioning when Foday Sankoh was around was
28 not -- was not the way it was functioning during Bockarie's time.
29 It was not effective. Because, during Foday Sankoh's time, until

1 he went to Abidjan for the Accord, he was discussing with the War
2 Council. He would summon meetings at Zogoda. War Council
3 members would leave Kailahun --

4 THE INTERPRETER: Your Honours, can the witness go slow?

10:59:51 5 PRESIDING JUDGE: Mr Sesay.

6 THE WITNESS: Yes, My Lord.

7 PRESIDING JUDGE: Perhaps repeat the last part of your
8 testimony.

9 THE WITNESS: My Lord, I said, when Foday Sankoh was in
11:00:01 10 Zogoda, he would call the War Council members so as to how to
11 plan the war. Even when senior commanders, for instance, like,
12 when Bockarie had a problem, during that time, Foday Sankoh and
13 the War Council members joined the investigation board. They
14 were recommending punishment.

11:00:40 15 MR TOURAY:

16 Q. So it's correct to say that Morris Kallon, during the time
17 of Sam Bockarie, was never a member of that War Council?

18 A. The time of Sam Bockarie and the time of Foday Sankoh, he
19 was not a member.

11:01:20 20 Q. Now, let us talk about procurement of arms. Now, during
21 the time of Sam Bockarie, who or what unit was responsible for
22 the procurement of arms and ammunitions for the movement?

23 A. This is a general question you have asked. During the time
24 of Bockarie, that was '97 to '99. It would be nice if I could
11:02:13 25 explain it.

26 PRESIDING JUDGE: You want him to proceed with the
27 explanation, counsel?

28 MR TOURAY: What I want to know is whether Morris Kallon
29 was involved in the procurement of arms.

1 PRESIDING JUDGE: Why not put it that specifically then.

2 MR TOURAY: I'm trying to be guarded.

3 PRESIDING JUDGE: Well, you're in cross-examination. Of
4 course, there are rules, but still -- because he wants to
11:02:44 5 volunteer some explanation, it's entirely up to you whether you
6 want any elaborate explanation.

7 MR TOURAY: I don't. I just want very short answers,
8 really.

9 PRESIDING JUDGE: Well --

11:02:55 10 MR TOURAY:

11 Q. Was Morris Kallon part of procurement for arms?

12 PRESIDING JUDGE: -- guide him, then.

13 THE WITNESS: No. No, Morris Kallon never brought
14 ammunition to Sierra Leone when Bockarie was in charge.

11:03:12 15 JUDGE BOUTET: Mr Touray, I missed the end of your
16 question. You asked: Was Morris Kallon, but for whatever --

17 MR TOURAY: Part of procurement for arms.

18 JUDGE BOUTET: Thank you.

19 MR TOURAY:

11:03:39 20 Q. Now, was he a mining commander during the time of
21 Sam Bockarie?

22 A. No.

23 Q. Did he have anything to do with the mining unit during the
24 time of Sam Bockarie?

11:03:49 25 A. No. Bockarie's time, it was not only Kallon, but no other
26 RUF commander was allowed to mine, only Bockarie's unit.

27 THE INTERPRETER: Your Honours, can the witness say the
28 last bit.

29 MR TOURAY:

1 Q. Repeat your last bit, please.

2 A. I said, during Sam Bockarie's time, no commander in RUF was
3 engaged in private mining, only Bockarie's unit, and Kallon was
4 not part of that unit.

11:05:02 5 PRESIDING JUDGE: Madam Courtroom Officer, we are still
6 troubled by this phenomenon.

7 MS KAMUZORA: Your Honour, I have just talked to the AV
8 booth and have requested them to come and explain because the
9 technical problem still continues. I believe one of them is on
10 their way.

11:05:18 11 PRESIDING JUDGE: All right. In the meantime, Mr Touray,
12 we'll proceed.

13 MR TOURAY:

14 Q. Now, did Kallon have anything to do with mining, during the
11:05:42 15 time of Sam Bockarie?

16 A. No, no.

17 Q. Did he have anything to do with recruitment of fighters
18 during the time of Sam Bockarie?

19 A. Well, I was not aware of that. I was not aware of that.

11:06:28 20 The only -- the only time -- in fact, that was not about
21 recruitment, because I was with him in Makeni when Bockarie said
22 we should send the captured CDF to Yengema. I worked with him on
23 that, to get the trucks, the ECOMOG-captured trucks from the
24 barracks, but -- but I was not a G1 to engage in recruitment.

11:07:06 25 Q. And he was not a G1 as well?

26 A. That was what I said, Kallon was not a G1 to engage in
27 recruitment.

28 Q. Now, let's talk about the junta period. Now, you made
29 mention of Kallon as a council member of the AFRC.

1 A. Yes, that was what I said.

2 Q. Is it true that you were even instrumental in making him --
3 in convincing Sam Bockarie to make him a member of the AFRC
4 council?

11:08:34 5 A. Well it was Sam Bockarie who chose the names. He chose the
6 names for the council. Because Foday Sankoh sent Gibril
7 Massaquoi about a message to Bockarie that Bockarie should not
8 remove the Liberian commanders before -- from the AFRC, so that
9 the Sierra Leoneans would not have the feeling that Foday Sankoh
11:09:19 10 had brought Liberians to rule over them.

11 JUDGE BOUTET: Mr Sesay, did you say would not remove
12 Liberians, or would remove Liberians, because it came across as
13 not remove Liberians. I thought it was the opposite. Sankoh was
14 to make sure that it would be Sierra Leoneans, and not Liberians,
11:09:46 15 on the council; am I right?

16 THE WITNESS: Yes, My Lord. I said, the message Gibril
17 Massaquoi brought to Massaquoi from -- Foday Massaquoi [as
18 interpreted] said Sam Bockarie should not put the Liberians --

19 THE INTERPRETER: Your Honours, can the witness kindly
11:10:07 20 repeat his answer. He's going very fast.

21 MR TOURAY:

22 Q. Please repeat the answer.

23 PRESIDING JUDGE: Mr Sesay, slow down a bit. Now, go over
24 the last part of your testimony again.

11:10:18 25 THE WITNESS: Yes, sir. I said, the message Gibril
26 brought, sir, he said Sam Bockarie should not put the Liberians
27 in front of the command of the AFRC, so that the Sierra Leoneans
28 would not have the feeling that Foday Sankoh had brought
29 Liberians to rule over the Sierra Leoneans.

1 MR TOURAY:

2 Q. Now, although you were all members of the AFRC council,
3 from your evidence, there was a decision-making body of that
4 council.

11:11:46 5 A. Yes, sir. A decision-making body was in existence, because
6 they would sit in front.

7 Q. And it's true, is it not, that Morris Kallon was not part
8 of that decision-making body?

9 A. No, Morris Kallon was not a part of the decision-making
11:12:09 10 body, and I've never had Morris Kallon say anything about that
11 during those meetings. Within the council, there were people
12 supervising the ministries, but for me and Kallon, we had no
13 assignment from the council. Like, I mean appointment.

14 Q. Now, in your evidence you said there was no presence of the
11:13:19 15 RUF in the Bo District before August 1997.

16 A. Yes, that's the fact, sir.

17 Q. Who were those on the ground before August 1997, between
18 the time of the coup and August 1997?

19 A. The Sierra Leone Army was in Bo. You had the SOS, AF
11:14:19 20 Kamara, and the brigade commander, Boysie Palmer. They were in
21 control of Bo, from May to August '97. They were the only ones
22 there. Even when Bockarie posted Kallon to Bo in '97, it was
23 the --

24 Q. The last bit, please?

11:14:58 25 A. I said, Kallon -- when Bockarie posted Kallon to Bo
26 in August '97, the SOS, AF Kamara, and the brigade commander,
27 Boysie Palmer, they were the authorities in Bo. So Kallon was
28 working with the brigade commander at the SOS -- and the SOS
29 under them.

1 Q. That was from August 1997?

2 A. Yes, that was from August '97 to the intervention, February
3 '98.

11:16:22

4 Q. It's correct to say that when Kallon went to Bo in August
5 1997, he only went with a platoon of RUF fighters?

6 A. Yes. I knew about that, because when he came to collect
7 his supply, and the list that was in the office, it was a platoon
8 from Makeni that he went with to Bo.

9 JUDGE ITOE: A platoon; what's the number again?

11:17:01

10 THE WITNESS: Sixty-two men, My Lord.

11 MR TOURAY:

12 Q. And in your evidence you made about three visits to the
13 Kenema District during the junta period.

14 A. Yeah.

11:17:52

15 Q. I think September/October, is it, '97?

16 A. Yeah, between those months, September and October.

17 Q. And you also went to Tongo.

18 A. Yeah. I went with the army Chief of Staff in that trip to
19 collect fighters from Tongo.

11:18:30

20 Q. Now, during the junta period, was Kallon ever based in
21 Kenema?

22 A. He was not based in Kenema. He was -- he would go there
23 any time Bockarie calls on him, but he was not based in Kenema.

24 Q. Was he ever based in Tongo?

11:19:18

25 A. No.

26 Q. To your knowledge, was he ever a mining commander in Tongo
27 during the junta period?

28 A. That was not to my knowledge.

29 Q. But you knew who were the mining commanders in Tongo during

1 the junta period?

2 A. Well, it was Major Goy ^ , who Sam Bockarie placed in
3 Tongo, carrying on the mining. Bockarie appointed him to be
4 there and he was reporting to Bockarie. Your Honours, Major Goy.

11:20:50 5 Q. And he was there up to the time of the intervention, was he
6 not?

7 A. Yes, because even -- he met me at Gandorhun, because Goy
8 was among the group and he told me they were attacked from Tongo,
9 then they went to Kenema. From Kenema, they retreated to
10 Kailahun, to Bockarie.

11:21:09 11 Q. Now, about the time of the intervention, when you left
12 Masiaka on assignment to go fight to recapture Bo, according to
13 your evidence, you said you met Kallon's family at Mile 91.

14 A. Yes, that was what I said, and that is what I still say. I
11:22:19 15 said, I, AF Kamara, Boysie Palmer left -- on the instructions we
16 had received, we left Masiaka when we met Kallon with his family
17 and the RUF fighters at Mile 91, and we retreated from that point
18 to Bo.

19 THE INTERPRETER: Correction interpreter: Who he retreated
11:22:50 20 with from Bo.

21 THE WITNESS: He had his mother, his sisters, his wife, his
22 mother and his wife's sisters and brothers.

23 MR TOURAY:

24 Q. How large was that group, approximately?

11:23:19 25 A. Well, Kallon's family that retreated from Bo, he went with
26 his family members and the family members of his wife. They were
27 up to 30.

28 Q. And did that include young children; boys and girls?

29 A. Yes. They were young children, because the women small --

1 young sisters and brothers, they were there. And Kallon's
2 cousins and brothers were there with their own children.

3 Q. Now, during the retreat, according to your evidence, you
4 said you met Kallon and his family at Magburaka.

11:25:22 5 A. Yes, that was what I said and that was what happened.
6 Because when they retreated from Bo, they went to Mile 91, then
7 they drove to Magburaka. So it was at Miola ^ in Magburaka,
8 that was where we met them, after they had captured Kono, so all
9 of us travelled to Kono.

11:25:55 10 Q. With his family as well, the same you just described?

11 A. Yes, yes. He was with his family.

12 Q. Now, on arrival at Kono, whilst you went to Kimberlite, is
13 it correct that Morris and his large family went to Kuyor, the
14 Guinea Highway?

11:26:49 15 A. Yes, that was where they were with his family. But when we
16 left to go to Gandorhun, he left his family in Kono and we went
17 to Gandorhun to clear the road. But since we were unable, we
18 left Kallon in Gandorhun, in Gandorhun, and we went to Kailahun.

19 Q. Now, do you know how long Kallon stayed in Gandorhun before
11:27:50 20 going back to Koidu?

21 A. No, that one I can't say, because I was no longer in Kono.

22 Q. Thank you. It is true, is it not, that some time in March
23 '99, he went to Kailahun to relocate his large family at Buedu?

24 A. Yes. He went to Buedu with the entire family and he left
11:28:41 25 them at Buedu. Because at that time I was in Buedu, in the
26 house -- his house was just -- the house in which --

27 THE INTERPRETER: Your Honours, can the witness take that
28 bit?

29 MR TOURAY:

1 Q. Could you please repeat the last bit?

2 A. Yes. I said, Kallon went to Buedu with his family in March
3 and he left them in Buedu. The house adjacent to my own house,
4 that was where the entire family used to live.

11:29:39 5 Q. I said March 1999 but, I'm sorry, it's March 1998.

6 A. But I thought I said March '98.

7 Q. Whilst in Kailahun, were you aware of any engagement by
8 Kallon himself personally in farming?

9 A. Well, Kallon -- Kallon's mother had a farm. It was a swamp
11:30:34 10 in a village nearby Buedu, in which his mother, his mother-in-law
11 and the other children would go there for the rest of the day
12 and, in the evening, they would return to Buedu. And he had one
13 of his bodyguards who was there with his family. He was called
14 Sori ba.

11:31:19 15 Q. Were you aware of any forced labour being used in that
16 farm?

17 A. Well, Kallon was not in Buedu, so Gbao was just an ordinary
18 fighter. He would not force civilians to work in his farm. So I
19 was not aware of any forced labour at Kallon's mother's farm or
20 swamp -- swamp farm.

11:31:48 21 Q. Would I be correct to say that Kallon was not in Kailahun
22 during the time of the alleged killing of Kamajors?

23 A. He was not there. Was not there, because -- before I got
24 to Kailahun, myself and JP, they had killed the Kamajors. We
11:32:55 25 left Kallon at Gandorhun.

26 Q. Now, in your evidence, you gave the command structure in
27 Kono during the intervention period. And you still stand by your
28 evidence that the overall commander was Superman?

29 A. Yes. Superman was the commander.

1 Q. And his deputy was the name you wrote on paper, which is
2 before this Court.

3 A. Yes.

11:34:35

4 Q. And that there were many other senior commanders above
5 Kallon, who was then still a major.

6 A. Yes. There were colonels who were above him.

7 Q. And that there were many other majors of equal rank to
8 Kallon at the time, like Rocky CO and others.

9 A. Rocky CO, Rambo, Kailondo; they were all in major rank.

11:35:48

10 Q. Now, apart from his bodyguards he had with him, was he in
11 control of any group of fighters at the time, in Kono, command
12 and control.

13 JUDGE ITOE: We don't have evidence that he has said he had
14 bodyguards with him. He said he had a bodyguard.

11:36:07

15 MR TOURAY: The bodyguard he said he had, Your Honour,
16 was --

17 JUDGE ITOE: A bodyguard.

18 MR TOURAY: -- in respect of Kallon --

19 JUDGE ITOE: Who had his family with him as well.

11:36:16

20 MR TOURAY: Yes, the one.

21 JUDGE ITOE: Yes. We do not have evidence that he had
22 bodyguards with him.

23 MR TOURAY: We will come to that, Your Honour.

11:36:29

24 Q. Did Kallon have, apart from this Soriba you mentioned, the
25 one bodyguard, did he have other bodyguards?

26 A. Yes, he had bodyguards.

27 Q. How many, did you know?

28 A. Well, I cannot recall now the number, but there were
29 bodyguards. He had more than ten.

1 Q. And were they all adults?

2 THE INTERPRETER: He hadn't more than ten; correction,
3 interpreter.

4 THE WITNESS: Yes, they were big guys.

11:37:11 5 MR TOURAY:

6 Q. And apart from Soriba who stayed in Buedu, the others were
7 with him in Kono?

8 A. Yes, they were in Kono with him.

9 Q. Now, apart from those bodyguards he had with him, did he
10 have control over any other group of fighters at the time?

11 A. It was Superman who was in control of all of them in Kono.

12 MR TOURAY: Your Honour, is it a convenient point now?

13 PRESIDING JUDGE: Well, we'll take the queue from you.

14 We'll take a short break.

11:38:18 15 MR TOURAY: As Your Honour pleases.

16 PRESIDING JUDGE: Mr Courtroom Officer, please ensure that
17 this audio problem is rectified before we come back.

18 MR GEORGE: Yes, sir.

19 [Break taken at 11.32 a.m.]

12:03:29 20 [RUF30MAY07C - MD]

21 [Upon resuming at 12.04 p.m.]

22 PRESIDING JUDGE: Mr Touray, let's continue with the
23 cross-examination.

24 MR TOURAY: Thank you, Your Honour.

12:11:44 25 Q. Now, Mr Sesay, do you recall some time in May 1997, I'm
26 sorry, May 1998, when Sam Bockarie recalled Kallon from Kono?

27 A. Yes, sir.

28 Q. Were you aware of the circumstances?

29 A. Yes, sir. I heard from Kallon because we met in Kailahun

1 Town, and I heard it again, even from Mike. The problem why
2 Bockarie called Kallon to Buedu, during that time, May '98, was
3 because Superman wanted to burn Kallon's vehicle that he had and
4 Kallon said no, that nobody was going to burn his vehicle. Then
5 Superman sent a message to Bockarie that Kallon was challenging
6 him and that Kallon wanted to sabotage Bockarie's instructions
7 because he has refused to allow him to burn his car, his vehicle.

12:13:19

8 Q. Now, in August 1998, according to your evidence, Kallon was
9 also recalled for -- by Bockarie?

12:14:01

10 A. Yes, sir. Well, that too, I was made to understand because
11 Bockarie had to lock up Kallon in Buedu. He detained him when Pa
12 Rogers apologised to Bockarie, and Bockarie posted Kallon to
13 Pendembu for him to join me, and I understood from Kallon that it
14 was upon the attack in Kono, that Fiti Fata attack, it was there
15 that Superman sent a message that it was Kallon who sabotaged the
16 mission, because when Kallon went during the attack in Koidu
17 Town, he put fire there, saying he was not well. That was why
18 Bockarie called Kallon, for him to report in Buedu, based on the
19 message sent by Superman to Bockarie.

12:14:40

12:15:07

20 JUDGE BOUTET: I am not sure I understand what you mean:
21 He put fire because he was not well. I am not sure what that
22 means?

12:15:27

23 THE WITNESS: I said, sir, My Lord, Superman sent a message
24 to Bockarie when he said it was Kallon sabotaged the mission, the
25 attack on Koidu, the Fiti Fata mission. During the attack,
26 Kallon set fire, he put wood together and set fire on it, and
27 Kallon laid down there, saying he was not well. So it was Kallon
28 who caused the fighters not to put pressure on Koidu Town. So
29 Kallon sabotaged the operation.

1 MR TOURAY: Is Your Honour satisfied with the answer now?

2 Q. Now just explain a little bit, setting fire to warm himself
3 up; is that it? Is that what you mean?

4 A. Yes, that was what I understood.

12:16:07 5 JUDGE BOUTET: Thank you.

6 MR TOURAY: Yes, Your Honour.

7 Q. Now, did you confirm Kallon's explanation from any other
8 person?

9 A. Well, after Kallon had told me, and Bockarie had taken the
12:16:35 10 action already, because Bockarie had to lock him up for about a
11 week in Buedu and when he list him, he sent him to Pendembu.

12 THE INTERPRETER: Your Honours, the interpreter is not sure
13 about the name used by the witness. Can he repeat the name of
14 the place he was sent to.

12:16:57 15 MR TOURAY:

16 Q. As far as you know, it was only for those two incidents
17 that Kallon --

18 PRESIDING JUDGE: Just a minute. Mr Sesay, please repeat
19 the name that you say he was sent to, Kallon was sent to.

12:17:09 20 THE WITNESS: Pendembu, sir, My Lord.

21 PRESIDING JUDGE: Continue, counsel.

22 MR TOURAY: Thank you, Your Honour.

23 Q. Now, it was only for those two incidents, as far as --

24 JUDGE ITOE: He was in Pendembu to serve under you?

12:17:25 25 THE WITNESS: Yes, sir, My Lord.

26 MR TOURAY:

27 Q. Now, as far as you know it was only for those two incidents
28 that Bockarie had cause to recall Kallon for questioning?

29 A. Yes, sir. That was what I knew.

1 Q. Now, were you able to know the relationship between Kallon
2 and Superman? Was it a friendly one?

3 A. Well, Kallon and Superman, their relationship was not a
4 good one. It was not friendly like how I or Mike and Kallon were
12:18:28 5 friendly. It was not like that. Or I -- the way I and Kallon
6 was friendly, it was not like -- just the same like they were.

7 Q. And it's true, is it not, that Kallon was not satisfied
8 with the way Superman was taking control of Kono?

9 A. Well, I -- when Kallon went to Pendembu, he was grumbling
10 about Bockarie, saying Bockarie was not listening to him.

11 Whatever Superman said, was what he listened to.

12 Q. Now, do you recall the message sent by Superman to Bockarie
13 that soldiers did not want to fight when ECOMOG was advancing,
14 and then Bockarie sent to Superman to burn down the vehicles and

12:19:57 15 the houses occupied --

16 JUDGE ITOE: Too long. Too long. Too long.

17 MR TOURAY: Thank you, Your Honour.

18 Q. Do you recall the message Superman sent to Bockarie about
19 soldiers not wanting to fight?

12:20:11 20 A. My operator told me.

21 Q. Now, could you tell the Court what your operator told you?

22 A. I said, my operator monitored the dialogue between Superman
23 and Sam Bockarie, when Superman was saying that the men do not
24 want to go to Sewafe, to go and fight. So the ECOMOG have
12:20:37 25 captured Sewafe. So Bockarie instructed Superman that those who
26 do not want to fight, they should burn down their houses and
27 their vehicles. Superman should burn the houses in which they
28 were living and the vehicles which they were using.

29 Q. And this was how Kallon's vehicle was targeted as one to be

1 burnt?

2 A. Yes, on Sam Bockarie's instructions.

3 Q. And he resisted?

4 A. That was what I understood.

12:22:02 5 Q. Now, you said in your evidence that, sometime in November
6 '98, Bockarie called you and instructed you to take up the
7 mission to recapture Kono?

8 A. That was in December, sir.

9 Q. December '98. That was when he called Kallon and
12:22:43 10 instructed him to join you in that mission?

11 A. Yes, sir.

12 Q. Now, from the time Kallon reported to Bockarie, in
13 Kailahun, in Buedu, in August 1998, he did not go back to Kono
14 until sometime in December, with you?

12:23:13 15 A. Yes, sir.

16 Q. And you posted him to take over the ambush mission at Gold
17 Town?

18 A. Yes, sir.

19 Q. Now, after the successful recapture of Kono, he was joined
12:23:48 20 at Gold Town by Rambo to advance towards Makeni?

21 A. Yes.

22 Q. Now, Kallon never returned to Koidu at all?

23 A. Kallon went to Koidu. He went to Koidu and both of us
24 talked before they could capture Masingbi but he did not stay the
12:24:28 25 night in Kono, when he went to me.

26 Q. Now, how many people -- did anybody accompany him?

27 A. Yes, he had bodyguards and a vehicle.

28 Q. How many of them did you see?

29 A. Well, those whom I saw, there were about seven to eight in

1 the pick-up when they came because they had captured a pick-up
2 from the ECOMOG in Gold Town. It was the pick-up that he used to
3 come to Kono. About seven, eight men were with him, bodyguards,
4 when he came and met me in Koi du.

12:25:13 5 Q. And they were all adult bodyguards?

6 A. Yes, they were adults.

7 Q. And as far as you know, he used the main road from Gold
8 Town to Koi du?

9 A. Yes, sir.

12:25:28 10 Q. And returned by that route?

11 A. Yes, sir.

12 Q. Now it's true, is it not, that it was Kallon and others
13 that were responsible for the surrendering of the CDF at
14 Masingbi ?

12:26:13 15 A. Yes. Yes, sir. It was Kallon that was with the advance
16 team, he and Rambo. So when Rambo captured and he came there,
17 they were responsible for the men who had surrendered in
18 Masingbi , before I came there later. And it was he who spoke to
19 them, for them to be in Masingbi , while I came and met them
20 there.

21 Q. Now, in your evidence, you said Kallon was appointed a BFI
22 by Bockarie when leaving Kono, I mean Buedu, to recapture Kono.

23 A. Yes, sir.

24 Q. Now, what was the function or the role of BFI? What was he
12:27:42 25 expected to do?

26 A. Well, BFI, was to inspect the fighters at the front line,
27 to know the total -- the nominal role of fighters, the armed
28 strength that was at the target and the problems affecting the
29 fighters. That was the role of the BFI, battle front inspector.

1 Q. Now, it's true, is it not, that it was not a command
2 position?

3 A. Well, no. At this time he did not have any specific area
4 of command and, like, when he got this appointment from Bockarie
12:28:27 5 and we came to Kono, from Kono to Makeni, Kallon didn't know what
6 was happening at the front line in Juru ^ . He did not know what
7 was happening at Baima, because he was not going there. It was
8 only the front line to Makeni that he was supervising from Kono
9 where they went.

12:29:03 10 Q. Now, when Superman, after the recapture of Makeni, went on
11 the operation to Kabala, Kallon was not with him?

12 A. No, Kallon did not go there.

13 Q. And when, after that, they made the attempt to capture Port
14 Loko, Kallon did not go there?

12:29:30 15 A. No.

16 Q. And when Rambo advanced towards Lumpa, Lumpa area --

17 A. Yes, sir.

18 Q. -- Kallon did not go there?

19 A. Well, when Superman and Rambo were at Waterloo, fighting

12:30:05 20 against the Guineans, for the two weeks, Kallon used to visit
21 Waterloo and return to Makeni, but he did not stay there. But he
22 used to visit there and return to Makeni.

23 Q. Thank you. Now, you said in your evidence here, under
24 cross, that only in March 1999 to October 1999, in Magburaka,
12:31:00 25 that Kallon had a command position under Bockarie?

26 A. Yes, sir.

27 Q. What was that position?

28 A. Well, being a commander in Magburaka, there was no other
29 senior commander above him in Magburaka, that is what I mean.

1 The orders of the day, in Magburaka, there was no other person
2 above him in Magburaka, but he was receiving his instructions
3 from Bockarie. He was a commander in Magburaka from March to
4 October 1999.

12:31:36 5 Q. Now, it's correct to say that, during that period in
6 Magburaka, you had no complaints about harassments of civilians,
7 terrorising civilians, or criminal acts or atrocities committed
8 against civilians?

9 A. No, no. Such complaints were not there. I believe you too
12:31:56 10 have been seeing the radio messages from the paramount chief when
11 he sent it, saying from the office of the paramount chief. Those
12 are all things that prove that they were not disturbing civilians
13 there.

14 Q. Now, am I correct to say that it was when you were at the
12:32:50 15 helm of affairs, after Bockarie left the scene, that Kallon rose
16 to prominence within the movement?

17 A. Well, I'm only hearing you, I'm not hearing the translator.
18 I'm only hearing what you're saying.

19 Q. Well, please, Mr Translator, can I repeat the question?

12:33:16 20 THE INTERPRETER: Yes, you can but the interpretation had
21 been going on.

22 PRESIDING JUDGE: Could we check he's on range.

23 Mr Courtroom Officer, will you check his mic.

24 THE INTERPRETER: It should be on N2. Is it on N2?

12:34:10 25 PRESIDING JUDGE: Mr Touray, you want to go over that
26 again.

27 THE INTERPRETER: Your Honour, it appears he is still not
28 getting the interpreter because she has been asking him if he is
29 getting the interpretation.

1 PRESIDING JUDGE: Mr Courtroom Officer, could you assist
2 further.

3 THE INTERPRETER: Mr George, is it on N2? N2. Is it on
4 N2? Mr George, is it on N2? Can you get me now?

12:34:59 5 THE WITNESS: Yes, I can get you now.

6 MR TOURAY:

7 Q. My question is, Mr Sesay, that it was when Bockarie left
8 the scene and you were at the helm of affairs, that Kallon rose
9 to prominence within the movement?

12:35:26 10 A. Yes. When Bockarie had left, Foday Sankoh appointed me as
11 battlefield commander. That was in December 1999. Then Foday
12 Sankoh appointed Kallon as battle group. And, at that time,
13 Bockarie had left and Superman had disarmed.

14 JUDGE ITOE: Sankoh appointed you what?

12:36:03 15 THE WITNESS: As battlefield commander, sir, My Lord.
16 Battlefield commander, because Sankoh said he only knew me as
17 battle group commander. He did not know me as battlefield
18 commander. He only knew Bockarie as battlefield commander.

19 JUDGE ITOE: And he appointed Kallon what?

12:36:25 20 THE WITNESS: Battle group commander, sir. Because Sankoh
21 had said he did not recognise the position of Chief of Defence
22 Staff, which Bockarie was carrying.

23 MR TOURAY:

24 Q. Were those appointments made in late December 1999 or in
12:36:53 25 2000?

26 A. Well, mine was in mid-December, towards the 20th. Within
27 that time, between the 15th and the 20th of December. And
28 Kallon's was in January 2000, when Sankoh visited Kono, when he
29 left Kono and came by road to Makeni.

1 Q. And that was peacetime?

2 A. Yes. December '99, that was peacetime. The Lome was all.
3 And vehicles were plying to Kailahun, Kono, Makeni.

4 Q. And instead of a War Council you had a Peace Council?

12:38:07 5 A. Well, it was from the time that Foday Sankoh was taken to
6 Lome, during negotiations. It was then that Foday Sankoh sent a
7 message to Bockarie that there should be no more War Council but
8 a Peace Council. It was Pa Rogers who was the chairman for the
9 Peace Council. But, at this time, the council had dissolved, in
12:38:33 10 December '99. The Peace Council, too, was not in existence.

11 Foday Sankoh was now in Freetown and RUF men have not -- have now
12 got government appointments as ministers. So, I did not hear
13 about Peace Council any more, even from Foday Sankoh.

14 Q. Now, when you became interim leader, Kallon became your
12:39:12 15 battlefield?

16 A. Well, when I became interim leader, it was Superman who was
17 the battlefield, but when Superman said he was returning to his
18 country, then I, too, appointed Kallon as battlefield commander,
19 because Superman had said he was returning to Liberia.

12:39:57 20 Q. Was there any other reason why you chose Morris Kallon?

21 A. Well, Kallon was listening to me and I felt that I could
22 work with Kallon. That was why I appointed him.

23 Q. Did you know him to be a man prone to harassing or
24 terrorising civilians?

12:40:33 25 A. No, I did not know him for that. I only knew him that he
26 was a man who disciplined fighters. When a fighter does
27 something, he would take action against him.

28 Q. Did you know him as a man who was fond of committing crimes
29 against civilians?

1 A. No. The time that both of us worked, especially, like,
2 from Kono to Makeni, the way he was in charge, or before the men
3 in the advance team, all that happened there were good things for
4 the civilians. Nothing wrong happened to civilians there, from
12:41:31 5 Kono down to Makeni, because we did not abduct anybody. People
6 stayed in their towns up to the disarmament.

7 Q. Now, during the disarmament period, did Kallon play any
8 role?

9 A. Yes. Kallon was my able lieutenant, whom I sent when the
12:42:28 10 tripartite meeting was being held, because we had RUF
11 representatives, government ministers who would sit at these
12 tripartite meetings. Whatever the conclusions were at that
13 meeting, if the SRSG sent a letter to me that there was a
14 conclusion that this time -- for instance, at the first meeting,
12:42:56 15 they concluded that they should first disarm Kambia. The SRSG,
16 the force commander, they sent to me that at such-and-such a day
17 they would go to Kambia to kick off the disarmament. And I, too,
18 instructed Kallon that he should go there two days ahead to get
19 the men ready for the disarmament, so that when the UNAMSIL
12:43:24 20 authorities went there, they met Kallon there and disarmament
21 went on well. So, during disarmament, in most areas, he was the
22 one I sent when disarmament was going on. And even the burning
23 of the arms, when Pa Kabbah went to Makeni, Pa Kabbah asked me to
24 join him to go to Bo. Then I told him that I was not feeling
12:43:54 25 bright and I told him that I was giving him Kallon, for them to
26 go from Makeni.

27 Q. So he worked with you to achieve peace in Sierra Leone?

28 A. Yes. He was the man who worked with me to disarm the RUF.
29 He worked with me to disarm the RUF. He, Augustine Gbao and

1 others.

2 MR TOURAY: No further questions, My Lord.

3 PRESIDING JUDGE: Thank you, counsel. Mr Cammegh, your
4 turn.

12:44:51 5 MR CAMMEGH: Thank you.

6 CROSS-EXAMINED BY MR CAMMEGH:

7 MR CAMMEGH: Perhaps I could get the lectern ready, please.

8 PRESIDING JUDGE: Go ahead, yes.

9 MR CAMMEGH:

12:46:06 10 Q. Good afternoon, Mr Sesay.

11 A. Yes, good afternoon, Mr Cammegh.

12 Q. I've got probably a few more questions for you than
13 Mr Touray has had this morning. So if we can just make a start
14 today and then hopefully finish about this time tomorrow, I

12:46:28 15 should think. Can I just start, please, by asking you some
16 historical questions. I'm anxious to know how it was that you
17 first came to know Mr Gbao, and perhaps we could start with
18 Camp Naama. Did you meet Augustine Gbao in Camp Naama?

19 A. Augustine Gbao met me at Camp Naama, when Foday Sankoh took
12:47:03 20 him along.

21 Q. Yes. This 1991; would that be right?

22 A. Well, it's a long time. Probably it was late 1990 or early
23 '91. I can't recall the specific time but I believe it was late
24 1990.

12:47:30 25 Q. Okay. I just want to deal with one issue we heard about a
26 long, long time ago from TF1-139 -- I can't remember if his name
27 is supposedly still protected or not, but do you remember 139?

28 A. You mean 139?

29 Q. Yes, it's the beginning of the second session,

1 General Tarnue?

2 A. Yeah, yeah.

3 Q. Thank you. Help me with this if you can. If you can't,
4 obviously you will say so, but, is there any truth in Tarnue's
12:48:28 5 assertion that Augustine Gbao travelled to Monrovia?

6 THE INTERPRETER: Can learned counsel please take the
7 question again slowly.

8 MR CAMMEGH:

9 Q. Is there any truth in the assertion, by General Tarnue,
12:48:43 10 that Augustine Gbao travelled to Monrovia in February 1991 with
11 Foday Sankoh to meet Charles Taylor?

12 A. That was a lie. Because, from 1991 when the war began,
13 that was the first time Gbao went to Liberia to meet Charles
14 Taylor, and that was the time when the ECOWAS leaders summoned
12:49:21 15 us. I remember when he went but, before that, I never heard that
16 Augustine Gbao went to Liberia.

17 Q. Thank you. And then elsewhere in his evidence --

18 JUDGE ITOE: Sorry, you say Gbao went to Liberia, at what
19 time? What year?

12:49:41 20 THE WITNESS: My Lords, I said, the only time I came to
21 know Gbao went to Monrovia was when he met with President Taylor,
22 was in 2000 when the ECOMOG leader summoned us and Gbao was among
23 the people with whom we all went. But, from 2000 to 1991, I've
24 never heard that Gbao went to Charles Taylor.

12:50:08 25 MR CAMMEGH: I think that should be ECOWAS not ECOMOG; is
26 that right?

27 THE INTERPRETER: Yes, Your Honour. Yes, Your Honour, it's
28 ECOWAS.

29 MR CAMMEGH:

1 Q. Then elsewhere in his testimony General Tarnue alleged that
2 Gbao occupied a title of war adviser to Foday Sankoh; is there
3 any truth in that?

12:50:43

4 THE INTERPRETER: Can learned counsel kindly repeat the
5 question again.

6 MR CAMMEGH:

7 Q. Was there any truth -- sorry, Your Honour.

8 PRESIDING JUDGE: Go ahead. I was asking you to take the
9 advice.

12:50:53

10 MR CAMMEGH:

11 Q. Was there any truth in the suggestion that, at some point,
12 Augustine Gbao was Foday Sankoh's war adviser?

13 A. That was a lie because Foday Sankoh only had one adviser,
14 who was Pa ^ AG Kallon. He was a civilian. Gbao was never an
15 adviser to Sankoh, no.

12:51:25

16 Q. And just finally dealing with General Tarnue, is there any
17 truth in his assertion that Augustine Gbao travelled on various
18 what were called diamond flights in helicopters over the border
19 into Liberia in the late 90s?

12:51:59

20 A. That was a lie. Because from 1991 to '97, RUF was not in
21 control of any diamond town in this country. To say that RUF
22 controlled this town and they were mining there, no.

23 Q. I appreciate what you said a few moments ago about Gbao, to
24 your knowledge, not travelling to Liberia until the meeting with
12:52:37 25 Taylor in late 2000 but, just for completeness on this topic, can
26 I ask you about what 355 told this Court. Do you remember 355?
27 It's in the second session, Mr Sesay, at number 18.

28 A. Yeah, yeah. I remember the witness, yes.

29 Q. Yes. You may remember that he alleged that Augustine Gbao

1 had been seen in Monrovia with a vehicle -- I can't remember if
2 it was on one or more than one occasion -- carrying weapons,
3 AK-47s and RPGs?

12:54:02 4 A. That's a big lie. For the whole of '98 -- for the whole of
5 '98, Gbao was in Kailahun. And from 1991 to 1997, Gbao did not
6 leave Kailahun District, no. So I've never heard that Gbao went
7 to Monrovia in '98. That was a big lie.

8 Q. Was Gbao ever a soldier during the war?

12:54:50 9 A. Well, Gbao was not a fighter at the battle front. And he
10 has never been a commander who led fighters to battle. I did not
11 see that from '91 to '99.

12 Q. And one witness, I think it was 263, suggested that Gbao
13 had led attacks. 263 is at number 26.

14 A. Yeah, I've seen it.

12:55:29 15 Q. Suggested that Gbao led attacks in the mid-90s. To your
16 knowledge, Mr Sesay, did Augustine Gbao, before the indictment
17 period, ever become involved in active combat?

18 A. No, because Gbao was in Giema from '96 up to the coup, '97,
19 and Bockarie instructed Gbao to remain in Kailahun Town. '98,
12:56:16 20 '99, Gbao was in Kailahun Town. And when Gbao came to Makeni --
21 sorry, in '98 Gbao was in Kailahun Town. If Gbao came to Makeni,
22 that was in February '99.

23 THE INTERPRETER: Your Honours, can the witness take that
24 bit again?

12:56:44 25 MR CAMMEGH: What I think we'll do is -- can I just make --

26 PRESIDING JUDGE: The interpreters want the last segment of
27 his testimony.

28 MR CAMMEGH: I'm sorry.

29 PRESIDING JUDGE: Repeat the last part of your testimony.

1 THE WITNESS: Yes, sir, My Lord. I said, when we fought
2 from Kono to Makeni, Gbao was not there. Gbao came, on Sankoh's
3 instructions, to join us in February '99, in Makeni. By that
4 time we had captured [microphone not activated].

12:57:20

5 MR CAMMEGH:

6 Q. I just want to try and get the sequence of Gbao's -- excuse
7 me one moment, Your Honour. My learned friend says that -- I
8 must admit, I was busy trying to think of the next question --
9 apparently the last sentence that Mr Sesay said wasn't
10 translated.

12:57:47

11 PRESIDING JUDGE: Yes.

12 MR CAMMEGH: Can we get a translation of that, please.

13 PRESIDING JUDGE: Yes. Let's have Mr Sesay repeat the last
14 sentence.

12:57:56

15 MR CAMMEGH: Sorry.

16 THE WITNESS: Yes, sir, My Lord. I said, in '98 Augustine
17 Gbao was in Kailahun Town, and we attacked Kono in December '98.
18 We fought until Kamakwei. We captured -- we reached Makeni.
19 Gbao was not there. Gbao only came to Makeni on Sam Bockarie's
20 instructions in February 1999.

12:58:24

21 MR CAMMEGH:

22 Q. Can I just confirm this sequence, Mr Sesay. Referring just
23 to the indictment period, in effect. Let's start in fact in
24 1995. From approximately August 1995, to the end of 1995, was
25 Augustine Gbao a trainer in ideology at the Baima ^ training
26 camp?

12:59:00

27 A. Yes. Augustine was at the Baima training base in '95.

28 Q. At the end of '95, was he summoned to Camp Zogoda?

29 A. Well that one, I only heard that.

1 JUDGE ITOE: He has not given us -- he has not provided an
2 answer as to whether he knew Augustine Gbao was a trainer in
3 ideology at the Baima training camp. He has not provided an
4 answer to that. [Overlapping speakers].

12:59:51 5 THE WITNESS: My Lord, I said, I said Augustine Gbao was at
6 the training base in Baima in '95.

7 JUDGE ITOE: In 1995?

8 THE WITNESS: Yes, sir. That's what I said.

9 MR CAMMEGH:

13:00:07 10 Q. Can you confirm, Mr Sesay, that his role there was to teach
11 ideology to RUF recruits?

12 A. Yes. But much recruitment was not there. It was more
13 advanced training at Baima.

14 Q. In around December '95, January '96, was Augustine Gbao
13:00:36 15 asked to go to Camp Zogoda?

16 A. Well, I, too, was not in Kailahun at that time. I only
17 heard. I was not in Kailahun from November to -- from November
18 '95 to April '96, I was not in Kailahun. I was in Ivory Coast.
19 But I heard that Augustine Gbao attended a meeting at Zogoda on
13:01:05 20 Sam Bockarie -- Foday Sankoh's instructions. Augustine Gbao,
21 Peter Vandi and some civilian chiefs and council of members,
22 members of the War Council who went to Zogoda.

23 Q. I appreciate you may not have been direct knowledge of
24 this, but maybe you've been informed; is it right that in
13:01:31 25 February of 1996 --

26 A. Well, I did not know the exact month. I only knew it was
27 early in '96 when the meeting took place.

28 Q. In early '96 was -- we say it's February but that, perhaps,
29 doesn't matter -- was Augustine Gbao promoted to the rank of

1 captain?

2 A. When I came, that's what I heard.

3 Q. And did you also hear that, on the same day, he was
4 appointed overall internal defence unit commander?

13:02:12 5 A. Yes, sir, that's what I heard. That Foday Sankoh appointed
6 him as overall IDU commander and promoted him to captain.

7 Q. Was it around the same time, if not the same day, that Gbao
8 was appointed chairman of the Joint Security Board of
9 Investigation?

13:02:32 10 A. Well, I think it was from that same meeting. It was at
11 that meeting that Foday Sankoh appointed him.

12 Q. Okay. At that time was Peter Vandi area commander for
13 Kailahun District?

14 A. Yes, it was Peter Vandi who was the area commander from
13:03:00 15 November, when I left Kailahun.

16 Q. That's November '95?

17 A. Yes.

18 Q. And are you able to tell me what rank he held after the
19 Zogoda meeting? If you don't know, that's fine.

13:03:22 20 A. Peter Vandi, Foday Sankoh, because he was the staff
21 captain, Foday Sankoh promoted him to major.

22 Q. And that is in the early '96 Zogoda meeting, is it?

23 A. Yes.

24 Q. Thank you. Thank you. Thereafter, was Augustine Gbao
13:03:46 25 posted to the RUF HQ at Giema?

26 A. Well, that one, that was the Kailahun headquarter. That is
27 Giema. The RUF headquarter at this time was Zogoda, not Giema.

28 Q. I am sorry, I meant after the meeting but perhaps it
29 doesn't matter. Later in '96 did Augustine move to Giema?

1 A. Yes, from the meeting in Zogoda, Foday Sankoh instructed
2 Gbao and others, Peter Vandi, to return to Kailahun and it was in
3 Giema that Gbao was. When I came from Ivory Coast I met him
4 there in April '96.

13:04:34 5 Q. In April '96. Did Giema become the HQ for the RUF?

6 A. Yes. During this time for Kailahun, for the RUF
7 administration in Kailahun, Giema was the headquarters.

8 Q. Did Sam Bockarie order a movement to Kailahun Town from
9 Giema in June of '97?

13:05:16 10 A. Yes, it was Bockarie who instructed him to move from
11 Kailahun.

12 THE INTERPRETER: Your Honours, can the witness take the
13 last bit again. The town, the name of the towns.

14 PRESIDING JUDGE: Mr Sesay, please repeat the last part of
13:05:31 15 your testimony.

16 THE WITNESS: Yes, sir, My Lord. I said, it was Sam
17 Bockarie who instructed Gbao to move from Giema to Kailahun Town.

18 MR CAMMEGH:

19 Q. In June '97?

13:05:48 20 A. Yes.

21 Q. And did the RUF HQ change from Giema to Kailahun at that
22 time?

23 A. Yes, for the Kailahun administration.

24 Q. Did Kailahun or did Gbao remain in Kailahun until late
13:06:15 25 1998?

26 A. Yes.

27 Q. In late 1998, did Gbao go to Buedu? Was he summoned to
28 Buedu by Bockarie?

29 A. Well, that's what I heard later, but I was not there

1 because I had left to go to Kono. It was after I had left that
2 Bockarie called him to Buedu. I think they had a problem that I
3 didn't know about, the details.

13:07:05

4 Q. Okay. Can you remind me, please, when it was that you left
5 Buedu for Kono?

6 A. Well, I arrived in Makeni in early February '99, so --

13:07:48

7 Q. Yeah, I'm going to ask that question again. I'm not sure
8 if it came over as I intended. Can you remind me, please, when
9 it was that you left Buedu for Kono, at the end of '98? When
10 exactly was it?

11 A. Well, I left Buedu around the 11th to the 13th. Around the
12 11th to the 12th. That's when I left Buedu, December '98, to go
13 to Kono.

13:08:14

14 PRESIDING JUDGE: Mr Cammegh, is that -- are you still --

15 MR CAMMEGH: Can I ask about four more questions?

16 PRESIDING JUDGE: Yes and that would end the first segment
17 of your --

18 MR CAMMEGH: Yes.

19 PRESIDING JUDGE: Right.

13:08:22

20 MR CAMMEGH:

21 Q. The first one is this: I understand from your evidence
22 that you don't know about, or certainly you didn't attend a major
23 meeting of commanders in Buedu in late December; is that right?

24 A. Yes, yes.

13:08:44

25 Q. Is it your evidence that, is it your understanding that no
26 such meeting took place?

27 A. Well, when I was there, no, I wouldn't say in my absence.

28 But, when I was there, before I left to go to Kono, to say that

29 we attended a meeting where all commanders were present, no. We

1 did not attend such a meeting.

2 Q. Okay. Was Augustine Gbao sent to brush the Bunumbu to Kono
3 highway at the end of 1998, by Bockarie?

4 A. Yes, that's what I heard.

13:09:34 5 Q. Did that mission end in February of '99 when Bockarie sent
6 him to Makeni?

7 A. Well, I do not know whether it was in January, but it was
8 in February, early February, that Augustine Gbao arrived in
9 Makeni, when he joined us.

13:09:56 10 Q. Okay. Did he leave Makeni with you and Kallon in March?
11 THE INTERPRETER: Could the learned counsel take the
12 question again.

13 MR CAMMEGH:

14 Q. Did he leave Makeni with you and Kallon in about March,
13:10:18 15 April '99, after the fall-out with Superman?

16 A. All of us ran away. He too ran away. I too ran away
17 including Gbao, when we went to Magburaka from March to October
18 '99. He was in Magburaka with Kallon.

19 Q. And you, where were you during that period? Were you in
13:10:40 20 Magburaka during that period as well or did you go to Kono?

21 A. I passed through Magburaka. I went to Kono and to Buedu.

22 Q. Thank you. From October until the end of the indictment
23 period was Augustine Gbao, that's October '99, was Augustine Gbao
24 again based in Makeni?

13:11:06 25 A. Well, when I came in October '99, and joined them in
26 Makeni, sorry Magburaka, all of us moved to Makeni. From October
27 '99 to the disarmament Augustine Gbao was in Makeni.

28 MR CAMMEGH: Thank you. If I can leave it there, Your
29 Honour.

1 PRESIDING JUDGE: Right. The trial is adjourned to
2 tomorrow, Thursday, 31 May 2007 at 9.30 a.m.

3 [Whereupon the hearing adjourned at 1.05 p.m.,
4 to be reconvened on Thursday, the 31st day of
5 May 2007, at 9.30 a.m.]

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