



Case No. SCSL-2003-01-T

THE PROSECUTOR OF  
THE SPECIAL COURT  
V.  
CHARLES GHANKAY TAYLOR

FRIDAY, 11 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 Simon Meisenberg  
Ms Carolyn Buff

For the Registry:

Ms Rachel Irura

For the Prosecution:

Ms Brenda J Hollis  
Mr Mohamed A Bangura  
Ms Maja Dimitrova

For the accused Charles Ghankay  
Taylor:

Mr Terry Munyard  
Mr Morris Anyah

1 Friday, 11 April 2008

2 [Open session]

3 [The accused present]

4 [Upon commencing at 9.30 a.m.]

09:31:52 5 PRESIDING JUDGE: Good morning. Appearances for the  
6 Prosecution, Mr Bangura?

7 MR BANGURA: Morning, Madam President. Morning, your  
8 Honours. For the Prosecution this morning Brenda J Hollis,  
9 myself Mohamed A Bangura and Maja Dimitrova. Thank you, your  
10 Honour.

11 PRESIDING JUDGE: Thank you. Mr Anyah?

12 MR ANYAH: Good morning, Madam President. Good morning,  
13 your Honours. For the Defence we have Mr Terry Munyard, myself  
14 Morris Anyah and Mr Ibrahim Warne.

09:32:27 15 PRESIDING JUDGE: Thank you. Yes, Mr Bangura?

16 MR BANGURA: Your Honours, the Prosecution wishes to raise  
17 a matter to do with the ruling on the application that was made  
18 yesterday and the Prosecution had indicated before we sat this  
19 morning that we would wish the witness to be out of the courtroom  
20 when we further discuss this issue. I don't know what your  
21 Lordships' position would be on this?

22 PRESIDING JUDGE: Is it possible to indicate a reason why  
23 that is required?

24 MR BANGURA: Your Honours, because this is a matter which  
09:33:05 25 was discussed yesterday in the absence of the witness and it  
26 relates to security concerns of the witness and we deem it fit  
27 that if any further discussions are to be held on this matter  
28 they should be held in the absence of the witness.

29 PRESIDING JUDGE: Mr Anyah, have you any comment on the

1 application?

2 MR ANYAH: I am yet to know the substance of it, so I will  
3 defer to the Chamber as I must.

09:33:57

4 MR BANGURA: Your Honours, in effect we are asking for a  
5 private session and with the absence of the witness.

6 PRESIDING JUDGE: Yes, we understand that, but you said  
7 it's to do with the ruling yesterday. You are not going behind  
8 that ruling, are you?

09:34:10

9 MR BANGURA: Not really, but, your Honour, the position is  
10 that a point was raised in the argument which was not addressed  
11 in the ruling and that is a matter that I wish to address this  
12 morning.

09:34:40

13 PRESIDING JUDGE: Madam Court Attendant, first of all would  
14 you please assist the witness to leave the Court and, secondly,  
15 go into private session.

16 Mr Witness, we are again going to discuss a legal matter  
17 and we will do it when you are out of Court. You will be brought  
18 back soon after and we will continue with your evidence.

19 THE WITNESS: Okay.

20

21 [At this point in the proceedings, a portion of  
22 the transcript, pages 7286 to 7288, was  
23 extracted and sealed under separate cover, as  
24 the proceeding was heard in private session.]

25

26

27

28

29

1 [Open session]

2 MS IRURA: Your Honour, we are in open session.

3 [In the presence of the witness]

4 PRESIDING JUDGE: I will just remind the witness of the  
09:52:44 5 oath and then we will - let the curtains be opened just to ensure  
6 that we are in session.

7 First, for those members of the public who may not have  
8 understood what was happening because I spoke after we went into  
9 private session, we were dealing with a procedural matter  
09:53:24 10 relating to security and it was held in camera. We are now  
11 proceeding with the cross-examination of the witness and I remind  
12 the witness of his oath as I have reminded you before,  
13 Mr Witness, that you have sworn to tell the truth and that is  
14 binding upon you.

09:53:43 15 THE WITNESS: Yes, Madam.

16 PRESIDING JUDGE: Please proceed, Mr Anyah.

17 WITNESS: TF1-516 [On former oath]

18 CROSS-EXAMINATION BY MR ANYAH [Cont.]:

19 MR ANYAH: Thank you, Madam President:

09:54:06 20 Q. Mr Witness, I would like to revisit some of the issues we  
21 touched on yesterday. There are a few matters that we seek  
22 clarification about. I would like first to go back to the  
23 document in tab number 13, which delineates the meetings you had  
24 with the Office of the Prosecution before you took the witness  
09:54:31 25 stand.

26 Yesterday I asked you about your first meeting with the  
27 members of the Office of the Prosecutor and you described a  
28 meeting in Kailahun where you were met by Chuck Kolot, somebody  
29 you know as Magnus and somebody whom you later confirmed as being

1 named Koroma. Do you remember saying that, Mr Witness?

2 A. Yes, sir.

3 Q. Now, when you look at this chart the first dated meeting,  
4 or at least the meeting for which documents have been provided,

09:55:23 5 indicates the date of 7 July 2006. Do you see that in row number  
6 1?

7 A. Document provided by who?

8 Q. By the Office of the Prosecutor that indicates dates on  
9 which they met with you. The first provided document says they

09:55:44 10 first met with you on 7 July 2006. Do you see that in line  
11 number 1?

12 A. Yes, sir.

13 Q. When you testified yesterday you made passing reference to  
14 being given transport and food. You said, "They gave me

09:56:08 15 transport and food to go to Freetown." Do you recall saying  
16 that?

17 A. They gave me transport. That was money to be used as  
18 transport to travel to Freetown, yes.

19 Q. That is what I was seeking to ascertain. Now, how much did  
09:56:24 20 they give you when you first met with them?

21 A. I think 120,000 leones.

22 Q. 120,000 leones?

23 A. Yes, sir.

24 Q. You were not employed at that time, yes?

09:56:58 25 A. Not, I was not.

26 Q. Can we go to tab 11, page 1. Mr Witness, the Office of the  
27 Prosecutor keeps records of amounts it gives to witnesses for  
28 various reasons and these records have a number that allow us to  
29 know that they pertain to you. There is a number written on

1 these records, at the top left-hand corner, that indicates that  
2 these records pertain to you. It says TF1-516. Now, the first  
3 entry in this book pertains to the date of 7 July 2006. It  
4 indicates that the sum of 130,000 leones was given to you and the  
09:58:16 5 reason being travel to Freetown, issued by Chuck Kolot and the  
6 category being transport. Do you see that, Mr Witness?

7 A. Yes, sir.

8 Q. Would it be fair to say, on the basis of these records, the  
9 amount you were given is more appropriately stated as 130,000  
09:58:38 10 leones?

11 A. I was also given money to be used as - I mean for food. I  
12 stated that.

13 Q. I didn't ask you that. You see an amount that differs from  
14 the one you just told us. Is it right that the total amount  
09:58:54 15 given to you on that day was 130,000 leones?

16 A. That was the total amount, but I was given 120 which they  
17 said was to be used as transport.

18 Q. And the other - I am sorry, go ahead, Mr Witness.

19 A. And I told them, okay, I am travelling, but I cannot just  
09:59:11 20 move like that. I was given other money to be used on the road  
21 and they asked me how many days I was going to take on the road  
22 to travel. I told them just a day.

23 Q. And what is the other amount they gave you in addition to  
24 the 120,000?

09:59:27 25 A. They were meeting me intermittently and so I cannot really  
26 recall the amount of money given to me at a particular date we  
27 met.

28 Q. But you just recalled 120,000 on 7 July?

29 A. The very first day we met.

1 Q. Exactly.

2 A. Yes.

3 Q. And that would be a day you would not easily forget what  
4 happened, right?

09:59:50 5 A. I am a human being. I am liable to making a - I can forget  
6 the date.

7 Q. Is it every day that three men plus someone else you know,  
8 Zedman, show up in a car and pick you up and take you somewhere  
9 else? It is every day that such events happen that you will  
10 forget?

11 A. No.

12 Q. And you just told us you made a distinction between  
13 transport money and an additional amount given to you. We want  
14 to know what the additional amount is. Can you tell us, please?

10:00:29 15 A. For transport I was given 120,000 leones. For food I was  
16 given 10,000 and besides that they told me they had taken my  
17 time, I was given I think another 40,000 leones.

18 Q. You were given a total of 170,000 leones on 7 July 2007 -  
19 2006, right?

10:01:04 20 A. If we calculated 120,000 leones for transport, 10,000  
21 leones for food and 40,000 leones which they said they have spent  
22 - they have taken my time talking to me, that means 120, plus 10,  
23 plus 40 is 170.

24 MR ANYAH: Well, we apparently do not have records of 170  
10:01:29 25 and I would just respectfully seek some indication some time  
26 after the proceedings from my colleagues.

27 PRESIDING JUDGE: Mr Anyah, do bear in mind the witness has  
28 said each time, I think.

29 MR ANYAH: Yes, Madam President:

1 Q. Witness, that was a lot of money when you received it, was  
2 it not?

3 A. I had received money greater than that before.

10:02:10

4 Q. That was not my question. It's a simple question. Was  
5 that in your view at that time a significant amount of money?

6 A. To travel, yes.

10:02:32

7 Q. What is the average cost of transportation from Kailahun to  
8 Freetown? Let's talk about today, first of all. If you were  
9 going from Kailahun to Freetown today, 11 April 2008, how much  
10 would it cost on average?

11 A. From where I am?

12 Q. No, if someone in Kailahun was going to Freetown today, how  
13 much would it cost?

10:02:44

14 A. Travelling to Freetown you are talking about two different  
15 means. We had the vehicle and the motorbike. And during the  
16 rainy seasons in Kailahun the road network is so bad that you  
17 find it difficult to go through. In fact sometimes people spent  
18 two days in --

19 Q. Mr Witness --

10:03:06

20 A. Yes, sir.

21 Q. -- it might be a difficult trip, but we just need to know  
22 the amount. How much would it cost regardless of the degree of  
23 difficulty?

10:03:19

24 A. If you are taking a motorbike you talk about 70 or 80,000  
25 Leones, a motorbike from Kailahun to Kenema.

26 Q. And if you are going by vehicle, is that the second option  
27 you said?

28 A. Kailahun, it would be - from Kailahun to Kenema by vehicle  
29 is negotiable. Sometimes 30,000, 35,000.



1 JUDGE SEBUTINDE: Wasn't the question from Kailahun to  
2 Freetown? Wasn't that the question you asked?

3 MR ANYAH: Yes, Justice Sebutinde.

4 JUDGE SEBUTINDE: So, Mr Witness, how would you get from  
10:03:54 5 Kailahun to Freetown if it's the rainy season, how would you get  
6 there?

7 THE WITNESS: I would travel by motorbike which is safer.

8 JUDGE SEBUTINDE: All the way to Freetown what would it  
9 cost you today?

10:04:05 10 THE WITNESS: If I am travelling by motorbike it is  
11 negotiable. You seem sometimes pay 70,000 or 75 to Kenema and  
12 from Kenema to Bo is 5,000. It was 5,000. And from Bo to  
13 Freetown 20,000, 25,000.

14 MR ANYAH:

10:04:32 15 Q. Let's take the lower figures and add them up. You said  
16 from Kailahun to Kenema between 70 and 80,000. Let us take  
17 70,000 in that case. From Kenema to Bo you said about 5,000.  
18 That makes it 75,000. From Bo to Freetown you said either 20 or  
19 25,000. Let's take 20,000. That makes it 100,000. Would it be  
10:04:58 20 fair to say that the average cost of transportation using a  
21 motorbike in the rainy season from Kailahun to Freetown today  
22 would be 100,000 Leones, Mr Witness?

23 A. It is not anything fixed. It is negotiable. More  
24 especially travelling --

10:05:20 25 Q. Mr Witness, we know it is negotiable, but you have given us  
26 ranges, possibly price ranges, and we have added them up and I am  
27 asking you if on the basis of the information you have provided  
28 it would be fair to say that the average cost going by motorbike  
29 during the rainy season from Kailahun to Freetown, the aggregate

1 amount would be approximately 100,000 Leones. Do you agree?

2 A. Approximate, yes, sir.

3 Q. In 2006 would you agree that it was probably cheaper to go  
4 from Kailahun to Freetown?

10:05:59 5 A. No. In fact there had been some kind of a reduction  
6 regarding the - reduction in price regarding the road network.  
7 Before it was worse than now - than it is now.

8 Q. So you are saying it was more expensive in 2006 than now to  
9 go from Kailahun to Freetown. Is that your evidence?

10:06:21 10 A. Yes, we almost had a cut off even.

11 Q. What would the price have been on average from Kailahun to  
12 Freetown in July 2006?

13 A. I can remember travelling from Kailahun to Kenema paying  
14 the sum of 80,000 Leones to a motorbike rider.

10:06:45 15 Q. When you went from Kailahun to Freetown to meet with the  
16 Office of the Prosecutor on 7 July 2006 how much did you pay?

17 A. I was given 120,000 Leones as transport and 10,000 Leones  
18 as food and I used the money on the road to travel. That was  
19 what I was given.

10:07:11 20 Q. How much did you pay for transport, Mr Witness? Not how  
21 much you were given. How much did you actually pay?

22 A. 105,000.

23 Q. And out of your transport money you were left with 15,000,  
24 right?

10:07:36 25 A. Yes.

26 Q. And then you also had the additional 40,000 that was given  
27 to you, right?

28 A. Yes, sir.

29 Q. Then you had your additional 10,000 for food, true?

1 A. Let me count. I have to be a little bit mathematical here.  
2 105,000 for transport, then 12,000 leones was used on the road  
3 for food and water, because when we are travelling we buy mineral  
4 water and a bottle - two bottle of that, each was sold at the  
10:08:30 5 cost of 3,000 so I'm using 5,000 leones on the road. So, 85 -  
6 80,000, 85,000, 105,000, plus 10. 115,000. I used 115,000.  
7 115,000.

8 Q. You used 115,000 out of 170,000, right?

9 A. No, the 40,000 leones which was given to me initially was  
10:09:07 10 not to be used as transport.

11 Q. I am not asking you for what it was to be used. I am  
12 asking you how much you spent in total. We have established how  
13 much was given to you and you have just said you spent 105,000 on  
14 transport. First you said you spent 12,000 on something else, I  
10:09:27 15 think you said food?

16 A. Yes.

17 PRESIDING JUDGE: And water.

18 MR ANYAH:

19 Q. And water, which would bring the total to 117,000. You  
10:09:35 20 then changed that figure to 115,000. So we know now that you  
21 spent somewhere between 115 and 117,000 on transport, food and  
22 water. The total amount given to you, Mr Witness, was 170,000.  
23 If you deduct 170,000 from 117,000 you would get 53,000 left.  
24 Did you have about 53,000 left, Mr Witness?

10:10:12 25 A. The 53,000 is --

26 Q. 52,000, I see Justice Sebutinde --

27 A. You subtract 12,000 and the 40,000 leones was not given to  
28 me for travelling.

29 PRESIDING JUDGE: Yes, Mr Bangura?

1 MR BANGURA: Your Honours, a point of objection here. My  
2 I learned friend has not established that the witness was given all  
3 of this money upfront to suggest now to the witness that after  
4 deducting the amount which the witness said he used he would be  
10:10:37 5 left with the balance that has been suggested to him.

6 PRESIDING JUDGE: There is some validity in that, Mr Anyah,  
7 because you yourself put to the witness that the records show he  
8 received 130,000.

9 MR ANYAH: He confirmed that amount and he did indicate  
10:10:58 10 that he also was given 40,000.

11 THE WITNESS: The 40,000 leones I spoke of that was given  
12 to me was not to be used as transport. In fact I made suggestion  
13 to them that --

14 PRESIDING JUDGE: Just pause, Mr Witness. We're talking  
10:11:19 15 about another issue.

16 MR ANYAH: I can ask a question and clarify if the Chamber  
17 wishes, but --

18 PRESIDING JUDGE: Perhaps in the circumstances.

19 JUDGE LUSSICK: If I could say, Mr Anyah, I think you were  
10:11:25 20 quite justified in your questions because this witness clearly  
21 said he was given that money. Nothing he said could lead to the  
22 inference that somebody else may have received the money on his  
23 behalf and surely if that were the case he is capable of saying  
24 so, instead of blankly telling you that he received the money.  
10:11:49 25 But, in any event, if you are going to put the issue beyond  
26 doubt, please go ahead.

27 MR ANYAH:

28 Q. Mr Witness, the 40,000 to which you have just referred,  
29 that was given to you, right?

1 A. Yes.

2 Q. So the total amount given to you was 170,000 leones, yes?

3 A. Yes.

4 Q. And you used 105 of that for transport, true?

10:12:19 5 A. Yes.

6 Q. And you used between 10 and 12,000 for food and water, yes?

7 A. Yes.

8 Q. That brings the total to somewhere between 115 and 117,000,  
9 true?

10:12:32 10 A. Yes.

11 Q. When you minus 170,000 or when you minus 115,000 from  
12 170,000 the balance would be 55,000, yes?

13 A. Yes.

14 Q. And if you were to minus 117,000 from 170,000 the balance,  
10:12:55 15 as Justice Sebutinde noted, would be 52,000, yes?

16 PRESIDING JUDGE: No, 53,000.

17 MR ANYAH: Well, there is reasons why some of us are  
18 lawyers and not in other fields:

19 Q. Mr Witness, let me ask you this: You were left with

10:13:22 20 approximately 50,000 leones after you paid for transport, food  
21 and water. Would that be fair to say?

22 A. I don't work mathematics like that.

23 Q. You are in the sciences, Mr Witness?

24 A. That is true.

10:13:35 25 Q. Yes.

26 A. But to maintain accuracy, in fact before now I operated  
27 under a degree and that was SAD, S-A-D, it is one Security,  
28 Accuracy and Discipline. So it appears you are taking me away  
29 from that. I must be given ample time to do mathematical work -

1 to do the figure work.

2 Q. Do you suggest that when you are testifying in Court you  
3 apply these principles of SAD? Is that your suggestion?

10:14:13

4 A. I said before now, before this time. You are just  
5 calculating, adding numbers, subtracting numbers.

6 Q. Mr Witness, you are a school teacher, right?

7 A. Yes.

8 Q. You have told us you studied the sciences, right?

9 A. Yes.

10:14:27

10 Q. And a few days ago you had something in front of you on  
11 which you were writing numbers, correct?

12 A. Yes.

13 Q. Now, you like to write numbers - well, I withdraw that.

10:14:46

14 The figures I am quoting to you are objective figures. There is  
15 nothing tricky about them, correct?

16 A. Those are not - they are objective?

17 JUDGE LUSSICK: Let's save a bit of time here. Mr Witness,  
18 how long do you want to go through the mathematics of deducting  
19 117,000 from 170,000? How long would you like?

10:15:11

20 THE WITNESS: It will be 53. 53.

21 MR ANYAH:

22 Q. Thank you, Mr Witness. That was a lot of money that you  
23 had left over, wasn't it?

24 A. Yes.

10:15:25

25 Q. Indeed, if we were to turn to page 5 of the same tab, tab  
26 11 - Madam Court Officer, do not put these on the overhead.

27 Thank you. Line number 17, the top of the page. Mr Witness,  
28 this is another entry of an amount that was given to you by the  
29 Office of the Prosecutor and it pertains to the date of Wednesday

1 28th. The witness is seeking some assistance.

2 PRESIDING JUDGE: Sorry, Mr Witness, did you --

3 THE WITNESS: The point he is reading, I want to see it.

10:16:22 4 PRESIDING JUDGE: Oh, I see. Please refer the witness  
5 again to the --

6 MR ANYAH:

7 Q. It is tab number 11, page 5, which is paginated at the  
8 bottom right-hand corner.

9 JUDGE SEBUTINDE: Mr Anyah, what objection do you have to  
10:16:36 10 this being displayed in public?

11 MR ANYAH: I am just treading carefully. I am not sure. I  
12 see some things are redacted, but so as not to take any chances,  
13 but let me look through and I am sure counsel opposite will  
14 correct me if there is anything here that - I don't see why these  
10:17:22 15 cannot be displayed, unless there is an objection from counsel  
16 opposite.

17 MR BANGURA: No, we do not see any reason why it cannot be,  
18 your Honour.

19 MR ANYAH: Thank you, Justice Sebutinde:

10:17:37 20 Q. Mr Witness, we are now on page 5. At the top of the page  
21 is entry number 17 and it is the records for payments made to you  
22 on Wednesday, 28 November 2007. It says, "Reason: Lost wages  
23 for 12 days of prepping while in Freetown." The total amount,  
24 120,000 Leones. Do you see that, Mr Witness?

10:18:02 25 A. Yes, I do.

26 Q. Did you receive that money on 28 November 2007, less than  
27 six months ago?

28 A. Yes.

29 Q. The indication there was that for 12 days worth of work,

1 the wages paid that you lost, 120,000 leones was sufficient to  
2 compensate you for that, yes?

3 A. That was --

4 Q. Yes or no?

10:18:45 5 A. It was not sufficient, but it was something spelt out to me  
6 and I hadn't any objective to kick against it.

7 Q. It was not sufficient. That is your evidence. I am  
8 putting it to you that you are lying when you say that,  
9 Mr Witness. What do you say?

10:19:15 10 A. When I came to Freetown the person who was dealing with the  
11 monetary issues stated that for every single day they would pay  
12 10,000 leones as lost wages, but I stated, "Oh, when I am staying  
13 on my own I know best what to do." In fact, I decided not to  
14 come to that place any longer, because I had some other work to  
10:19:44 15 be done and even now I am seated here there is something which I  
16 am supposed to be doing at home. I am still here. That was what  
17 I received and they prepared the document and I had to sign it.

18 Q. Are you saying that while you have been testifying here you  
19 have not received any compensation? Is that what you are saying?

10:20:08 20 If you flip over to the last page, Mr Witness, it shows as  
21 recently as ten days ago, or last month, you were being given  
22 money.

23 A. Yes, sir, that was what I received as means to travel.  
24 They told me when you are travelling they give you what they call  
10:20:25 25 allowance. I have my own family. I cannot just leave them like  
26 that.

27 Q. We are not asking you to leave your family like that, by no  
28 means. I am simply trying to establish - I am comparing the  
29 amounts on page 5, line 17, of 120,000 leones to what you



1 received when you first met the Office of the Prosecutor, which  
2 is on page 1, line 1, and you have told us it now adds up to  
3 170,000 leones. That money that you received in July of 2006 was  
4 an exceptionally large amount for you, was it not, Mr Witness?

10:21:05 5 A. It was not exceptionally large. I had received money more  
6 than that before.

7 Q. But at the time you were not working and that money made a  
8 difference to you, did it not?

9 A. It never, because what made me state that I was not  
10:21:21 10 working, they asked me to state my present occupation at that  
11 time and I stated I was not working.

12 Q. You are now saying that when they write, in tab number 1,  
13 "Just completed secondary school not doing any work" --

14 A. Yes.

10:21:41 15 Q. -- you thought they were referring to your occupation. Is  
16 that what you are saying?

17 A. Yes, they asked me to state my occupation, what I was doing  
18 at that time. I said, "No, I just completed secondary school. I  
19 am not employed."

10:21:54 20 Q. And it was the case, you have confirmed that this morning,  
21 you were not working, true?

22 A. Indeed I was not at that time we met.

23 Q. And the issue deals with how important, or significant  
24 170,000 leones was to you when they gave it to you. Do you still  
10:22:12 25 maintain that it was not a significant amount of money to you?

26 A. The 120 which they gave me was sufficient to facilitate my  
27 movement from Kailahun to Freetown.

28 Q. How much would you make if you worked for 12 days, since  
29 you dispute the other amount I have read of 120,000?

1 A. I am not - I was not employed at that time. I was not  
2 employed. So there was no specific amount of money which I was  
3 getting on a daily basis. If I had told you I was getting 40,000  
4 leones, or 50,000 leones per day, I may not be speaking the  
10:23:00 5 truth.

6 Q. When you left Kailahun to go to Freetown, did you leave  
7 with the expectation that you would get more money once you got  
8 to Freetown?

9 A. Money was not my - to get money was not my intention  
10:23:24 10 travelling, otherwise I would have if demanded more than a  
11 million before travelling.

12 Q. You told us yesterday, Mr Witness, that you met with the  
13 Office of the Prosecutor in three locations: In Bo, in Kailahun  
14 and in Freetown, yes?

10:23:45 15 A. Yes. First in Kailahun, the second was - Kailahun,  
16 Freetown and Bo.

17 Q. Okay.

18 A. And later on Kailahun - I mean Freetown.

19 Q. I asked you a question in response to an answer you had  
10:24:07 20 given about staying at the guesthouse and spending a week in  
21 Freetown. I asked you when that took place and you said during  
22 the later part of the year 2006. Do you recall saying that?

23 A. Really this date, date --

24 Q. If you cannot recall you can say you can't recall.

10:24:33 25 A. Okay, I cannot recall the exact date.

26 Q. Well, my question has to do with whether you recall saying  
27 something yesterday, which is you told us yesterday that the week  
28 period that you referred to as having spent in Freetown, meeting  
29 with the Office of the Prosecutor, took place in late 2000 and -

1 well, you didn't give the year. Well, you said late 2006 if I  
2 recall, the same year you met them for the first time.

3 A. Yes.

4 Q. Okay, thank you. If you look at the entries in tab 13, the  
10:25:12 5 one that delineates the dates of meetings with the Office of the  
6 Prosecutor, you see from lines 2 through 5 the dates 17 July, 18  
7 July, 19 July and 20 July. Do you see those dates, Mr Witness?

8 A. Yes.

9 Q. Those are four consecutive dates on which you met with the  
10:25:41 10 Office of the Prosecutor, right?

11 A. Yes.

12 Q. If you open to tab 2, to the interview notes for those  
13 dates, at the top of the page, tab 2, page 1, we went through  
14 this yesterday, it says interview of you at OTP interview room by  
10:26:11 15 Kolot and Lamin. Do you see that, Mr Witness, at the top of the  
16 page? I am referring to tab 2 at the top of the page and this  
17 should not be displayed.

18 A. Yes, sir.

19 Q. I am trying to hone in on the location of this interview.  
10:26:57 20 This tab contains records of interviews between you and the  
21 Office of the Prosecutor from the dates 17 July 2006 through 20  
22 July 2006. The location of the interview, as is said by this  
23 page, page 1, is that it took place at the OTP interview room and  
24 it was conducted by Kolot and Lamin. Do you see that,

10:27:23 25 Mr Witness?

26 A. Yes.

27 Q. Do you agree with that, Mr Witness?

28 A. Yes, sir.

29 Q. So for these four dates you met with the Office of the

1 Prosecutor in Freetown, yes?

2 A. Yes.

3 Q. It was during this period, this week period, that you were  
4 housed at a guesthouse, yes?

10:27:44 5 A. Yes.

6 Q. Now, who paid for your stay at that guesthouse?

7 A. The Office of the Prosecutor.

8 Q. Who paid for your transportation from the guesthouse to the  
9 Special Court premises?

10:28:08 10 A. The same people.

11 Q. Do you know how much it cost on average to stay in that  
12 guesthouse for one night during the period when you stayed there?

13 A. I was only taken to the guesthouse.

14 Q. So after you met them the first time, 7 July, and you get  
10:28:36 15 170,000, the next time you meet them you spend about a week with  
16 them and you are housed at a guesthouse in Freetown, correct?

17 A. Yes.

18 Q. And they pay for all the expenses, true?

19 A. Yes, that is true.

10:28:49 20 Q. And you were not employed at this time, yes?

21 A. Yes.

22 Q. Thank you, Mr Witness. One more thing to revisit from  
23 yesterday, that same MFI-17. Mr Witness, this is your  
24 operational book that we discussed yesterday. Now I first of all  
10:29:51 25 will draw your attention to the last page, the very last page of  
26 the book, and, Mr Witness, you can focus your attention to the  
27 back cover page where it has a multiplication - well, it has  
28 weights and measures. The ERN number for that page is 00019193,  
29 yes?

1 A. Yes.

2 Q. Do you see at the bottom there it says, "Produced specially  
3 for Koussa Stores Monrovia, Liberia." Do you see that,  
4 Mr Witness, at the back of the book?

10:30:44 5 A. Yes.

6 Q. Did you buy this book in Liberia? You have told us you  
7 were in Kailahun - in Buedu when some of the messages were  
8 entered into it. I want to know where you bought the book?

9 A. I was not buying books. I was only supplied books.

10:31:11 10 Q. That's fair enough. Where did you get the book from?

11 A. These books --

12 Q. Mr Witness - sorry, go ahead?

13 A. Books were supplied to us by the commanders.

14 Q. Are you saying this book was supplied to you by the RUF  
10:31:32 15 commanders? Recall now you said --

16 A. Yes.

17 Q. Recall now you told us you were sent away with nothing, no  
18 supplies, no paper, no pen. You recall that, Mr Witness?

19 A. I said at some time during the jungle we went without even  
10:31:53 20 papers, we went without pen. There was nowhere to buy these  
21 things except when conditions improved we had business taking  
22 place in Dawa Custom. At that time we were supplied with  
23 materials, exercise books.

24 Q. You didn't say that in your direct examination. You didn't  
10:32:14 25 say things improved later on, did you?

26 A. I said sometimes we went out of stationery, even.

27 Q. You said you had essentially no writing implements,  
28 Mr Witness. That's what you said?

29 A. I am coming from war and during the war the kind of

1 situation we experienced is quite different from what we are  
2 seeing today.

3 Q. I am not asking you to compare the war and now, because  
4 this book has nothing to do with being bought or given to you  
10:32:44 5 now. We are talking about the war period. You told us on direct  
6 examination you essentially were given no writing implements as a  
7 radio communicator or operator by the RUF and you had to fend for  
8 yourself. Now you are telling us today within the span of the  
9 same week that these supplies - this book was part of supplies  
10:33:05 10 that were given to you?

11 A. Not supplies. I said this was given to me by the  
12 commander. I reported to him that there was nothing in the  
13 station and that was his responsibility at that moment, otherwise  
14 there was not going to be any kind of operation.

10:33:21 15 Q. Which commander gave you that book?

16 A. I cannot remember anyway.

17 Q. Did he give it to you in Sierra Leone? Where were you when  
18 you got that book, Mr Witness?

19 A. Let me --

10:33:37 20 PRESIDING JUDGE: Two questions. One at a time, please,  
21 Mr Anyah. The first question, Mr Witness, is did he give it to  
22 you in Sierra Leone? Did you understand the question,  
23 Mr Witness?

24 THE WITNESS: Yes, let me just think quietly. I think this  
10:34:37 25 was in Sierra Leone.

26 MR ANYAH:

27 Q. He gave it to you in Sierra Leone?

28 A. In Sierra Leone.

29 Q. And when did he give it to you? What year?

1 A. I cannot recall the exact year.

2 Q. During examination-in-chief when Mr Bangura was asking you  
3 questions, that was when you mentioned this process of Rebecca  
4 transferring information from a prior operational book of yours  
10:35:08 5 into this book. Do you recall that, Mr Witness?

6 A. Yes.

7 Q. And we went over that yesterday again, right?

8 A. Yes.

9 Q. When you met with the Office of the Prosecution for the  
10:35:23 10 first ten times, starting on 17 July through October - 17 July  
11 2006 through 9 October 2007, it's on tab 13, lines 1 through 10,  
12 you never mentioned Rebecca to them, did you?

13 A. I did not.

14 Q. Mr Witness, indeed at no time - and Mr Bangura will correct  
10:35:58 15 me if I am wrong - have you explained to them or told them before  
16 you said it in Court today - I mean before you said it in Court  
17 this week - about the transfer of information from one book to  
18 another by someone named Rebecca; true or false?

19 A. About the communication note.

10:36:18 20 Q. That's not my question. You told us a lady named Rebecca  
21 transferred information of yours from one book to this book and I  
22 am putting it to you at no time before you said that in Court did  
23 you tell the Office of the Prosecutor; true or false?

24 A. I was never asked to state the transfer of this signal note  
10:36:43 25 into any book.

26 Q. They did not ask you. My question is you did not tell  
27 them; true or false?

28 A. I did not.

29 Q. Thank you. And that is 20 meetings you never mentioned it,

1 yes?

2 A. And I was not even asked to explain how this - I mean this  
3 note was recorded in this book. They asked me about this book.  
4 I said, "Yes, this book was mine." They said, "Do you have any  
10:37:17 5 idea about these messages?" I said, "Yes, I received these  
6 messages at a certain time and they were recorded and later on  
7 transferred to these pages they are." I explained there one to  
8 Kolot the very first day we met and to Chris in the Special Court  
9 in Freetown.

10:37:43 10 MR ANYAH: I am hesitant to make a comment about what is on  
11 the witness's table since I made a comment previously. I do see  
12 a clock and I am not sure if it is a permanent fixture there or  
13 what it is.

14 PRESIDING JUDGE: I think it has been there for a long  
10:37:58 15 time.

16 MR ANYAH: Okay.

17 PRESIDING JUDGE: Mr Bangura, I have noticed something from  
18 the rear which I thought might be a clock. Could you assist us?

19 MS IRURA: Your Honour, it's a clock.

10:38:09 20 MR BANGURA: I can't see for certain what it is, but it  
21 looks like a clock, your Honour.

22 PRESIDING JUDGE: It has been there for months.

23 MR BANGURA: As Madam President has noted, it has been  
24 there for quite a while through the testimonies of several  
10:38:23 25 witnesses in this trial.

26 MR ANYAH: It's new to me. I usually sit elsewhere.

27 MR MUNYARD: Madam President, it is a clock and it is the  
28 only thing I can see from where I am sitting in the witness  
29 stand.



1           PRESIDING JUDGE: I have noticed it for quite a long time.  
2 It is not causing you concern, Mr Anyah?

3           MR ANYAH: No, I found the object curious and I thought I  
4 would enquire further.

10:38:49 5           PRESIDING JUDGE: Please proceed, Mr Anyah.

6           MR ANYAH:

7 Q. Mr Witness, you had several opportunities to mention this  
8 issue about this book being transferred by Rebecca to the Office  
9 of the Prosecution, did you not?

10:39:00 10 A. Yes, I did.

11 Q. Indeed, if we go to, the first place, tab 2, page 16, the  
12 ERN --

13 JUDGE SEBUTINDE: This is tab 2 of the Prosecution bundle?

14 MR ANYAH: I am sorry, Madam President, it is of the  
10:39:28 15 Defence bundle.

16 JUDGE SEBUTINDE: The Defence bundle?

17 MR ANYAH: Yes. Sorry, Justice Sebutinde:

18 Q. The ERN number ends in 2029. An entire half of this page,  
19 or close to a half of it from where it says in the middle in bold  
10:40:13 20 letters "Refer to composition book made as exhibit and stamped on  
21 front page in red ink", from that portion all the way down deals  
22 with this book and you indicate what is on page 9181. You  
23 indicate that - well, let me read this part to you so we can be  
24 sure of it: "Witness acknowledges the notebook as his. He tore  
10:40:43 25 out some pages which he felt were unimportant."

26 JUDGE SEBUTINDE: Mr Anyah, perhaps we could avoid the  
27 names. Since we are all looking at the document we could avoid  
28 you repeating these names repeatedly.

29 MR ANYAH: I understand.

1 JUDGE SEBUTINDE: In view of the earlier problem.

2 MR ANYAH: Yes, thank you, Justice Sebutinde:

3 Q. "He tore out some pages which he felt were unimportant just  
4 before he gave this notebook to", such and such, "in May. He  
10:41:17 5 calls it his operational book." Okay? Then you talk about the  
6 message from Yeaten to General Issa Sesay and you see there you  
7 say you received this message from Life, which is what you told  
8 us in Court yesterday. You say also there you were in Buedu and  
9 when I asked you yesterday to whom you relayed it to you  
10:41:47 10 hesitated and you said, "Well, Elevation was the commander, the  
11 signal commander, where Issa Sesay was", but here you say firmly  
12 you gave it to Elevation, you sent it to Elevation in Kono. Do  
13 you see that, Mr Witness?

14 A. Yes.

10:42:05 15 Q. And then in the next line you say that the message which  
16 appears on the page ending in ERN 9182 - the second message by  
17 General Yeaten, is also an authentic message relayed by you from  
18 Buedu. Lastly you say - and I will read this because this is  
19 important and we will discuss this, Mr Witness, so do listen:

10:42:34 20 "Witness says the reason he was 'relaying' was because  
21 there were two codes involved. He had a code between Life and  
22 him and there was another code between Elevation and him."

23 Do you see that, Mr Witness?

24 A. Yes.

10:42:53 25 Q. Okay. Now if we could let's go to tab 6, page 22.  
26 Mr Witness, are you there?

27 A. Yes.

28 Q. If you go to the bottom of the page, page 22 at the bottom,  
29 the ERN number ends in 5033?

1 A. Yes.

2 Q. At the bottom there are additional ERN numbers and these  
3 ERN numbers correspond to the book in question. You can look at  
4 the book, if you want. At the top page of the book is the ERN  
10:43:58 5 number 00019148 and it runs through the page ending in 9193. It  
6 says here in tab 6, page 22: "The witness recognised this  
7 exhibit as a photocopy of his personal notebook. He states that  
8 he gave the original notebook to Mr X. The notebook contains  
9 information concerning instructions for use of the radio from his  
10:44:25 10 time as an operator." Do you see that, Mr Witness?

11 A. Yes.

12 Q. You said that this was a photocopy of your personal  
13 notebook. You did not explain that you had a prior book that  
14 Rebecca transferred information from, right?

10:44:43 15 A. Let me explain this part now. The original book that is in  
16 front of me now is not what was presented to me, but a photocopy  
17 of that book which was displayed in front of me was what I  
18 referred to and this is the statement you have here.

19 Q. I am focusing now on the issue, Mr Witness, of the amount  
10:45:09 20 of opportunities you had before you appeared in Court this week  
21 to tell the Prosecutor, after 20 meetings, about the significant  
22 fact that a friend of yours named Rebecca copied information from  
23 one book into the book that General Benjamin Yeaten's information  
24 appears in.

10:45:35 25 A. Allow me to explain this particular part where I made  
26 mention of a photocopy. The original book was photocopied in the  
27 Court and which you have even around. It is here. Those books  
28 were photocopied many and that was what they produced to me, one  
29 of the copies, and that was what I explained about.

1 Q. Why didn't you tell them, in 20 meetings, Rebecca copied  
2 information from one book to another?

3 A. Let us address this issue first. The number which was on  
4 the photocopied notebook that was presented to me and the  
10:46:21 5 information supplied about as a photocopy of the personal  
6 notebook, not the actual notebook itself. When the notebook was  
7 presented to Zedman and later on I saw it with Chuck Kolot and  
8 when I went to Freetown in the Court I saw a photocopied of that  
9 book.

10:46:39 10 Q. Mr Witness, are you saying -- I am sorry.

11 PRESIDING JUDGE: Mr Witness, we are not talking about what  
12 you saw in the Office of the Prosecutor, or with Mr Kolot. The  
13 question is why did you not tell them that Rebecca had copied the  
14 information from one book to another? Why did you not mention  
10:47:00 15 Rebecca?

16 THE WITNESS: I was asked, in fact, at certain time during  
17 the interview, about the handwriting. In the first place that  
18 there is handwriting here different and the other handwriting.  
19 There I stated this was copied by another person.

10:47:18 20 MR ANYAH:

21 Q. And are you --

22 PRESIDING JUDGE: Sorry, please proceed. I won't  
23 interrupt.

24 MR ANYAH:

10:47:24 25 Q. I am telling you there is no indication of this in all the  
26 documents they have given to us. Are you saying they failed to  
27 write that down?

28 A. I did not tell them that it was - I did not tell them it  
29 was written by Rebecca.

1 Q. You did not tell them?

2 A. No.

3 Q. Okay, I see.

4 A. But I was asked to really state why this other handwriting  
10:47:47 5 in the beginning different and the other one different, and then  
6 I explained it was somebody else who wrote this one.

7 Q. I see. I see. So when they failed to note that down, that  
8 someone else transferred information on your behalf from one book  
9 to another, that was an oversight or omission on their part, yes?

10:48:08 10 PRESIDING JUDGE: I haven't actually got an explanation, or  
11 I have not heard his explanation given to OTP for the different  
12 writing.

13 MR ANYAH: He did state, Madam President.

14 PRESIDING JUDGE: Do you think so? Oh, someone else wrote  
10:48:25 15 this one. Sorry, I withdraw that observation.

16 THE WITNESS: And in fact --

17 MR ANYAH:

18 Q. Mr Witness, let me repeat my question. I have told you  
19 that there is no notation, in any of the documents pertaining to  
10:48:36 20 your interviews, that you told the Prosecution that someone else  
21 transferred information from one book to another. My question is  
22 this: The failure of the Prosecution to note that information  
23 was a mistake or error on their part, yes?

24 A. I don't want to get into that because --

10:48:59 25 Q. Well, they failed to put it down. Would you agree with  
26 that? If you tell somebody something and they fail to write it  
27 down, they have omitted to write down something you told them,  
28 yes, Mr Witness?

29 A. Yes.

1 Q. And in this case they did not write what you told them. Do  
2 you agree?

3 A. I was asked --

4 Q. Do you agree?

10:49:33 5 A. With what?

6 Q. That they did not write down what you told them. You have  
7 said you told them something.

8 A. I was asked --

9 Q. And I have put it to you - and Mr Bangura can correct me if  
10 I am wrong - that they did not write it down and I am asking you  
11 do you agree that they failed to write down what you told them?

12 JUDGE LUSSICK: What is difficult about that question,  
13 Mr Witness?

14 THE WITNESS: That is official matters. They were asking  
10:50:18 15 me questions and I was answering. I was asked who wrote - "Whose  
16 handwriting is this?", and I said it was another person who  
17 helped to copy the note regarding the operations of the radio and  
18 the procedures.

19 MR ANYAH:

10:50:33 20 Q. We know you told them that, but it is not written down  
21 anywhere and so somebody did not write it down and I am asking  
22 you if you agree with the fact that it is not written down  
23 anywhere.

24 A. You have documents. When I am talking, you are writing. I  
10:50:47 25 am talking. I have been talking. I have been explaining.

26 Q. My question is not who has documents and who does not. I  
27 insist on an answer, Mr Witness. Do you agree that they did not  
28 write it down anywhere? Will you answer the question,  
29 Mr Witness.

1 A. I stated this one. If it is not written then it was not  
2 written.

3 Q. You told us - and I am now referring to the Benjamin Yeaten  
4 messages, the two of them. Mr Witness, if you would please turn  
10:51:58 5 to the page ending in ERN number 9181, you should know it is the  
6 Benjamin Yeaten messages. There are two of them.

7 JUDGE SEBUTINDE: Is this on MFI-17?

8 MR ANYAH: Yes, Justice Sebutinde. I am sorry, I should  
9 make that indication. It is on MFI-17 and we saw them yesterday:

10:52:39 10 Q. The first one, the one dated 30 September 2001, I have just  
11 read a paragraph from tab 2 where you said the message was  
12 transmitted to you by operator Life, right?

13 A. Yes.

14 Q. Yesterday in court you said several times that operator  
10:53:04 15 Life transmitted that message, true?

16 A. Life transmitted the message to me. I received the message  
17 from operator Life. It was Life who was on set from Benjamin  
18 Yeaten's station at that time.

19 Q. I noticed when you said that I was frantically trying to  
10:53:25 20 find the transcript from the previous day, because my notes said  
21 Sunlight transmitted the message. So let me quote to you from  
22 the record of the day before yesterday, as to what you said -  
23 who, or what you said regarding who transmitted this message.

24 MR ANYAH: Your Honours, I will be reading from the  
10:53:43 25 transcript of 9 April 2008. The relevant page in question is  
26 page 7112. I will start at line number 22 and it is not clear  
27 from this page that - well, the ERN number of the document does  
28 not appear on this page, but if the Chamber wishes, or if counsel  
29 opposite wishes, if you were to flip two pages before to page

1 7109 --

2 JUDGE SEBUTINDE: Madam Court Officer, can we have this on  
3 screen, please.

4 MR ANYAH: I will actually just start at page 7109 to give  
10:54:56 5 the context and this is where the discussion of this page begins.  
6 I will read the first three lines of page 7109 which says, line  
7 1:

8 "Q. Can you turn to page number 00019181.

9 A. Yes, sir.

10:55:14 10 Q. What do you see on that page?

11 A. It is a message."

12 Line 5:

13 "Q. And that message is from whom?"

14 Line 6:

10:55:23 15 "A. This message was received from Base 1."

16 Now, if we flip two pages, and the discussion about this  
17 message continues for two pages, to page number 7112, starting at  
18 line 22, there is a question posed by Mr Bangura:

19 "Q. Mr Witness, have you read that message? Do you recall  
10:55:50 20 the context in which the supply of those materials was made?

21 A. Yes, sir.

22 Q. What was the context? In what situation?

23 A. The message was transmitted by Base 1. That was  
24 Sunlight and it was to be relayed to General Issa's  
10:56:11 25 station."

26 Mr Witness, you told us on Wednesday it was Sunlight who  
27 transmitted this message, right?

28 A. Let me explain.

29 Q. Yes or no? I just read you a transcript. Do you agree



1 that you said on Wednesday it was Sunlight who transmitted that  
2 message?

3 A. Base 1, operator Life. Base 1 was the name of the call  
4 sign, Base 1.

10:56:38 5 Q. I know what the call sign was. We know it was Base 1 and  
6 we know it was Benjamin Yeaten's compound behind White Flower, in  
7 Congo Town, Liberia. I am trying to ascertain the name of the  
8 radio operator who transmitted the message. You said yesterday  
9 it was Life. On Wednesday you said it was Sunlight. Do you  
10:56:56 10 agree?

11 A. Before this time I had stated Life. It is on the document  
12 and I stated in one - in my testimony about Life, from call sign  
13 Base 1.

14 Q. Are you saying you made a mistake on Wednesday?

10:57:15 15 A. If I had mentioned Sunlight, which you said is on the  
16 screen, then that was a mistake, but long before I had stated  
17 operator Life and Base 1 was the name of the radio station and I  
18 was asked, "From where did you get this information?" I said  
19 Base 1. That was the radio set, the name of the radio, the call  
10:57:38 20 sign from where this message was received. The name of the  
21 operator that transmitted the message was operator Life.

22 Q. But names of operators are important, Mr Witness, are they  
23 are not? It is very important to get who transmitted a message  
24 correctly, yes?

10:58:07 25 A. Yes.

26 Q. Because some operators are stationary operators as in they  
27 may be stationed, or work out of a fixed radio set, right, as  
28 opposed to a mobile radio set?

29 A. Yes.

1 Q. Indeed, let us go to tab 2, page 10, for illustration.

2 PRESIDING JUDGE: Is that tab 2 of the --

3 MR ANYAH: Of the Defence bundle.

4 PRESIDING JUDGE: The Defence bundle.

10:59:02 5 MR ANYAH: I will try and indicate from now on. I am  
6 moving through many different documents:

7 Q. The ERN number ends in 2023. Mr Witness, are you there?

8 A. Yes.

9 Q. If you look at the bottom of the page there is a paragraph  
10:59:20 10 that starts with your name and it says, "Witness's only duty at  
11 this time was to be Yeaten's radio operator." Do you see that,  
12 Mr Witness?

13 A. Yes.

14 Q. And I will read it to you. It says:

10:59:33 15 "Witness's only duty at this time was to be Yeaten's radio  
16 operator with respect to communicating with Sierra Leone. Yeaten  
17 also travelled with a Liberian radio operator called Life, but  
18 Yeaten also had two radio operators at Base 1 in Monrovia who  
19 were called Sunlight and Dew. Witness introduced them to the  
10:59:58 20 system of keeping on operational book with messages sent and  
21 received."

22 This is saying, Mr Witness, that Life always travelled with  
23 Yeaten and that the base operators at Base 1 were Sunlight and  
24 Dew, right?

11:00:18 25 A. Sunlight and Dew were assigned at call sign Base 1 in  
26 Monrovia.

27 Q. Yes, they were the base operators. Life was always on the  
28 road, right?

29 A. Yes.

1 Q. And you are telling us this message that you discussed  
2 yesterday was sent to you by Life from Base 1, after you have  
3 corrected yourself from having said Sunlight on Wednesday. Is  
4 that your evidence?

11:00:45 5 A. If I had mentioned Life - I am sorry, Sunlight, that was  
6 just a slip of the tongue. But all the long while I have been  
7 talking about the transmission of that message I had been making  
8 mention of operator Life.

9 Q. Mr Witness, I am putting it to you that you are lying and I  
11:01:05 10 will tell you why. You told us yesterday - actually you told us  
11 on Tuesday the 8th that operator Sunlight had all the RUF codes.  
12 That's what you told us on Tuesday. Do you recall saying that,  
13 Mr Witness?

14 A. Yes.

11:01:22 15 Q. Indeed you told us you took the RUF codes to operator  
16 Sunlight in Monrovia, yes?

17 A. Yes.

18 Q. And the previous page I have just read - recently read - in  
19 the same tab 2, that was page 16, it had to do with the reason  
11:01:45 20 why this particular message was relayed and you told the  
21 Prosecution at that time that the reason the message was relayed  
22 was because you and Life had one set of codes and you and  
23 Elevation had another set of codes. Do you recall that?

24 A. Yes.

11:02:02 25 Q. So that paragraph suggests that the operator in Monrovia,  
26 whether it be Life or Sunlight, did not have the same RUF codes  
27 for Issa Sesay's location. Do you agree with that?

28 A. I disagree. I will explain. In my testimony I stated that  
29 when a particular code chart became let's say suspicious of being

1 exposed to insecurity, another code chart was then prepared  
2 immediately and that was to be distributed to the other stations.

3 Crossing from Liberia into Sierra Leone we had gone under  
4 attack in Foya and some other materials were left on the ground.

11:02:52 5 We leave behind materials on the ground and those were captured.

6 Crossing into Sierra Leone that had to be negotiated. Another  
7 code was immediately prepared and left with operator Life. Then  
8 I came back to Sierra Leone, okay, explaining to Elevation that  
9 the other code chart was left behind, captured in Foya. So we

11:03:12 10 had to establish another code, meaning the one we had with  
11 operator Sunlight and of course the other operators who were on  
12 the side of Benjamin Yeaten, had to be nullified. We told them  
13 don't use this other code until another code is produced. So  
14 during that period whatever information they had was relayed to

11:03:33 15 me since I had the other code with Elevation which I had to use  
16 to transmit. When I came into Buedu there was also another -  
17 there was another station in Buedu. They had their own code.

18 Q. Why did they send it to you to relay as opposed to another  
19 radio operator?

11:03:50 20 A. The code in Liberia after the attack in Foya was left  
21 behind. So that was not to be used again.

22 Q. Are you now saying that there were periods of times when  
23 the Liberian operators did not have the RUF codes? Is that your  
24 evidence, Mr Witness?

11:04:14 25 A. That is not what I'm saying, but before now I had stated  
26 that when there was a situation wherein we were not sure of the  
27 security of our code we had to make nullification of that code  
28 and ensure that another code was established.

29 Q. Then that would mean that there were indeed periods of

1 times when the Liberian operators did not have the RUF codes;  
2 true or false?

3 A. They had the code, because I was --

4 Q. Witness --

11:04:41 5 A. I was an intermediary sort of leaving Liberia to Sierra  
6 Leone. Having the code I had with Life on that side and the  
7 other code which I was given to carry to Liberia and that became  
8 vulnerable and that was explained to them. So --

9 Q. Mr Witness, I think we have to not speak over each other so  
11:05:04 10 that the record is clear.

11 A. Okay.

12 Q. We have agreed that or you have suggested that the reason  
13 why you were relaying this message was because you had a unique  
14 code with Life, and we contest that it is Life because you have  
11:05:21 15 said previously Sunlight, but we leave it at that, but you and  
16 the Liberian operator had a unique code and you and Elevation in  
17 Kono had a unique code, yes?

18 A. Yes.

19 Q. Now that means, does it not, that the Liberian operator as  
11:05:41 20 of the date of this message, 30 September 2001, did not have all  
21 of the RUF codes; true or false? True or false, Mr Witness?

22 A. False.

23 Q. Well, then why could not the Liberian operator communicate  
24 directly with Elevation in Kono?

11:06:03 25 A. I was an operator, part of the operation, part of the  
26 signal unit, and we had no boundary. There was no boundary in  
27 communication between us. The only problem was left with the  
28 wave and we were operating on the same frequency, but in a  
29 situation in Liberia at a particular point where we were and that

1 area went under attack, most of the items we had were captured,  
2 leaving the signal materials behind including the code chart.

3 Okay, we came to Sierra Leone and had this one explained to  
4 operator Elevation and he said, "Okay, if that is the case now

11:06:46 5 make use of the code you have with Agama. There is another code  
6 in Agama's room, use it, get the other message from Sunlight,  
7 decode it and transmit it to me."

8 Q. So your evidence now is that there were no boundaries or no  
9 distinguishing factors when it came to who received messages for  
11:07:09 10 which RUF commander? Is that your evidence, Mr Witness?

11 A. That also --

12 Q. Are you --

13 A. That also would be the sort of situation. If I am an  
14 operator, I am operating in a substation, I have been called to  
11:07:23 15 report to the headquarter's station, I am an operator, I can get  
16 in that station and it happens that message is on the air, I can  
17 receive that message and --

18 Q. Mr Witness, why did not Life or Sunlight in Liberia send  
19 Issa Sesay his message directly?

11:07:39 20 A. I am saying that the code - the code I was using which was  
21 with Elevation and operator Life - the particular code I was  
22 using for that particular operation was left behind in Foya. So  
23 when I crossed into Sierra Leone that code - I told them, "Don't  
24 make use of that code any longer. I have left it behind. Don't  
11:08:04 25 use it." So there was another code which Sunlight and Dew had.  
26 I had a copy of that. The message was transmitted to me in that  
27 code. I had to decode the message, put it into the other code  
28 that was with Elevation and others and --

29 Q. And that means that Sunlight did not have the other code

1 that Elevation had, right?

2 A. The one I had there for the operation was not to be used  
3 again.

4 Q. I will go back to my question. Forget the code you left at  
11:08:31 5 Foya. On the date of this message, 30 September 2001, it is the  
6 case, is it not, that Sunlight could not communicate directly  
7 with Elevation because he did not have the code, correct?

8 A. At that particular moment and --

9 Q. Okay.

11:08:45 10 A. And a short while ago --

11 PRESIDING JUDGE: Mr Witness, answer yes or no.

12 THE WITNESS: Okay. Yes.

13 MR ANYAH:

14 Q. Okay. So he did not have the code. Do you agree we are at  
11:08:56 15 that point now?

16 A. Yes, because --

17 Q. And that means if a Liberian operator did not have an RUF  
18 code at a particular point in time it means, does it not,  
19 Mr Witness, that on certain occasions the Liberian operators did  
11:09:10 20 not have the RUF codes, yes?

21 A. Yes.

22 Q. Okay.

23 A. If that is the case, yes.

24 Q. And in this particular case I want to know why of all the  
11:09:23 25 possible operators who could have relayed this message the people  
26 in Liberia chose you, Mr Witness. Please tell us why?

27 A. I was with Benjamin Yeaten. I had been operating with him  
28 throughout, okay?

29 Q. And that is the reason, is it?

1 A. Yes, because there was a breach of security. There was a  
2 breach of security. Leaving that other code chart behind, there  
3 was no need using that particular code. And again let me make it  
4 known to you that we were using in fact a code for particular  
11:10:01 5 operations. Certain operations were set out with a particular  
6 code --

7 PRESIDING JUDGE: Mr Witness, the question is why they  
8 chose you to relay this message and you said, "I was with  
9 Benjamin Yeaten." Is that your answer?

11:10:23 10 THE WITNESS: I had been with him throughout, okay?  
11 Regarding that situation, let me make this part clear.

12 PRESIDING JUDGE: Mr Witness, we are clear about the code  
13 being lost. We are trying to work out why you, as one of several  
14 operators, was selected to relay the message. Am I correct in  
11:10:38 15 that paraphrase?

16 MR ANYAH: Yes, Madam President.

17 THE WITNESS: I was available on the air at that time. The  
18 way the operation was going out, it is quite different from the  
19 way you are looking at it.

11:10:51 20 MR ANYAH:

21 Q. Okay, thank you, Mr Witness. Let's --

22 JUDGE SEBUTINDE: Mr Anyah, before you leave MFI-17, this  
23 very message we are looking at on page 9181, I am just curious,  
24 Mr Witness, if you look at that page there is a second signature  
11:11:16 25 apart from yours. Whose signature is that?

26 THE WITNESS: This --

27 MR ANYAH: Don't mention --

28 THE WITNESS: The first one, this is not a signature.

29 MR ANYAH: Sorry, I saw a name there that I was afraid he



1 would mention.

2 JUDGE SEBUTINDE: There is a name - there is a name  
3 Benjamin Yeaten and then something that looks like a signature on  
4 that side.

11:11:40 5 THE WITNESS: This is not a signature and this also is not.

6 JUDGE SEBUTINDE: Are we looking at the same page?

7 THE WITNESS: Which number?

8 JUDGE SEBUTINDE: The page ending 9181.

9 THE WITNESS: This one is not a signature.

11:11:55 10 JUDGE SEBUTINDE: I am not looking at that. I am looking  
11 at the - that one, the one you are pointing at.

12 THE WITNESS: Yes, this is a signature.

13 JUDGE SEBUTINDE: Whose signature is that?

14 THE WITNESS: "Signed for", that is mine.

11:12:10 15 PRESIDING JUDGE: Okay, don't say the name.

16 MR ANYAH:

17 Q. Well, I do see what Justice Sebutinde is pointing to and,  
18 Mr Witness, are you saying this is not a signature?

19 A. It is not. This is not a signature.

11:12:21 20 JUDGE SEBUTINDE: He says he signed for.

21 THE WITNESS: Signed for.

22 MR ANYAH: But there is also another signature on the left  
23 with Yeaten's - I see the "Signed for Yeaten" on the left of the  
24 page.

11:12:31 25 JUDGE SEBUTINDE: That is the very signature we are now  
26 discussing. He says it is not Yeaten's signature, it is the  
27 witness's signature. He signed for Benjamin Yeaten.

28 THE WITNESS: For.

29 MR ANYAH:

1 Q. I did understand that part, but on the right-hand side of  
2 the page after "transmitted by operator" is that the same  
3 signature, Mr Witness?

4 A. This is not a signature.

11:12:50 5 Q. Then what is it?

6 A. No, writing this name we had an error and then this was  
7 brought down.

8 Q. Okay. I see.

9 PRESIDING JUDGE: Do you mean it was scored out?

11:13:03 10 THE WITNESS: Yes, fine. That is not a signature.

11 MR ANYAH: Thank you, your Honours:

12 Q. Incidentally you mentioned something in passing about a  
13 difference between the photocopy version of this book you saw in  
14 the Office of the Prosecutor during an interview and the original  
11:13:19 15 version. Do you recall saying that, Mr Witness?

16 A. Yes.

17 Q. Was there a different between the two? Mr Witness, do you  
18 recall telling us you noted some differences of something, yes?

19 A. I did not say differences of anything.

11:13:38 20 Q. Well --

21 MR BANGURA: Your Honours, I believe counsel may have  
22 misunderstood the witness on this point. My understanding was  
23 that there was - the difference he was trying to make was between  
24 what was the original and what they showed him which was a copy.  
11:13:55 25 That's my understanding.

26 MR ANYAH: I am entitled to clarify. That's not how I  
27 understood it.

28 THE WITNESS: This is the book that was presented to Sahr  
29 James. This was photocopied. So when I went to Special Court in

1 Freetown the photocopy of this was what they showed me and this  
2 is what you had the information supplied about.

3 MR ANYAH:

4 Q. I am asking you if, on the basis of what you said before,  
11:14:17 5 as I understood it, there was a difference between the photocopy  
6 and the original. You just said a few minutes ago, and I heard  
7 it, you said in this courtroom, when you were trying to explain  
8 an answer, that there was something unusual about the photocopy  
9 of your book that you were shown. You didn't use the word  
11:14:38 10 unusual, but you used the word difference?

11 MR BANGURA: Excuse me, would counsel indicate the point in  
12 the transcript where he is referring to.

13 PRESIDING JUDGE: Yes, could we see the transcript. That  
14 would assist my understanding of the question also.

11:14:53 15 MR ANYAH: If I can find it, I will try.

16 PRESIDING JUDGE: I do have a note of it, Mr Anyah, but it  
17 is best we look at the transcript if you can locate it.

18 MR ANYAH: It is scrolling up very slowly, but I think I  
19 might soon get to it.

11:15:42 20 PRESIDING JUDGE: According to my note it follows after the  
21 reference to Rebecca.

22 JUDGE LUSSICK: I am told it is at transcript page 50, at  
23 line 20.

24 MR ANYAH: Thank you, your Honour, Justice Lussick. I  
11:15:59 25 might have a different - let me see.

26 MR BANGURA: [Microphone not activated] photocopy is line  
27 page 34, starting from line 9.

28 PRESIDING JUDGE: Thank you, Mr Bangura.

29 MR BANGURA: Sorry, page 33, line 15, photocopy.

1 MR ANYAH: Okay, no, that is not it. Okay, I think I have  
2 - let me ask. I will just read the question. I don't see  
3 exactly the reference I am looking for, but it does fit my  
4 recollection of where this discussion took place. I am reading  
11:18:27 5 from page 34, starting at line 13. The question was:  
6 "Q. Why didn't you tell them, in 20 meetings, Rebecca  
7 copied the information from one book to another?  
8 A. Let us address this issue first. The number which was  
9 on the photocopied notebook that was presented to me and  
11:18:55 10 the information supplied about a photocopy of the personal  
11 notebook, not the actual notebook itself. When the  
12 notebook was presented to Mr X and later on I saw it with  
13 Chuck Kolot and when I went to Freetown in the court, I saw  
14 a photocopied of that book."  
11:19:23 15 Mr Witness, I will ask you on the basis of this, was there  
16 a difference between the photocopied book Chuck Kolot showed you  
17 in the Office of the Prosecution and your book, as you remembered  
18 it when you gave it to the fellow you give it to in Kailahun?  
19 A. It was a replica of the original copy.  
11:19:41 20 Q. When you say original, was it a replica of what you are  
21 looking at?  
22 A. Of this. This is what I handed over to Sahr James and what  
23 they showed me in the court was something photocopied, so a  
24 replica of this. It was replicated.  
11:19:59 25 Q. Okay, we will accept your answer, but of course we will  
26 verify later on. Mr Witness, were you captured by the RUF in the  
27 dry or in the rainy season in 1991?  
28 A. In the dry season.  
29 PRESIDING JUDGE: [Microphone not activated] the first

1 time.

2 THE WITNESS: In the dry season. In the dry season.

3 PRESIDING JUDGE: I was going to say I thought he was  
4 captured twice, but he has answered the question and therefore I  
11:20:32 5 will not interpose.

6 MR ANYAH: I can clarify:

7 Q. Mr Witness --

8 A. Yes, sir.

9 Q. -- your first encounter with the RUF, when I believe you  
11:20:42 10 told us a Liberian by the name of Rambo captured you and two  
11 others, was that in the rainy season or in the dry season --

12 A. It was in the dry season.

13 Q. May I finish my question, Mr Witness, please. Was it in  
14 the rainy season or in the dry season of 1991?

11:21:00 15 A. In the dry season.

16 Q. Have you previously told the Office of the Prosecutor that  
17 it could have been in the rainy season?

18 A. Whoever had written the rainy season must have understood  
19 my statement wrongly.

11:21:19 20 Q. Well, I am telling you that in tab 1, your first meeting  
21 with them, page 1, they have it down written that you told them,  
22 "Captured by RUF in early 1991. Joined the RUF in the rainy  
23 season 1991." Do you care to look at tab 1, page 1, Mr Witness.  
24 The first page, four lines down, or three lines down.

11:22:03 25 A. I am seeing, "Captured by RUF in early 1991". If it is --

26 Q. The line beneath that says what, Mr Witness?

27 A. "Captured by the RUF in early 1991."

28 Q. The line beneath that says, "Joined the RUF in the rainy  
29 season 1991", right?

1 A. Yes.

2 Q. Yes, Mr Witness?

3 A. That is what is stated, yes, because - and let me explain.

4 That was the period of time I was sent to the front line, but I

11:22:35 5 was captured in early 1991 and taken to the training base and

6 spent some time on the training base. I was sent to the front

7 line. On the front line that was RUF fighting.

8 Q. It is not when you were sent to the front line, Mr Witness.

9 The question is not when you were sent to the front line. You

11:22:55 10 had to be captured first before being sent to the front line.

11 A. Yes.

12 Q. I am putting to you you told them when you first met with

13 them that you were captured during the rainy season, when you

14 told us in court on Monday you were captured during the dry

11:23:07 15 season?

16 A. It is stated here, "Captured by RUF in early 1991". Look

17 at it at clearly written.

18 Q. But below that what does it say? You just read it,

19 Mr Witness.

11:23:17 20 A. "Joined the RUF in the rainy season." It was during the

21 rainy season I was taken to the front line.

22 Q. Mr Witness, you were captured in Kailahun Town, correct?

23 A. Yes, sir.

24 Q. And you were captured in the company of two friends, right?

11:23:35 25 A. Yes, sir.

26 Q. And you gave us their names. One was gave Ngevao Koroma,

27 yes?

28 A. Yes.

29 Q. And the other one was Si di ki e Momoh, true?

- 1 A. Yes.
- 2 Q. And you said the person who captured you was a Liberian,  
3 yes?
- 4 A. Yes.
- 11:23:53 5 Q. Rambo, correct?
- 6 A. Yes.
- 7 Q. At some point after about two weeks the three of you  
8 escaped, right?
- 9 A. Yes.
- 11:24:03 10 Q. You were then recaptured again, yes?
- 11 A. Yes.
- 12 Q. This time the two fellows you were captured with were also  
13 captured with you again, right?
- 14 A. Yes, but one was --
- 11:24:14 15 Q. There was a third person?
- 16 A. Yes.
- 17 Q. Gbassey Momoh, yes?
- 18 A. Gbassey.
- 19 Q. Gbassey, G-B-A-S-S-E-Y, right?
- 11:24:24 20 A. Yes.
- 21 Q. Momoh also last name, right?
- 22 A. Yes.
- 23 Q. And he was also captured, right?
- 24 A. Yes.
- 11:24:30 25 Q. The person who captured you the second time, was he a  
26 Liberian?
- 27 A. He was.
- 28 Q. Some Junior Dolo, right.
- 29 A. No, the first person was not Junior Dolo, but Rambo.

1 Q. I said that. Who captured you the second time? Was it  
2 Junior Dolo?

3 A. Yes, Junior Dolo the second time.

4 Q. Yes. Also a Liberian?

11:24:54 5 A. Yes.

6 Q. Did you know him to be a Special Forces or not?

7 A. He was a Special Force.

8 Q. And what do you understand by Special Force?

9 A. They told me on the training base that they had certain  
11:25:07 10 group of RUF soldiers who were trained purely to come and  
11 liberate Sierra Leone, but that they had other forces that were  
12 trained by Charles Taylor and they were sent by Charles Taylor.  
13 They were referred to as Special Forces.

14 Q. Was the person who captured you the first time, to your  
11:25:31 15 knowledge, I am referring to Rambo now, also a Special Force?

16 A. Yes.

17 Q. Were all the Liberians that you met within the RUF around  
18 this time all Special Forces?

19 A. I did not go round to ask everybody to tell me, but that  
11:25:57 20 was what I heard from those who captured me.

21 Q. Well, I am not asking you about just the two in question.

22 I am asking you now about all the other Liberians that you  
23 encountered at the training base we will get to in Kailahun. You  
24 mentioned there were Liberians there. You specifically said you  
11:26:18 25 recognised them because of their accents. You referred to Junior  
26 Dolo and Rambo, and the other Liberians, on Monday and on Tuesday  
27 and I am asking you if, to your knowledge, all the other  
28 Liberians that you encountered during this period in the rainy  
29 season, as you say it, in 1991 were all, to your knowledge,



1 Special Forces. What do you say, Mr Witness?

2 A. Those I spoke to, those I was able to talk to at that time,  
3 did tell me that they were Special Forces and indeed Liberians.

4 Q. The question is were all of them said to be Special Forces?

11:26:57 5 A. Not all of them I was able to talk to.

6 Q. There is a distinction between all Liberians you were able  
7 to talk to, or all fellow Sierra Leoneans, or RUF members you  
8 were able to talk to. I am not asking you about whether you  
9 spoke with the Liberians. I am asking you generally, to your  
11:27:18 10 knowledge, all the people you spoke to, would you say that all  
11 the Liberians present there in Kailahun during the rainy season  
12 were Special Forces?

13 PRESIDING JUDGE: I thought you had asked that question  
14 already and he had answered.

11:27:33 15 MR BANGURA: The question is asked and answered, your  
16 Honour, plus my learned friend is seeking to make a distinction  
17 from a position which he did not indicate initially. I think his  
18 question clearly initially was of those that the witness dealt  
19 with, or spoke to, whether they were all Special Forces. Then my  
11:27:52 20 learned friend now seeks to expand that category and make a  
21 distinction which was not there in the first place.

22 MR ANYAH: The Chamber says it is asked and answered and so  
23 I will move forward:

24 Q. Mr Witness, you told us that the first training base you  
11:28:08 25 were taken to was a place called Ahmadiyya secondary school,  
26 right?

27 A. Yes.

28 Q. The training base was housed in the secondary school. That  
29 would be fair to say, right?

1 A. The campus, the campus, the particular base was situated in  
2 that secondary school campus. There was an open field on that  
3 campus, I mean Ahmadiyya, Ahmadiyya secondary school. There we  
4 were taken to.

11:28:45 5 Q. Had you ever used that word Ahmadiyya in all of your  
6 interviews with the Office of the Prosecutor before you testified  
7 in court this week? Have you ever given them that name before?

8 A. I stated that, that we were first taken to Ahmadiyya.

9 Q. When did you tell them that?

11:29:04 10 A. I cannot recall the date anyway, but I can remember in one  
11 of my interviews stating that I was first taken to Ahmadiyya  
12 secondary school, I spent some time and in fact I met some  
13 friends on the base before getting there. And after some time at  
14 that particular training base we were then evacuated to another  
11:29:26 15 training base called national secondary school, Kailahun.

16 MR ANYAH: I see the Chamber is indicating the time.

17 PRESIDING JUDGE: Indeed. I think we have run out of time,  
18 Mr Anyah.

19 Mr Witness, we are now going to take the mid-morning break  
11:29:40 20 and we will start Court again at 12 o'clock. Please adjourn  
21 until 12.

22 [Break taken at 11.30 a.m.]

23 [Upon resuming at 12.00 p.m.]

24 PRESIDING JUDGE: Counsel, I've taken the precaution of  
12:00:35 25 bringing my calculator in should there be any more mathematics  
26 required in the course of cross-examination.

27 Mr Anyah, please proceed.

28 MR ANYAH: Thank you, Madam President.

29 Q. Mr Witness, before the break I was asking you about

1 Ahmadiyya secondary school and my question was whether before you  
2 testified in court this week at any time previously you had  
3 mentioned that name Ahmadiyya to the Office of the Prosecutor.  
4 Do you recall telling them about that?

12:01:12 5 A. Yes, sir.

6 Q. When did you tell them about that?

7 A. I cannot recall, because I have spoken to them so many  
8 times. I can recall telling them the very first day that I was  
9 captured and taken to the training base. And first it was

12:01:28 10 Ahmadiyya secondary school, we spent some months there and from  
11 there I was taken to national secondary campus Kailahun.

12 Q. Well all of the records that have been disclosed to us, in  
13 none of them is there mention of Ahmadiyya secondary school. Are  
14 you saying the Prosecution failed to mention that location?

12:01:56 15 A. Yes, because I stated it in my explanation. When they met  
16 me I explained that.

17 Q. Well from Ahmadiyya you told us you went to national  
18 secondary school, right?

19 A. I was taken to national secondary school, yes.

12:02:15 20 Q. From Ahmadiyya secondary school, right?

21 A. Yes, sir.

22 Q. And at some point you mentioned Methodist secondary school,  
23 correct?

24 A. No, I did not go to Methodist secondary school.

12:02:28 25 Q. I didn't ask you if you went. I said did you mention it  
26 during your testimony?

27 A. Yes.

28 Q. Now, what was Methodist secondary school in relation to  
29 national secondary school?

1 A. Methodist secondary school at that time also was another  
2 training base. When we were in Ahmadiyya and evacuated to  
3 national secondary school campus the number was overwhelming, so  
4 the instructors decided that they would create another training  
12:02:52 5 base, which was Methodist secondary school, Kailahun, and the  
6 number was divided into two. The other part was taken to  
7 Methodist secondary school, Kailahun, while we remained in the  
8 national secondary school Kailahun campus.

9 Q. And when you say "we"?

12:03:10 10 A. The recruits.

11 Q. You remained at national, right?

12 A. Yes, sir, I remained in national secondary school.

13 Q. Now when you say the number was overwhelming, when you  
14 testified on Monday you said the number rose to 5,000, yes?

12:03:24 15 A. Yes, sir.

16 Q. Indeed - and this appears in the transcript of 7 April on  
17 pages 6818 and 6819. When you said that figure 5,000,  
18 Mr Witness, you were exaggerating, were you not?

19 A. I was not exaggerating at all. I was not.

12:03:56 20 Q. Well, we know what you said in court. Let us see what you  
21 said six months ago when you met with the Office of the  
22 Prosecution, and this would be in the Defence's bundle in tab 6,  
23 pages 7 and 8. Mr Witness, on page 7 at the bottom right-hand  
24 corner is where page 7 is and at the top is ERN number ending in  
12:05:07 25 5018. In paragraph 17, down at the end of the page, this  
26 indicates they showed you a previous statement you made and that  
27 previous statement is in tab 2 and we can visit it if you want.  
28 It reads:

29 "The witness indicated that in his previous statement of 17

1 [July] 2006 on page two (ERN 00022015) his estimate that there  
2 were five thousand recruits at the camp was a very approximate  
3 number. He can only say with certainty that there were a large  
4 number and it was overcrowded."

12:05:54 5 That's what you told the Prosecution in October last year,  
6 six months ago, right?

7 A. Yes.

8 Q. Now a large number and overcrowded could range from  
9 anywhere from 500 to 5,000, would you agree?

12:06:17 10 A. I did not understand your question.

11 Q. I'm trying to ascertain why you would say there were 5,000  
12 recruits at this base?

13 A. I was asked to approximate, or to estimate, the number.  
14 Initially I had told the investigator that I cannot give you any  
12:06:33 15 exact figure, but think of the size. Think of the size of  
16 national secondary school campus and having about six to seven  
17 large buildings and all those buildings were occupied.

18 Q. But, Mr Witness --

19 A. And --

12:06:51 20 Q. Please go ahead, Mr Witness.

21 A. Then you think of Methodist secondary school compound. All  
22 those buildings were occupied by recruits. It was a very big  
23 number.

24 Q. Mr Witness, but here is the problem. In October last year  
12:07:03 25 they showed you a statement you made one year before in 2006  
26 where you said there were 5,000 people at the base. In October  
27 last year you referred to that prior number you gave and you  
28 corrected yourself and you say it was a very approximate number.  
29 And do you see your signature on this page, Mr Witness? Do you

1 see your signature at the bottom of that page and the date?

2 A. Yes.

3 Q. You signed that, right?

4 A. Yes.

12:07:31 5 Q. And that's to confirm that the information on this page was  
6 correct, right?

7 A. Yes, that was what I was told to do. I was asked --

8 Q. Then why did you come to court six months later and revert  
9 back to the figure of 5,000?

12:07:49 10 A. They asked me to give an estimated figure and that was the  
11 figure I stated.

12 Q. Why did you not give us an estimate in court? Why did you  
13 stick to 5,000?

14 A. That was the figure I had stated before.

12:08:05 15 MR BANGURA: Your Honour, counsel seems to be  
16 misrepresenting the information in the statement that he's  
17 referring to - in both, in fact. The first statement which  
18 counsel has referred the witness to, which is in tab 6, and where  
19 the witness initially mentioned the figure, it is clearly stated  
12:08:24 20 that --

21 MR ANYAH: It's tab 2, I think.

22 MR BANGURA: Yes, tab 2. It's clearly stated it was an  
23 approximation. It says "approximately 5,000". It's clearly  
24 written there. And counsel has also referred the witness to a  
12:08:41 25 further statement, which is in tab 6, and that's the same  
26 position as far as I see it.

27 MR ANYAH: Well, I can clarify.

28 JUDGE SEBUTINDE: In tab 2 could you please refer us  
29 exactly to the paragraph.

1 MR BANGURA: Midway there is a section that starts - I  
2 think it was the meeting after the lunch break, the meeting that  
3 started from 13:30, second paragraph.

4 JUDGE SEBUTINDE: What page are you referring to?

12:09:15 5 MR BANGURA: Page 2. Page 2, paginated 2, ERN ending 2015.  
6 It is the second paragraph on that page, first line. I believe  
7 that was the first statement to which my learned friend referred.

8 MR ANYAH: Yes, that's correct.

9 MR BANGURA: And then he further referred the witness to  
12:09:36 10 his subsequent statement which appears in tab 6. Correct me if  
11 I'm wrong.

12 MR ANYAH: Yes, that's correct.

13 MR BANGURA: And reading from page 7 through 8, starting  
14 paragraph 17 of that page. Is that right?

12:09:57 15 MR ANYAH: Yes, that's correct. And --

16 MR BANGURA: Your Honours, the point I'm making is that  
17 both statements talk about an approximation of 5,000.

18 JUDGE SEBUTINDE: What about the earlier testimony? I seem  
19 to recall in court this witness also using the words  
12:10:11 20 "approximate". I may be wrong. Mr Anyah, you're alleging that  
21 in the court he gave an exact figure and so please point us to  
22 the text.

23 MR ANYAH: Oh, I gave the citation. I'll read it.

24 JUDGE SEBUTINDE: For the transcript?

12:10:23 25 MR ANYAH: Yes, I'll read it. I'm referring to the  
26 transcript of 7 April 2008, the first page in question is page  
27 6818, starting with line 20, and it moves on to page 6819. The  
28 question was:

29 "Q. Now, at that point who were the people that were taken

1 to Ahmadiyya? From which locations were they brought?

2 A. Okay, we were taken first to Ahmadiyya and we were not  
3 the only people training on that particular base. Before our  
4 arrival there there had been some recruits undergoing training on  
12:11:03 5 that base, but as time went on we were evacuated from Ahmadiyya  
6 secondary school campus to national secondary school campus and  
7 at national secondary school campus we had recruits taken from  
8 Koindu, Buedu, Pendembu and the other areas within Kailahun. So,  
9 in national secondary school after taking recruit from all these  
12:11:28 10 ...", and then over to the next page, "... other areas I have  
11 mentioned the number rose up to 5,000."

12 It ends on line 1 on page 6819.

13 THE WITNESS: I said about 5,000.

14 MR ANYAH:

12:11:40 15 Q. It says "the number rose up to 5,000"?

16 A. About 5,000.

17 JUDGE LUSSICK: I think you're making a very fine point,  
18 Mr Anyah. He has said in other places that it's approximately  
19 5,000. How does that entitle you to accuse him of exaggerating?  
12:11:59 20 He might be underestimating. It might be well over 5,000.

21 MR ANYAH: Yes, your Honour. I'm merely following a  
22 logical sequence that if he started out by saying approximately  
23 5,000 and if he felt compelled to modify it after reviewing a  
24 statement where he said approximately 5,000, why does he revert  
12:12:20 25 back to the 5,000 figure? Because that's the essence of tab 6  
26 that I'm trying to put to the witness, because he was confronted  
27 with a statement where they said he had previously said  
28 approximately 5,000. When he read that statement he then changed  
29 it and said no, it was a very approximate number, he only



1 remembers that the place was overcrowded and in court he reverts  
2 back to the approximately 5,000, or the 5,000 figure.

3 MR BANGURA: Your Honour, I do not see where the witness  
4 changed what he had said previously in a subsequent statement.

12:12:57 5 We're still dealing with approximation of the figure 5,000.  
6 That's what clearly appears in both statements.

7 MR ANYAH: Well, I will move on. I will withdraw the  
8 question and I'll move on.

9 JUDGE LUSSICK: I see your point, Mr Anyah. I wasn't  
12:13:11 10 trying to discourage you from answering the question. In fact, I  
11 see what you are getting at now: That he admits to an estimation  
12 only and then suddenly reverts to 5,000.

13 MR ANYAH: Yes, that's the point.

14 JUDGE LUSSICK: I'm not saying you shouldn't ask that  
12:13:28 15 question. I was just airing my uncertainty as to what you were  
16 getting at.

17 MR ANYAH: Then I would let the record stand as it is and I  
18 will leave the answers to the questions as they were. I will  
19 move forward:

12:13:51 20 Q. Mr Witness, this base, national secondary school, was  
21 called Camp Lion, correct?

22 A. All RUF training bases were referred to as Camp Lion.

23 Q. All RUF training bases were referred to as Camp Lion. Is  
24 that your evidence, Mr Witness?

12:14:11 25 A. Yes.

26 Q. You are absolutely sure of that?

27 A. Yes.

28 Q. If any other person came before this Chamber and said that  
29 an RUF training base went by another name besides Camp Lion they

1 would be mistaken, right?

2 A. All I know is that the training bases were referred as Camp  
3 Lion.

12:14:42

4 Q. Each and every RUF training base was referred to as Camp  
5 Lion?

6 A. Camp Lion.

7 Q. Some of the trainers you mentioned at the national  
8 secondary school, you said there was a John B Vincent, right?

9 A. Yes, sir.

12:15:02

10 Q. An Isaac T Mongor, true?

11 A. Yes.

12 Q. And Ibrahim Dugbe, yes?

13 A. Yes.

14 Q. When was the last time you saw John B Vincent?

12:15:18

15 A. John B Vincent, we departed in Liberia.

16 PRESIDING JUDGE: Mr Witness, the question was when rather  
17 than where.

18 THE WITNESS: I think that was in 2001. 2001. I stopped  
19 seeing John B Vincent in the year 2001 and that was in Liberia.

12:15:52

20 PRESIDING JUDGE: Please proceed, Mr Anyah.

21 MR ANYAH:

22 Q. When was the last time you saw Isaac Mongor?

23 A. I saw him this morning even before coming to this court.

12:16:08

24 Q. I see. You saw him this morning. Where did you see him  
25 at?

26 A. In this particular town.

27 Q. I see. Are you staying in, or were you staying in the same  
28 place as Isaac Mongor?

29 A. I do see him, yes.

1 PRESIDING JUDGE: Again, the question was are you staying  
2 in the same place?

3 THE WITNESS: Yes, sir.

4 MR ANYAH:

12:16:37 5 Q. And how long have you been staying in this place with Isaac  
6 Mongor? For how long, Mr Witness?

7 A. I cannot tell exactly.

8 Q. Mr Witness, when did you arrive in The Hague?

9 A. 26 March.

12:17:08 10 Q. About two weeks ago, Mr Witness?

11 A. Yes.

12 Q. Are you sure of that, Mr Witness?

13 A. I'm sure of arriving here on 26 March this year.

14 Q. When you arrived did you see Isaac Mongor?

12:17:25 15 A. Yes.

16 Q. And since 26 March you have seen Isaac Mongor until you  
17 said - was it yesterday or today? When was the last time? You  
18 said yesterday?

19 A. I said this morning.

12:17:40 20 Q. This morning. Did you have breakfast with Isaac Mongor  
21 this morning?

22 A. No, no.

23 Q. Since the 26th until today you have spoken with Isaac  
24 Mongor, correct? Yes?

12:17:53 25 A. Yes.

26 Q. And the two of you are former RUF members, right?

27 A. I been RUF member. I did not write application to become  
28 RUF member.

29 Q. I didn't ask if you applied. We know they captured you.

1 A. Yes.

2 Q. You have spoken with Mongor and the two of you were RUF  
3 members, correct?

4 A. Yes.

12:18:13 5 Q. Do you know why Mongor was in The Hague?

6 A. Yes.

7 Q. Why was Mongor in The Hague?

8 A. He told me he's a witness.

9 Q. In this case, right?

12:18:39 10 A. Yes.

11 Q. I see. What else did Mongor tell you?

12 A. He has not told me anything further.

13 Q. He just told you he was a witness?

14 A. Yes.

12:18:52 15 Q. Who was there when he - well, I withdraw that. When  
16 exactly after the 26th when you arrived did Mongor tell you he  
17 was a witness in this case? Was it when you arrived on the 26th?

18 A. In Freetown.

19 Q. No, in The Hague, here.

12:19:18 20 A. It was in Freetown he told me this.

21 Q. He told you in Freetown and then you saw him here?

22 A. Yes.

23 Q. And once you saw him here he confirmed to you that he was  
24 indeed a witness in this case, right?

12:19:29 25 A. Yes.

26 Q. And you lived in the same household, right?

27 A. Yes.

28 Q. And the two of you on occasion would eat together, correct?

29 A. Yes.

1 Q. Several meals between the 26th and now, right?

2 A. Yes.

3 Q. Did you discuss your time with the RUF with your former  
4 trainer Isaac Mongor?

12:19:52 5 A. No.

6 Q. Did you recollect anything that happened in your past lives  
7 together while you were having breakfast?

8 A. Only some of the things that happened during the time we  
9 were in the jungle.

12:20:14 10 Q. You talked about events that happened during the war time  
11 with the RUF, right?

12 A. Yes, some of the treatments we went through, we sometimes  
13 talk about it.

14 Q. On occasion did you notice that Mongor was taken somewhere  
12:20:35 15 from the house where you were staying?

16 A. Yes.

17 Q. And he would come back late in the evenings, right?

18 A. Yes.

19 Q. And when he came back did you feel, or did you know he had  
12:20:46 20 - well, let me split that. Did you know he had come to this  
21 Court to give evidence?

22 A. Yeah, he said it.

23 Q. He told you?

24 A. Yeah, but he --

12:20:59 25 Q. Did he tell you how his experiences were before this Court?

26 A. That he was in the jail and what happened in the jail in  
27 Pademba Road prison was what most times he could talk about.

28 Q. So he said events that happened in Pademba were what he  
29 talked about before this Court, right?

- 1 A. Yes.
- 2 Q. Did Mongor tell you anything else that he told this Court?
- 3 A. No.
- 4 Q. You're absolutely sure of that, Mr Witness?
- 12:21:32 5 A. Yes.
- 6 Q. Did you tell Mongor why you were here?
- 7 A. I did not understand that question.
- 8 Q. Well, Mongor saw you here just like you saw him, correct?
- 9 Isaac Mongor of course also met you here in The Hague, right?
- 12:22:03 10 Well, let me ask you this: Did Mongor ask you what you were  
11 doing here?
- 12 A. Yes.
- 13 Q. And you told him, right?
- 14 A. I told him, yes, he knows.
- 12:22:13 15 Q. He knows?
- 16 A. Yes, from Freetown.
- 17 Q. When did you speak with him about this in Freetown? How  
18 long ago?
- 19 A. I think when I left Kailahun I came to Freetown, the day we  
12:22:34 20 were to take off was the very day I saw him.
- 21 Q. The day you were to take off from where, from Freetown to  
22 where?
- 23 A. From Freetown. From Freetown to here.
- 24 Q. Mongor and you travelled together?
- 12:22:45 25 A. Yes.
- 26 Q. Same plane?
- 27 A. Yes.
- 28 Q. Seated next to each other?
- 29 A. No.

1 Q. But seated close to each other?

2 A. We had people in between us. I think about - I cannot  
3 really give any exact figure.

4 Q. When you met him at the airport - this is Lungi, Lungi  
12:23:08 5 International?

6 A. Yes, sir.

7 Q. How long had it been since you had seen him before the day  
8 you met him there?

9 A. For many years before.

12:23:23 10 Q. I thought so.

11 A. Yes.

12 Q. It was a surprise to see him, would you say so?

13 A. To see him in Freetown, because all the long while I had  
14 been expecting that he was still in Pademba Road. I was  
12:23:41 15 surprised that day when I saw him outside.

16 Q. But it had been a long time and it was a surprise  
17 nonetheless, right?

18 A. Yeah.

19 Q. Now, did you and Mongor reminisce about your past lives  
12:24:00 20 together when you met at Lungi?

21 A. We did not talk about anything in Lungi.

22 Q. You just knew you were going together to The Hague to  
23 testify in the case, right?

24 A. Yes.

12:24:14 25 Q. You were going to The Hague to testify against  
26 Charles Taylor, true?

27 A. Yes.

28 Q. What else did you and Mongor talk about here in The Hague  
29 besides his evidence in court?

1 A. Nothing else, because this is a strange land and I have  
2 never come to this place, so there was nothing to discuss about.

3 Q. Are you saying that the two of you did not discuss anything  
4 else in the several breakfasts you had?

12:24:48 5 A. All we spoke about I have explained.

6 Q. Well, that doesn't seem to match up to a two week period  
7 together, Mr Witness. You gave us only a brief indication of  
8 Mongor telling you that he was allowed to talk about events at  
9 Pademba Road before this Court. Is that all you talked about  
10 with Mongor for two whole weeks in The Hague?

11 A. In The Hague I really do not have much time to sit down and  
12 discuss in length about matters. As I'm here he may be moving  
13 around, I do not know.

14 Q. But when you sit at the breakfast table you're not moving  
12:25:32 15 around, are you?

16 A. Yes.

17 Q. You are in a stationary position eating food, right?

18 A. Yes.

19 Q. And it takes a while to eat food, does it not?

12:25:41 20 A. It takes some time, yes.

21 Q. And occasionally you would chat with Isaac Mongor, right?

22 A. Yes.

23 Q. And I am seeking to find out what else, besides Pademba  
24 Road, you and Mongor spoke about. Did he ask you, for example,  
12:25:55 25 whether you were working in Freetown, or elsewhere in Sierra  
26 Leone?

27 A. I told him I was attending just after the DDR and that --

28 Q. Mr Witness, by the way, if you're going to say a school  
29 don't say the name of the school.



1 A. Okay.

2 Q. You told him you were attending school. Is that what you  
3 were about to say?

4 A. Yes, sir.

12:26:18 5 Q. Okay, thank you. Did you ask Mongor what he was doing as  
6 far as occupation was concerned back at home?

7 A. I knew he was held at Pademba Road prison. The day I saw  
8 him I was even surprised.

9 Q. Well, in The Hague here I'm asking you. Let me ask you  
12:26:39 10 this: Did you ask Mongor how life was in Pademba Road while he  
11 was a prisoner there?

12 A. Yes.

13 Q. And he told you about that, right?

14 A. Yes.

12:26:47 15 Q. Did you ask him about his family life, whether he had  
16 children or not?

17 A. No.

18 Q. You didn't talk about that --

19 A. No.

12:26:56 20 Q. -- with him?

21 A. No.

22 Q. Did you talk about how you felt being in The Hague, whether  
23 you liked the place or not?

24 A. I used to tell him that the place is cold.

12:27:08 25 Q. So there were other things you spoke about with Mongor,  
26 right, besides just Pademba Road?

27 A. We sometimes sit down and watch the TV - the CNN - and we  
28 discuss the images we see on the screen.

29 Q. Did you ever encounter any news item that pertained to this

1 case while you and Mongor watched television?

2 A. No.

3 Q. No?

4 A. No.

12:27:47 5 Q. Any news item that pertains to Charles Taylor?

6 A. Since I came to this place, no.

7 Q. Did you and Mongor talk about Charles Taylor at all? The  
8 man, Charles Taylor?

9 A. I cannot remember.

12:28:08 10 Q. Ah, but you were here for the Taylor case. Are you saying  
11 you can't remember talking about the man against whom you were  
12 coming to testify? Mr Witness, did you tell Isaac Mongor about  
13 the time you met Mr Taylor in Gbarnga? You told us you met  
14 Mr Taylor in Gbarnga with Benjamin Yeaten, right?

12:28:38 15 A. Yes.

16 Q. You told us of a muster parade at the Executive Mansion in  
17 Monrovia where Charles Taylor came and spoke, right?

18 A. Yes.

19 Q. Now, you're here in The Hague to testify against  
12:28:52 20 Charles Taylor and seated with you is Isaac Mongor who is here  
21 for the same purpose. I am asking you did you and Mongor talk  
22 about Charles Taylor, the man?

23 A. I'm saying all that we have said I cannot recall.

24 Q. It was two weeks ago, between March and now. You met the  
12:29:12 25 man, Mongor, this morning. The two of you are here for the same  
26 purpose. Did you and Isaac Mongor talk about  
27 Charles Ghankay Taylor, true, yes, or no?

28 A. I cannot recall.

29 Q. You cannot recall something that happened in the last two

1 weeks? Is that your evidence, Mr Witness?

2 A. Discussing exactly about the person you are talking about.

3 Q. Is that the same as nothing was said about the man seated  
4 behind me in a two week period, you and Isaac Mongor having  
12:29:57 5 breakfast?

6 A. I really have got to think.

7 Q. Please think. It's an important question, Mr Witness.

8 A. Because we sometimes tell them that they brought problems  
9 to us and they crack jokes about it.

12:30:16 10 Q. What kind of jokes? Who brought problems to whom?

11 A. We tell them they were Vanguard. We are all here together  
12 now. So we talk about that, cracking jokes with them.

13 Q. You view Mongor as a Vanguard, is that what you're saying?  
14 And please do not mention the names of any other person in that

12:30:38 15 house. I'm just focusing on Isaac Mongor. You view Mongor as a  
16 Vanguard, right? Mr Witness, what does Vanguard mean?

17 A. It means those who anticipated progress.

18 Q. What does Vanguard mean in the context of the RUF? Just  
19 like you told us about Special Forces, what does Vanguard mean?

12:31:01 20 A. They were the ones who were trained to come to Sierra Leone  
21 to fight the RUF war.

22 Q. Where were they trained at, Mr Witness?

23 A. They told us, or they told me - what I learnt from the base  
24 was that they were trained in Liberia.

12:31:15 25 Q. Where in Liberia? What camp, Mr Witness? You know the  
26 name. Tell us, please.

27 A. Camp Naama. Camp Naama.

28 Q. I thought so.

29 A. Camp Naama.

1 Q. And when you saw Mongor here you said you made jokes about  
2 him being a Vanguard, right?

3 A. Yes.

12:31:38

4 Q. And you were making jokes as in they brought the war from  
5 Liberia to you in Sierra Leone, right?

6 A. Yes.

7 Q. And you have told us this morning about you being captured  
8 by Liberians, right?

9 A. Yes, the --

12:31:53

10 Q. Now, you have - go ahead, Mr Witness.

11 A. The very person who placed me under gunpoint was a  
12 Liberian, yes.

13 Q. The first person was as well as the second person?

14 A. Yes.

12:32:02

15 Q. Junior Dolo was a Liberian?

16 A. Yes.

17 Q. And in one of your statements indeed you said - you  
18 specifically said - that Mongor and others were Charles Taylor's  
19 men. Do you recall saying that?

12:32:24

20 A. Yes.

21 Q. And Charles Taylor sent them to Sierra Leone, right,  
22 Mr Witness?

23 A. I was following their statement. What they told me is what  
24 I --

12:32:42

25 MR BANGURA: Your Honours, if my learned friend is quoting  
26 or citing from a statement could he specifically refer to the  
27 statement?

28 MR ANYAH: Not if the witness immediately admits it's  
29 correct, I don't have to go back and refer to the statement. If

1 he immediately says, yes, he acknowledges it, I don't have to.

2 MR BANGURA: Your Honour, but in fairness the Prosecution  
3 needs to be sure that what counsel is putting to the witness is  
4 accurate. He's seeking to --

12:33:09 5 PRESIDING JUDGE: The witness has agreed it. If you feel  
6 it's inaccurate, or unfair, then you have a right to bring it in  
7 re-examination.

8 MR BANGURA: I'm not particularly questioning the fact now  
9 that the witness has answered the question, but the position is  
12:33:26 10 as a matter of principle if learned counsel is citing from a  
11 statement and putting to the witness as a matter of fact what is  
12 contained in the statement, it is but pertinent that the proper  
13 reference be given.

14 PRESIDING JUDGE: Are you asking for a reference for  
12:33:41 15 yourself, rather than for the witness?

16 MR BANGURA: For myself, your Honour.

17 PRESIDING JUDGE: Oh, I see. For yourself.

18 MR ANYAH: Well, let me put it on the record then. I will  
19 do that. I would refer the Chamber and counsel to tab 6, page 7.  
12:34:12 20 The ERN number of that page is 5018 and the paragraph of  
21 relevance is paragraph 16 and I will read it. These are notes  
22 given by the Office of the Prosecutor to us containing comments  
23 made by the witness six months ago in October 2007 between the  
24 dates 9 and 11 October. The witness told them this:

12:34:47 25 "The witness states that the training commander at the  
26 training base was Ibrahim Dugba. Dugba and the training  
27 commandants John B Vincent and Isaac T Mongo all said that they  
28 were from the NPFL sent by Charles Taylor and that their  
29 commander was Charles Taylor":

1 Q. Mr Witness, Mongor and others were Liberians that you knew  
2 or were told were sent to your country by Charles Taylor, right?

3 A. Yes.

4 Q. And you ridiculed or made fun of them about that here in  
12:35:29 5 The Hague? We've confirmed that, right?

6 A. We sit down and talk about the past.

7 Q. Did you feel, or do you feel as you sit there now, that  
8 Liberians were responsible for bringing the war to Sierra Leone?

9 A. Those are the people we saw with the arm. They are the  
12:35:52 10 people who captured me. I saw - those were the people I saw.

11 Q. And you hold them responsible for what they did to you,  
12 right?

13 A. Yes.

14 Q. Indeed you sustained an injury to the tendon in your ankle  
12:36:06 15 when you were sent to fight at the front lines in Gbaima,  
16 correct?

17 A. Yes.

18 Q. So, I go back to my question. The man who sent Mongor and  
19 others, Charles Taylor, when you and Mongor sat down at the  
12:36:19 20 breakfast table during the last two weeks did you and Mongor talk  
21 about Charles Taylor?

22 A. He used to say it was Charles Taylor who provided the  
23 training ground for them.

24 Q. I see. What else did he say about Charles Taylor?

12:36:37 25 A. That is all I can remember.

26 Q. Did he say Charles Taylor brought arms or sent arms with  
27 them to Sierra Leone?

28 A. I have not gone into that with him.

29 Q. Did you and Mongor talk about arms and ammunitions from

1 Liberia to Sierra Leone, Mr Witness?

2 A. I have not spoken to him about that.

3 Q. Did you and Mongor talk about diamonds from Liberia to  
4 Sierra Leone, or from Sierra Leone to Liberia?

12:37:03 5 A. Here in The Hague?

6 Q. Yes.

7 A. No, I have not extended my talks to that level.

8 Q. But didn't you just say that Mongor said that  
9 Charles Taylor was the one who gave them arms?

12:37:15 10 A. I said who provided training ground for them.

11 MR BANGURA: Your Honours, I rise because my learned friend  
12 is misstating the evidence.

13 MR ANYAH: Okay, I understand. I withdraw that. I  
14 withdraw that. I will be guided accordingly:

12:37:37 15 Q. Yes, your response was, "He used to say it was  
16 Charles Taylor who provided the training ground for them". So,  
17 on the basis of what Mongor said, Mongor was saying that Charles  
18 Taylor assisted them, the Liberians, when they were in Sierra  
19 Leone. Right, Mr Witness?

12:37:56 20 A. I have not extended the conversation to that level with  
21 him.

22 Q. Your conversations didn't go to that level, but do you see  
23 the problem, Mr Witness? You spent two weeks with this man and  
24 you just saw him this morning and the two of you fought together  
12:38:13 25 in the RUF and he was your training commander, Mr Witness. I am  
26 trying to find out more about what you and him discussed. He  
27 used to go away in the mornings and come back at night. What did  
28 he tell you his day was like when he was away here in The Hague?

29 A. He did not discuss anything to me about what happened.

1 Q. Did he tell you when he came to court that he saw  
2 Charles Taylor when he came back to the house?

3 A. No.

4 Q. He never said that?

12:38:38 5 A. He --

6 Q. Mr Witness, he never said he saw Charles Taylor in court?

7 PRESIDING JUDGE: Let the witness answer, Mr Anyah. Answer  
8 the question, please.

9 THE WITNESS: When he comes from the Court he does not  
12:38:53 10 speak - I mean, keep much time with us. Then he goes up.

11 PRESIDING JUDGE: That does not actually answer the  
12 question, Mr Witness. The question was did he say he saw  
13 Charles Taylor in court?

14 THE WITNESS: Yes.

12:39:09 15 MR ANYAH:

16 Q. Ah. Did he say how Mr Taylor looked? Whether he looked  
17 well, whether he looked different, whether he looked sad or  
18 happy?

19 A. He did not tell me that.

12:39:21 20 Q. What did he say in relation to seeing Mr Taylor in court?

21 A. I cannot remember.

22 Q. Did he say whether he saw Mr Taylor with lawyers around  
23 him, or security officers around him?

24 A. He did not tell me that.

12:39:53 25 Q. Did he say whether he spoke to Mr Taylor?

26 A. He did not tell me that.

27 Q. All he said - your evidence is that all he said is, "Oh,  
28 today I saw Mr Taylor", and that was the end of it. Is that what  
29 you're telling this court, Mr Witness?



1 A. Yes.

2 Q. I see. And you're still as of now staying in the same  
3 house as Mongor?

4 A. Yes.

12:40:27 5 Q. I'm going to ask you a question and don't give me any  
6 names, but I want to put this question to you. Are there other  
7 people in that house that are witnesses in this case staying with  
8 you and Isaac Mongor? You don't have to tell me the names. I  
9 just need yes, or no. Right now are there other people living  
12:40:46 10 with you and Isaac Mongor that are witnesses in this case?

11 A. Yes.

12 Q. How many other people, can you tell us?

13 A. We are four in number.

14 Q. You are four, I see.

12:41:00 15 A. Yes.

16 Q. And how long have the four of you been together?

17 A. Same two weeks.

18 Q. Same two weeks?

19 A. Yes.

12:41:07 20 Q. And the four of you would eat breakfast together, right?

21 A. Yes.

22 Q. Have any of the four yet to come to court to testify?

23 A. Yes.

24 Q. Don't give me a name, please. How many of the four have  
12:41:22 25 not come to court to testify yet?

26 A. Two.

27 Q. Ah, there are two of them. So, two are yet to come. Have  
28 you spoken with those two about your evidence this week?

29 A. No.

1 Q. When you left in the mornings and you came to court on  
2 Monday and you went back, did they ask you how your day went?

3 A. They asked me, "How is everything?" I say, "It's tough".

4 Q. Did you tell them you saw Charles Taylor in court?

12:41:52 5 A. No.

6 Q. You did not say that, Mr Witness?

7 A. Nobody asked me about that.

8 Q. But when you came here the first time, Monday the 7th, and  
9 you went back home, did you tell them, "Oh, I saw Charles Taylor

12:42:05 10 in court today"?

11 A. No.

12 Q. Did those two people travel with you and Isaac Mongor from  
13 Freetown to The Hague?

14 A. We did travel.

12:42:12 15 Q. All four of you?

16 A. Yes, sir.

17 Q. Did you sit next to any of those two?

18 A. Yes.

19 Q. And you knew from Freetown they were coming here to give  
12:42:23 20 evidence in this case, right? Yes?

21 A. Yes.

22 Q. And you both arrived in The Hague - you and the two of them  
23 arrived in The Hague on 26 March, right?

24 A. Yes.

12:42:35 25 Q. You've been together two weeks, right?

26 A. Yes.

27 Q. When you came to court the first time your evidence is you  
28 never told them that the man against whom you were coming to  
29 testify, being flown in from Freetown to testify, you had seen

1 that man in court on Monday, 7th. You didn't mention that to  
2 them. Is that your evidence, Mr Witness?

3 A. I have not explained anything to them since I started  
4 coming to this place.

12:43:03 5 Q. Have you seen them talking with Isaac Mongor? The other  
6 two people that you've referred to, have you seen them talking  
7 with Isaac Mongor in this household?

8 A. They talk, yes. They talk on other matters. We sit down,  
9 we share --

12:43:21 10 Q. Why did you say other matters. I didn't ask you what they  
11 talked about.

12 A. Okay.

13 Q. Just like Mongor spoke to you about Pademba Road, did he  
14 also speak to them about Pademba Road, that is did you hear him

12:43:34 15 speak to them about Pademba Road?

16 A. Yes.

17 Q. I see. So Mongor already spoke to those two as well?

18 A. Yes.

19 Q. Did you hear Mongor tell them that Charles Taylor provided  
12:43:45 20 training ground for them when the Liberians crossed into Sierra  
21 Leone? Were they there when Mr Mongor said that?

22 PRESIDING JUDGE: Two questions, Mr Anyah.

23 MR ANYAH:

24 Q. Were these people present when Mongor told you about  
12:44:05 25 Charles Taylor providing training ground to them in Sierra Leone?

26 A. In Sierra Leone or Liberia?

27 Q. In Liberia, I'm sorry. Do you understand the question,  
28 Mr Witness?

29 A. Yes.

1 Q. In this household where the four of you stayed you told us  
2 Mongor told you something and I simply want to know whether these  
3 two other people were present when Mongor told you this. Can you  
4 tell us, please?

12:44:30 5 A. No.

6 Q. They were not present?

7 A. No.

8 Q. Apart from that occasion did you hear Mongor repeat the  
9 same thing he told you to them?

12:44:38 10 A. No.

11 Q. Besides Pademba Road what else did you hear Mongor discuss  
12 with these people?

13 A. I cannot recall.

14 Q. Two weeks together and you cannot recall anything that

12:44:50 15 Mongor said to these people and you had breakfast together,  
16 Mr Witness.

17 A. We sit down and talk, we play draft, we listen to the CNN,  
18 we follow up with what is happening in Zimbabwe, we have a games  
19 championship league playing, we talk about that.

12:45:09 20 Q. But not Charles Taylor?

21 A. No.

22 Q. Not Charles Taylor?

23 A. No.

12:45:30 24 Q. Mr Witness, let's go back to the national secondary school  
25 for a second. You mentioned when you were testifying, I believe  
26 on Tuesday - both Monday and Tuesday, Monday 7th and Tuesday 8th,  
27 you mentioned that first in Ahmadiyya secondary school you had  
28 what you called Small Boys Units, right?

29 A. Yes.

1 Q. You also mentioned Small Girls Units, right?

2 A. Yes.

3 Q. And you mentioned something called the WAC's?

4 A. Yes.

12:46:06 5 Q. I forgot what the acronym stands for, but it had to do with  
6 captured female civilians above the age of 20, correct?

7 A. Yes.

8 Q. Mr Witness, can you lean up to the microphone, please?

9 A. Yes.

12:46:20 10 Q. Thank you. When was the first time you mentioned to the  
11 Office of the Prosecutor that at the training base where you were  
12 trained they had these groups?

13 A. I think that was the last time they interviewed me, the  
14 last interview they had with me.

12:46:52 15 Q. And that was here in The Hague, Mr Witness, was it not?

16 A. Yes.

17 Q. In fact you met them since you've been here. If we assume  
18 you arrived on the 26th, as you've said, you met them on March  
19 27th, the day after you arrived, right, Mr Witness?

12:47:19 20 A. Yes.

21 Q. You spent some time with them, right?

22 A. Yes.

23 Q. How many hours did you spend with them?

12:47:28 24 A. I cannot tell. I do not even have a watch. It's difficult  
25 for me.

26 Q. Yes, but it was a long time, Mr Witness, right?

27 A. I cannot estimate the particular hour.

28 Q. Did you have something to eat and drink during a break  
29 while you met with them?

1 A. Yes.

2 Q. They gave you food?

3 A. Yes.

12:47:49

4 Q. After 27 March you met with them also on 28 March, the very  
5 next day, Mr Witness, right?

6 A. Yes.

7 Q. And you went over the evidence you would give in court,  
8 right?

9 A. Yes.

12:47:55

10 Q. I see. How many people did you meet with, Mr Witness?

11 A. Here in The Hague?

12 Q. Yes, yes. Let's start on 27 March. How many of them did  
13 you meet with?

14 A. Two.

12:48:13

15 Q. And on the next day, the 28th, how many?

16 A. One.

17 Q. You met with them the third day of your arrival, the 29th  
18 again, right?

19 A. Yes.

12:48:27

20 Q. All those three days they were full day sessions, were  
21 they?

22 A. Yes.

23 Q. You had breaks in between, right?

24 A. Yes.

12:48:35

25 Q. After three consecutive days of meetings you met with them  
26 on the 31st again, right, Mr Witness?

27 A. 31st?

28 PRESIDING JUDGE: Would it help to tell him which day of  
29 the week it is?

1 MR ANYAH:

2 Q. 31 March is a Monday, Mr Witness. That would make the 29th  
3 a Saturday and we're asking you if you had a rest on the Sunday  
4 and met with them on Monday, 31 March.

12:49:23 5 A. Yes, yes.

6 Q. That was Monday one week ago, right?

7 A. Yes.

8 Q. Mongor was coming to court that Monday, right?

9 A. Yes.

12:49:32 10 Q. He told you he was coming to court, right, Mr Witness?

11 A. He did not tell me.

12 Q. Well, you saw him come to court that day?

13 A. Yes.

14 Q. 31 March was the 20th meeting you had had with the Office  
12:49:53 15 of the Prosecution, right? Well, let's look at tab 13,  
16 Mr Witness. It delineates the dates and the interview schedule.  
17 Now, Mr Witness, you see that the 31st, on the basis of documents  
18 provided by the Office of the Prosecutor, was the last date on  
19 which you met with them as far as we know. Do you see that,  
12:50:44 20 Mr Witness?

21 A. Yes.

22 Q. Your evidence to this Court is that on 19 prior occasions  
23 when you met with them you did not indicate to them that there  
24 were Small Boys and Small Girls Units at national secondary  
12:51:04 25 school, right?

26 A. That was stated here because previously meeting I was  
27 giving explanations and they were writing key points. I was  
28 giving explanations. In fact, there were some other areas I  
29 travelled which they said, "Oh, no, you need not make an

1 indication of that, just the main strategic areas and where you  
2 spent much time."

12:51:49 3 Q. Okay, very well. I want to go back. Mr Munyard just  
4 raised an issue. This 31 March, this Monday, are you aware that  
5 that was the day we, the Defence, started asking Isaac Mongor  
6 questions on cross-examination?

7 A. I was not in court. I cannot really tell what was going on  
8 here.

12:52:06 9 Q. On that day in particular, when Mongor came back, did  
10 Mongor - well, let me go back a second. I withdraw that. You  
11 told us a few minutes ago, and correct me if I'm wrong, that one  
12 of the subjects of conversation you had with your housemates  
13 about being in The Hague, you would say things were tough, right?

12:52:27 14 A. I asked him. I said, "How is the situation like?" He  
15 said, "It's tough." Did you see --

16 Q. And he was referring to his evidence in court, the  
17 experience, right? That's what he meant by things are tough,  
18 correct?

12:52:43 19 A. I asked him, "How did you spend the day?" He said,  
20 "Tough."

21 Q. Okay, Mr Witness, and those were dates on which he came to  
22 court, correct? Yes?

23 MR BANGURA: Your Honours, I wonder whether we're talking  
24 of one particular day, or many days?

12:52:55 25 MR ANYAH: I digressed a little. I'm coming back to the  
26 31st and I don't believe I am misleading the witness, so I think  
27 I should be entitled to proceed.

28 MR BANGURA: I believe we were on the 31st.

29 MR ANYAH: Then I said I want to go back to something he



1 said before about things being tough and I'm now coming back --

2 THE WITNESS: I asked him, "How did you spend the day?" He  
3 said, "Tough."

4 MR ANYAH:

12:53:22 5 Q. You knew on those days when he said that he had come to  
6 court, correct? Yes, Mr Witness?

7 A. We travelled together to this place. I in fact - when I  
8 got up there I did not know where he was taken to.

9 Q. But they took him to a different place than you, right?

12:53:40 10 A. Yes.

11 Q. And you have confirmed for us that you knew he was coming  
12 to court, right?

13 A. They told us they were bringing us to the court together,  
14 but when we got down there, where he was taken to I never knew.

12:53:54 15 In fact, I did not see him for the rest of the day.

16 Q. I understand - sorry. Go ahead, Mr Witness. I understand,  
17 but your records say Mongor told you he came to court and I want  
18 to know now about 31 March. Was that the day --

19 MR BANGURA: Your Honours, I think that's a misstatement of  
12:54:12 20 the evidence again. The witness did not say that Isaac Mongor  
21 told him that he was coming to court.

22 PRESIDING JUDGE: I don't recall the witness - let's see  
23 what the question was, "They told us they were bringing us to the  
24 court together", and that's what he said. Then your question,  
12:54:27 25 Mr Anyah - I don't recall him saying and I cannot find a record  
26 of him saying, "Mongor told you he came to court".

27 JUDGE LUSSICK: If you go back to page 93, line 12 on my  
28 computer, the question was, "He told you he was coming to court,  
29 right, Mr Witness?" The answer was, "He did not tell me."

1 Question, "Well, you saw him come to court that day?" Answer,  
2 "Yes."

3 MR ANYAH: So to be fair to the witness the witness has  
4 acknowledged knowing Mongor was coming to court on his own  
12:55:06 5 perceptions, not Mongor telling.

6 PRESIDING JUDGE: They came together, they parted company  
7 on arrival.

8 MR ANYAH:

9 Q. Well, Mr Witness, you knew Mongor was coming to court,  
12:55:23 10 right?

11 A. From Freetown to here?

12 Q. Okay. Well, that means that - well, I believe I have the  
13 record.

14 PRESIDING JUDGE: Mr Witness, are you asking for  
12:55:41 15 clarification of the question?

16 THE WITNESS: Yes, sir.

17 MR ANYAH: Okay, I understand:

18 Q. When you and Mongor were at Lungi, correct me if I'm wrong,  
19 you knew at that point, from whatever source, that you and Mongor  
12:55:53 20 were coming to testify in this case. You've said that, right?

21 A. Yes.

22 Q. When you and Mongor were here in The Hague and Mongor would  
23 leave in the morning and come back in the evenings, you knew that  
24 Mongor had come to court to testify, right?

12:56:14 25 A. Yes.

26 Q. I see. On 31 March, after Mongor left and came back, did  
27 Mongor tell you how his experience was in court?

28 A. I asked him for the day. I said, "How did you spend the  
29 day?" He said, "Tough."

1 Q. And it was on that day he told you that?

2 A. I cannot recall the particular date and of course day.

3 Q. Okay. Now going back to your time at national secondary  
4 school, you gave us an example of how somebody who attempted to  
12:56:57 5 escape would be treated if they were caught and the fellow in  
6 question that you spoke about was somebody named Jusu. Do you  
7 recall that, Mr Witness?

8 A. Yes, sir.

9 Q. Now, this fellow Jusu was a civilian, right?

12:57:16 10 A. Yes, sir.

11 Q. Male or female, Mr Witness?

12 A. Jusu is to be a male in our tradition.

13 Q. Approximately how old, Mr Witness?

14 A. I cannot really recall, but he was somehow older a little  
12:57:37 15 bit than I was at that time.

16 Q. Let me read to you what you told us about Jusu on Tuesday,  
17 8 April. For the record I will be reading from the transcript of  
18 that date and the page in question is 6822, starting with line 8  
19 and proceeding to line 24. Mr Witness, you were asked this - I'm  
12:58:22 20 sorry, Mr Witness, it's not in that bundle. I don't know if they  
21 can put it on for him on the document cam. You may have to look  
22 at the monitor, Mr Witness, to see the answers that you were  
23 giving and the questions you were asked and the responses you  
24 gave. Page 6822, line 8:

12:58:45 25 "Q. Did you see this happen at all during your stay on the  
26 base?

27 A. Yes, it happened at the time we were transferred from  
28 the national secondary school campus training base. It  
29 happened as a result of our colleagues, a recruit, who took

1 to escaping from the training base, and at one time the  
2 instructor said, 'We have learnt that a good number of you  
3 people are escaping and you have been initiated into our  
4 society, so if any one of you is caught we will deal with  
12:59:20 5 you accordingly.' And a colleague called Jusu, I can still  
6 remember, was caught on the bypass trying to escape and he  
7 was arrested and taken to the field and one of the  
8 instructors called Rambo told us in a muster parade that,  
9 'See what we are going to do to your colleague because we  
12:59:48 10 made this announcement but it appears you do not want to  
11 heed it'. He was shot in the leg and lay down. His head  
12 was cut off. He said, 'This will serve to you as an  
13 incentive not to escape'."

14 Mr Witness, that's what you told us on Tuesday about Jusu  
13:00:16 15 being killed, right?

16 A. Yes.

17 Q. You stand by that, Mr Witness?

18 A. Yes, sir, and I had stated this one before.

19 Q. Mr Witness, you stand by that?

13:00:23 20 A. Yes, sir.

21 Q. I see. "His head was cut off" is what you told us?

22 A. Yes, sir.

23 Q. He was shot in the leg?

24 A. Yes.

13:00:30 25 Q. Well you spoke with the Prosecutor about Jusu previously  
26 and, Mr Witness, I refer you to tab 2. This is in the Defence  
27 bundle at page 2. Mr Witness, these are notes from your  
28 interview with the Prosecutor on 17 July 2006 and you speak about  
29 Jusu, but I'm focusing on the manner in which he was killed. If

1 you go down to the second - well, the third paragraph that says  
2 "One male named Jusu, about 25 [years] old", do you see that,  
3 Mr Witness? If you look upwards a little bit, do you see that?

4 A. Uh-huh.

13:01:33

5 Q. It reads:

6 "One male named Jusu, about 25 [years] old, tried to escape  
7 from the training base and was caught his hands were tied behind  
8 him and all the 'recruits' were made to gather around to watch a  
9 Liberian from Foya, (a Kissi whose name he cannot remember) ...",  
10 that is you could not remember, "... shoot Jusu dead with [an]  
11 AK-47 automatic rifle, after telling the recruits 'come and see  
12 what we're doing to your comrade who has been caught trying to  
13 escape'."

13:01:57

14 Do you remember saying he was killed with an AK-47 rifle?

13:02:18

15 A. I said he was shot and thereafter he was laid down and his  
16 head was cut off.

17 Q. It's not on this page that his head was decapitated,  
18 Mr Witness?

13:02:30

19 A. He was first shot and he fell on the ground and later his  
20 head was cut off. That I explained.

21 Q. Why did you not tell them what you told us, "He was shot in  
22 the leg and then as he lay down painfully ...", that was not your  
23 word, that's mine, "... somebody came and cut off his head"? Why  
24 did you not say that when you met with them in July 2007?

13:02:50

25 A. I explained the manner in which he was killed. The person  
26 who wrote it had maybe not written just as I put it.

27 Q. The Prosecution Office would not write down that you told  
28 them someone's head was cut off? They omitted to write that  
29 down. Is that your evidence, Mr Witness?

1 A. I can remember explaining how Jusu was caught and brought  
2 in front of us and killed. He was first shot and later on he was  
3 put down and his head was cut off. That created panic in  
4 everybody and that even did not stop our comrades from escaping.

13:03:27 5 They still went on escaping, but we had that fear.

6 Q. We know your comrades contained to escape, you have just  
7 said that, but I'm putting it to you that when you testified on  
8 Tuesday about how Jusu was killed you were exaggerating. Do you  
9 agree?

13:03:47 10 A. I was not. I was not.

11 Q. Mr Witness, when you said he lay down and his head was cut  
12 off you were embellishing, do you agree?

13 A. No, I was not.

14 Q. You were lying, Mr Witness. Do you agree?

13:04:03 15 A. No. No, I don't tell lies. I explained how the manner in  
16 which Jusu was killed on the training base. He told us - he  
17 said, "Come and see what we are going to do to your friends". He  
18 said, "We have caught him escaping and we have told you several  
19 times not to escape. If you want to leave this training base,  
13:04:22 20 ask us, we will give you a pass and you can return within 72  
21 hours. That was the longest time we could give you".

22 Q. So you are saying, Mr Witness, that what you told us in  
23 court on Tuesday is the same thing you told the Office of the  
24 Prosecutor in July 2007. Is that what you're saying?

13:04:46 25 A. Yes. I narrated the death of Jusu and the manner in which  
26 he was killed, our friend.

27 Q. We will come back to national secondary school and Jusu. I  
28 want to take you to something else, Mr Witness.

29 A. Yes.

1 MR ANYAH: Madam Court Officer, can we show the witness

2 MFI-18:

3 Q. Mr Witness, this document at the top says at the first page  
4 - you were shown this document I believe perhaps on Wednesday,  
13:05:56 5 but during the course of this week. Do you recall being shown  
6 this document, Mr Witness?

7 A. Yes.

8 Q. It's a code book, correct?

9 A. Yes.

13:06:09 10 Q. What would you call it, Mr Witness? Code book, or  
11 operational book, or message book? Which one?

12 A. This one is said to be a code book.

13 Q. And that's on the basis of what you said an RUF code book,  
14 right?

13:06:26 15 A. Yes.

16 Q. That particular document you're looking at, when was the  
17 first time you saw it?

18 A. I cannot recall the actual date, but --

19 Q. Can I ask you what year did you first see that book? That  
13:07:12 20 document you're holding, what year did you first see it?

21 A. I cannot recall.

22 Q. Did you first see it in the hands of the Office of the  
23 Prosecutor, or one of their employees?

24 A. Yes. This particular book, yes.

13:07:42 25 Q. Was it this month of March that you saw it for the first  
26 time here? I'm sorry, this month of March in Sierra Leone?

27 A. Let me make things clear. This particular book - this book  
28 in my hand - I saw this one in the court, but I saw a replica of  
29 this book with the Prosecutors --

1 Q. Okay.

2 A. -- before coming to the court.

3 Q. Okay, that's fair enough. The replica that you saw, was it  
4 identical to what you see in court right now?

13:08:18 5 A. Yes.

6 Q. And do you have that replica there with you on the witness  
7 stand?

8 A. This one?

9 Q. Yes.

13:08:26 10 A. I have the two.

11 Q. You have the two?

12 A. Yes, sir.

13 Q. And they are identical, right?

14 A. Yes, sir, they are.

13:08:32 15 Q. And the very first time you saw them, I am asking you was  
16 it in the month of March this year? Mr Witness --

17 A. Let me think. Allow me to think. I was shown this - the  
18 photocopy and I asked for the original, this one, and they told  
19 me it was somewhere.

13:09:26 20 Q. That doesn't answer my question. My question was when?  
21 Was it March 2008 that you saw it for the first time?

22 A. Yes, I want to believe so.

23 Q. You want to, or you know so?

24 A. The exact date that this book was presented to me was what  
13:09:45 25 I cannot really tell you. I cannot tell you it was given to me  
26 or it was shown to me on the 15th, on the 10th, no.

27 Q. I didn't ask you that. I was asking you in the month of  
28 March. Are we in agreement that you were given it or you were  
29 shown it for the first time in March 2008? Well to be fair to



1 you I should say you were shown a copy of the book in March 2008,  
2 because you've said you saw it here in court for the first time;  
3 the original that is?

13:10:30 4 A. This one is what I'm referring to that I saw it only in the  
5 court, but before that time I had seen the photocopy of this  
6 book.

7 Q. Well, can we say you were shown the photocopy in the year  
8 2008? Can we agree on that, Mr Witness?

9 A. Yes.

13:11:00 10 Q. That would be fair to say, right?

11 A. Yes.

12 Q. Okay. You obviously were not there when this book was  
13 composed, right? Do you understand the question? Perhaps - do  
14 you understand the question, Mr Witness?

13:11:19 15 A. I was not at the scene when it was written.

16 Q. Exactly.

17 A. Okay.

18 Q. Precisely.

19 A. Okay.

13:11:26 20 Q. You do not know who wrote that book, right, or who wrote in  
21 that exercise book, right?

22 A. I do not know exactly whose handwriting is this.

23 Q. If you look at the first page, you flip open the cover page  
24 and you look at the very first page, with ERN number 00009992,  
13:12:14 25 you look at the handwriting on that first page, Mr Witness, and  
26 you flip over to the very next page and you look at the  
27 handwriting on the next page, ERN number 00009993, you would  
28 agree with me, would you not, that the two handwritings on each  
29 page are different, yes?

1 A. Yes.

2 Q. I see. So it is the case, would you agree, that more than  
3 one person wrote in this exercise book?

4 A. It is difficult to ascertain because this one is written in  
13:12:53 5 lower case letter and these other ones are written in gothic  
6 letters.

7 Q. That means two - but not the letter designation is at  
8 issue. You've admitted that from your visual observation of  
9 these pages they contain two different handwritings, right,

13:13:14 10 Mr Witness?

11 A. Yes, I'm precise here stating that this one on the first  
12 page is written in lower case letters and the other side is  
13 written in gothic letters, so I said it is difficult for one to  
14 ascertain whether they were produced by two different people.

13:13:29 15 Q. Okay. In your view it is possible that the same person  
16 wrote the two pages. Is that your evidence?

17 A. Yes, sir.

18 Q. I see. Now, the part that is written in upper case  
19 letters, as you've just indicated, you told us previously that  
13:13:56 20 they contained codes, right?

21 A. Yes.

22 Q. If you flip to the very end of the book to ERN page number  
23 00010013, it's the third to last page, do you see something that  
24 does not mean a code, if you will, just a narrative?

13:14:32 25 A. Yes.

26 Q. Something about security infos received from Pendembu. Do  
27 you see that, Mr Witness?

28 A. Yes.

29 Q. That handwriting is different. Although it's in lower case

1 letters, it is different than the handwriting in the upper case  
2 letters, right?

3 A. Allow me to check that.

4 Q. Just flip one page over, the previous page. Mr Witness,  
13:15:46 5 it's a simple question, what is on the page ending in 13 and what  
6 is on the previous page ending in ERN number 12, the two  
7 handwritings, in your opinion are they the same or are they  
8 different? Which is it?

9 JUDGE LUSSICK: Just so that I understand that question,  
13:16:05 10 Mr Anyah, you're asking the two handwritings, are they the same  
11 or different. It's quite obvious looking at them that one is in  
12 handwriting and the other is printing in block letters, so  
13 obviously they're different. Do you mean to ask are they written  
14 by the same person?

13:16:22 15 MR ANYAH: Yes. Yes, Justice Lussick. I will rephrase.  
16 Thank you, your Honour:

17 Q. Mr Witness, when you look at these pages, the one ending in  
18 112 and the one ending in 113, you would agree with me, would you  
19 not, that they appear to be written by different people?

13:16:40 20 A. Because - yes.

21 Q. Okay. Thank you. So more than one person wrote in this  
22 book, right?

23 A. In fact, what I'm seeing here is just an ordinary paper.  
24 It's not attached to this book really.

13:16:58 25 Q. Well, the stapling of the book has come loose. Are you  
26 saying that the one page I'm focusing on is the only page that is  
27 not part of the book, Mr Witness?

28 A. This one is aside here and it's not part of the  
29 [overlapping speakers].

1 Q. But do you see the ERN numbers, Mr Witness? Are they not  
2 sequential? Do you see that number in red?

3 A. Yes, sir.

4 Q. There are red numbers there, are there not, Mr Witness?

13:17:26 5 A. Yes, they are.

6 Q. And they go from the beginning to the end in sequence,  
7 right?

8 A. Yes, sir.

9 Q. And the page before page 13 is page 12, right?

13:17:33 10 A. Yes, sir.

11 Q. So page 13 belongs in the same bundle as page 12, right?

12 A. Yes, sir. I want to say something. One thing we should

13 know is that during the time we were operating those radios we

14 hadn't one single radio operator in the station at a time. We

13:17:50 15 had about, four, five, three, two radio operators in a station

16 and if that is the case there is every possibility for a

17 particular book bearing two, or even more, different

18 handwritings. This particular book belongs to this station. I

19 am an operator for this station for three days, my assignment is

13:18:15 20 changed to another station, another operator has the right to

21 make use of this book. If that is the case then there is that

22 possibility that this book will contain two or multiple different

23 handwritings.

24 PRESIDING JUDGE: Thank you for that clarification,

13:18:35 25 Mr Witness. Please proceed, Mr Anyah.

26 MR ANYAH:

27 Q. That was the point, Mr Witness, more than one person wrote

28 in the document you are looking at.

29 A. That was not strange to us.

1 Q. I see. Now let me ask you this: You were not present when  
2 each of them wrote in that document, correct?

3 A. I was not.

13:18:55

4 Q. You do not, as you sit there now, know the names or  
5 identities of who wrote in that document, right?

6 A. I take this document --

7 Q. Mr Witness, the question is this: Do you know the  
8 identities of those who wrote in that exercise book?

9 A. Yes.

13:19:09

10 Q. You do know that?

11 A. Yes.

12 Q. You're absolutely sure about that, Mr Witness - sorry, go  
13 ahead.

13:19:24

14 A. As far as the layout is concerned and our training goes,  
15 this was the way we were trained to write the preamble of our  
16 messages.

17 Q. We understand that, the preamble. I am talking about  
18 identity now, Mr Witness.

19 A. Okay.

13:19:40

20 JUDGE SEBUTINDE: The witness is referring I think to a  
21 particular page. Are you referring to a particular page?

22 THE WITNESS: Yes.

23 JUDGE SEBUTINDE: Can you please read for us the page  
24 you're referring to?

13:19:51

25 THE WITNESS: Do you see this one?

26 JUDGE SEBUTINDE: There's a number, a red number. Please  
27 read it for us.

28 THE WITNESS: 00009992.

29 MR ANYAH: That's the first page after the cover, Justice

1 Sebutinde:

2 Q. Yes, Mr Witness, who wrote on that page that you know?

3 A. I take this writing to be a writing from one of the  
4 operators.

13:20:23 5 Q. What is the person's name?

6 A. I cannot recall.

7 Q. Where was the person stationed?

8 A. Working in the RUF.

9 Q. Yes. It's a big place, Sierra Leone. Where was the person  
13:20:38 10 stationed, Mr Witness?

11 A. I cannot tell.

12 Q. Did you tell the Office of the Prosecutor that you  
13 recognised the signature of one of the operators in this book?

14 A. I recognised signature, do you have signature in this book?

13:20:54 15 Q. I'm sorry. Did you tell the Office of the Prosecutor that  
16 you recognised the handwriting of one of the operators in this  
17 book?

18 A. Looking at it I said I recognise it to be Daf's  
19 handwriting.

13:21:25 20 Q. Daf?

21 A. Yes.

22 Q. You went beyond just saying it was the book of a fellow  
23 operator and you gave the name Daf.

24 A. Daf was an operator.

13:21:33 25 Q. Dauda Fonnies is Daf, right?

26 A. Yes, sir.

27 Q. That is who we are talking about. Let us be sure. Dauda  
28 Fonnies is his name. You told us that, right?

29 A. Yes, I said I recognise it to be - this handwriting to be

1 Daf' s.

2 Q. You're absolutely sure of that?

3 A. In my conviction I recognise it to be - this handwriting to  
4 be Daf' s.

13:21:58 5 Q. We'll come back to that and I will take you to a page. The  
6 next handwriting, on the next page, is that Daf' s handwriting  
7 since you say you know Daf' s handwriting?

8 A. The --

9 Q. The page ending in 9993.

13:22:30 10 A. Yes.

11 Q. Is it also's Daf' s handwriting?

12 A. I'm saying I recognise it to be, or let's say I presume it  
13 is Daf' s handwriting.

14 Q. You know Daf' s handwriting quite well, right?

13:22:42 15 A. Yes, I lived with him for so long. I know the way he  
16 shapes some of the letters he writes.

17 Q. Did you tell the Prosecutor you lived with Daf before?

18 A. Yes.

19 Q. You told them that as well?

13:22:53 20 A. Yes.

21 Q. When you saw this book did you say to them, "Oh, this is  
22 Daf, my fellow operator's radio code book"? Did you say to that  
23 them, Mr Witness?

24 A. I did not say clear cut that it was Daf' s code book. I  
13:23:09 25 said I recognised this one to be one of the RUF codes and I was  
26 asked by the investigator to state why really have I decided, or  
27 assumed, or presumed that it is RUF' s radio code. I looked into  
28 it and in the code I saw a good number of names of the high  
29 ranking officers in the RUF, those I knew before.

- 1 Q. Well, we've gone through a few pages, but if you went back  
2 to that last page I told you about, the handwriting that you said  
3 appeared to be different, the ERN number ends in 13, way at the  
4 back, the ERN number is 00010013, does that appear to you to be  
13:24:00 5 Daf's handwriting as well, Mr Witness?
- 6 A. Yes.
- 7 Q. Yes?
- 8 A. Yes.
- 9 Q. You stand by that?
- 13:24:16 10 A. I recognise it and I presume it to be Daf's handwriting.
- 11 Q. You told us that --
- 12 JUDGE LUSSICK: What page are you referring to, Mr Witness?
- 13 THE WITNESS: 00010013, sir.
- 14 JUDGE LUSSICK: Thank you.
- 13:24:31 15 MR ANYAH: My apologies, I should have clarified that:
- 16 Q. Mr Witness, you told us that you recognise the codes here  
17 to be RUF codes, right?
- 18 A. Yes, sir.
- 19 Q. Indeed, I believe it was yesterday you elaborated and you  
13:24:47 20 said these codes came into being - both yesterday and the day  
21 before you said when General Issa Sesay became head of the RUF,  
22 right?
- 23 A. Yes.
- 24 Q. Indeed, Issa Sesay's name is listed on the page counsel  
13:25:00 25 took you to starting in part 6, if I can find it.
- 26 PRESIDING JUDGE: Are you referring to ERN 19181?
- 27 MR ANYAH: No, Madam President. I'm referring to ERN  
28 number 00010008. It's part 6:
- 29 Q. Mr Witness, you were at that page I think yesterday and it



1 starts out at the bottom - part 6. It says: General I H Sesay,  
2 Yankee Romeo Kilo, I think you said was the meaning of the  
3 acronym "YRK" next to his name, right, Mr Witness?

4 A. Yes, sir.

13:26:02 5 Q. Issa Sesay became head of the RUF after Sam Bockarie left,  
6 right?

7 A. Yes, sir.

8 Q. Sam Bockarie left in December 1999, correct?

9 A. Yes, sir.

13:26:10 10 Q. Everybody knew Sam Bockarie had left the RUF because it was  
11 a public event, right?

12 A. Yes.

13 Q. There were announcements made that he had left the RUF  
14 because of disagreements with Foday Sankoh, correct?

13:26:24 15 A. Yes.

16 Q. Now please flip over to the next page, Mr Witness, ending  
17 in ERN 0009. Can you count down a few lines and tell me if you  
18 see Sam Bockarie's name in this code book?

19 A. The number, please?

13:26:44 20 Q. The first name is Gibriil Massaquoi, do you see that? The  
21 page number ends in 0009.

22 A. I have found it.

23 Q. First name Colonel Gibriil Massaquoi, right?

24 A. Yes.

13:27:00 25 Q. Next name Momoh Rogers, true?

26 A. Yes.

27 Q. Next name Martin George, correct?

28 A. Yes.

29 Q. Next name Samuel A Jabba, correct?

1 A. Yes.

2 Q. Next name Brigadier Mike Lamin, true?

3 A. Yes.

4 Q. Do you see the next name, Mr Witness: General Sam

13:27:17 5 Bockarie? Do you see that?

6 A. Yes, found, found.

7 Q. That's Bockarie, right?

8 A. Yes, sir.

9 Q. And codes are supposed to be updated, right? And the -

13:27:28 10 well the leader of the RUF is supposed to be listed first in the

11 order of codes, right? Mr Witness --

12 A. That was not the case. It matters not if the name of the

13 leader came first or not.

14 MR BANGURA: Would counsel allow the witness to answer

13:27:44 15 questions.

16 MR ANYAH: Respectfully, yes, I take the criticism:

17 Q. Mr Witness, my question is this. You told us yesterday

18 that these codes came into being when Issa Sesay was head of the

19 RUF, right?

13:27:59 20 A. Yes.

21 Q. And you went through from part 6. Two days ago you said

22 the reference in part 6 to the Leader/LM was to Foday Sankoh and

23 that beneath that was General Issa Sesay, right?

24 A. Yes.

13:28:18 25 Q. So, I'm asking you this. If Bockarie has left the RUF and

26 if Issa Sesay is now commander of the RUF with the name - with

27 the rank designation of general, how come it is in a book that is

28 supposed to be updated with your codes - your most recent RUF

29 codes - Sam Bockarie's name is still there with the rank of

1 general? Can you tell us, please?

2 A. Yes. At the time General Sam Bockarie was the head of the  
3 RUF, Issa Sesay was not a general. He only became a general, or  
4 he was only promoted to the rank of a general, after Sam Bockarie  
13:29:05 5 left the RUF.

6 Q. Then why is Sam Bockarie's name still in the code book of  
7 the RUF when Issa Sesay is head of the RUF?

8 A. He was part of the RUF, so making any information or giving  
9 information about him they had to make use of the code. And he  
13:29:28 10 was not a member of the RUF at that time. He had just left into  
11 - I mean, for Liberia. But most of the fighters or the missions  
12 that went on in Liberia, he played active role. I can remember  
13 when Superman captured Voinjama, everybody went to Voinjama. Sam  
14 Bockarie met us in Voinjama.

13:29:51 15 Q. After he left --

16 PRESIDING JUDGE: Mr Anyah, this will have to be your last  
17 question as we're up to time, I'm afraid. So, please --

18 MR ANYAH:

19 Q. Mr Witness, let's be clear about this. Your evidence is  
13:30:03 20 that after Sam Bockarie left in December 1999 he came back and  
21 joined RUF members for an operation in Voinjama. Is that your  
22 evidence, Mr Witness?

23 A. Yes.

24 Q. You're telling the Court this?

13:30:14 25 A. Yes, I can remember Sam Bockarie meeting me in Voinjama and  
26 in Kolahun.

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

28 PRESIDING JUDGE: Thank you, Mr Anyah. Mr Witness, today  
29 is Friday and on Friday afternoons we do other work and therefore

1 we are adjourning now until Monday morning at 9.30. I again  
2 remind you, as I've done every other day, that you should not  
3 discuss your evidence with any other person.

4 THE WITNESS: I will not.

13:30:47 5 PRESIDING JUDGE: Thank you, Mr Witness. Please adjourn  
6 court until Monday at 9.30.

7 [Whereupon the hearing adjourned at 1.30 p.m.  
8 to be reconvened on Monday, 14 April 2008 at  
9 9.30 a.m.]

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

I N D E X

WITNESSES FOR THE PROSECUTION:

TF1-516 7289

CROSS-EXAMINATION BY MR ANYAH 7289