



Case No. SCSL-2003-01-T

THE PROSECUTOR OF
THE SPECIAL COURT
V.
CHARLES GHANKAY TAYLOR

TUESDAY, 13 MAY 2008
9.30 A.M.
TRIAL

TRIAL CHAMBER II

Before the Judges:

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

For Chambers:

Mr William Romans
Ms Sidney Thompson

For the Registry:

Ms Rachel Irura

For the Prosecution:

Ms Brenda J Hollis
Mr Christopher Santora
Ms Julia Baly
Ms Maja Dimitrova

For the accused Charles Ghankay
Taylor:

Mr Terry Munyard
Mr Morris Anyah

1 Tuesday, 13 May 2008

2 [Open session]

3 [The accused present]

4 [Upon commencing at 9.32 a.m.]

09:30:35 5 PRESIDING JUDGE: Good morning. I note change of
6 appearance at the Bar.

7 MS BALY: Good morning, your Honours. For the Prosecution:
8 Brenda J Hollis, Christopher Santora, Maja Dimitrova and myself
9 Julia Baly.

09:33:41 10 PRESIDING JUDGE: Thank you, Ms Baly. Mr Munyard?

11 MR MUNYARD: Good morning, Madam President, your Honours,
12 counsel opposite. Today, as yesterday, it is myself, Terry
13 Munyard, and Morris Anyah for the Defence.

14 PRESIDING JUDGE: Thank you, Mr Munyard. If there are no
09:33:57 15 other matters I will remind the witness of his oath. No.

16 Mr Witness, I again remind you this morning that you have
17 taken the oath to tell the truth. The oath is binding upon you
18 again today and you must answer questions truthfully. Do you
19 understand?

09:34:15 20 THE WITNESS: Yes, sir.

21 PRESIDING JUDGE: Mr Munyard, please proceed.

22 WITNESS: KARMOH KANNEH [On former oath]

23 CROSS-EXAMINATION BY MR MUNYARD: [Continued]

24 Q. Mr Kanneh, good morning.

09:34:38 25 A. Yes, sir. Good morning, sir.

26 Q. We broke off yesterday when you were telling us that you
27 had been in Liberia on two occasions fighting against the LURD
28 and it was on the first of those two occasions, in 1998, when you
29 saw Zigzag Marzah eating human flesh. Do you remember telling us

1 that?

2 A. Yes, sir.

3 Q. Can you be a bit more specific about when in 1998 that was?

09:35:28

4 A. Well, that was the time for the first mission that I have
5 spoken about, the time I went together with Sam Bockarie.

6 MR MUNYARD: Your Honour, I am not sure if there is a
7 problem. If you want me to pause, I am quite happy to.

09:35:50

8 JUDGE LUSSICK: Actually I didn't mean to interrupt,
9 Mr Munyard, but it is just that my LiveNote is not working, that
10 is all. Please don't let that delay you. Go ahead.

11 MR MUNYARD: I was checking to see if mine was because
12 there have been problems this morning, but mine is, I am afraid,
13 from your point of view. Right, well, I will continue:

09:36:17

14 Q. Mr Kanneh, I am trying to get from you when in 1998 this
15 first mission to fight the LURD was.

16 A. Well, that happened just after the intervention, around
17 April. Around that time. Just after the intervention.

18 Q. Right, so around April 1998 the LURD have invaded Liberia
19 and you go on a mission into Liberia to fight the LURD, yes?

09:36:51

20 A. Yes, sir.

21 Q. Well, I want to suggest to you that the LURD did not invade
22 Liberia in April of 1998. The LURD do not invade Liberia until
23 1999. Do you think you may have got your facts wrong by about a
24 whole year?

09:37:22

25 A. No, I did not get it wrong. It was in 1998, just after the
26 intervention, that they invaded.

27 Q. All right. When did you first tell the Prosecution about
28 seeing Zigzag Marzah having a dinner of human flesh?

29 A. Well, I saw Zigzag Marzah during that same occasion and

1 that was what I told the Prosecution. It was the same time we
2 went on that attack. That was what I told them.

3 Q. When did you first tell the Prosecution that you had seen
4 him eating human flesh?

09:38:19 5 A. Well, I can't recall the actual time now, but you can find
6 it in my statement. It is in my statement, but I can't recall
7 the particular time because different people took different
8 statements from me and so I can't tell now.

9 Q. We will find it in your statement in a moment, but just
09:38:41 10 tell the Court for now what you told the Prosecution when you
11 were being interviewed about Zigzag Marzah eating human flesh.

12 A. Well, they asked me whether I knew Zigzag Marzah. I said
13 yes and it was during my explanation that I made those comments.
14 They initially asked me where I knew Zigzag Marzah, I said
09:39:12 15 Liberia, Foya, and they asked me how I managed to know him and
16 that was the time I explained this.

17 Q. Had you ever seen any other person eating human flesh
18 before this incident with Zigzag Marzah?

19 A. Well, that was my first time to see that happen.

09:39:42 20 Q. Have you ever seen it happen since that incident with
21 Zigzag Marzah?

22 A. No.

23 Q. And would it be fair to say that it was a very shocking
24 sight to you?

09:40:12 25 A. Too much.

26 Q. I think by that you are agreeing with me that it was a very
27 shocking sight. Am I correct, Mr Kanneh?

28 A. Yes, sir.

29 Q. Something that would never have gone out of your mind, is

1 that correct?

2 A. Say that again.

3 Q. It was so shocking it would never have gone out of your
4 mind.

09:40:40 5 A. Not at all.

6 Q. Indeed, would you agree that it is the most important thing
7 that you could tell people about Zigzag Marzah?

8 A. Yes, sir.

9 Q. And that presumably is why you told the Prosecutors this
09:41:11 10 when they were interviewing you and asked you about Zigzag
11 Marzah, is that right?

12 A. Yes, sir.

13 Q. Now, I want to come forward in time to this year. Were you
14 aware that Zigzag Marzah gave evidence before this Court?

09:41:42 15 A. No.

16 Q. Is that an honest answer?

17 A. Yes, sir.

18 Q. Do you listen to the BBC still?

19 A. Well, it has taken a long time. I have not been listening
09:42:04 20 now, because sometimes back home I did not have a radio.

21 Q. Right. Do you read newspapers back home?

22 A. No, sir.

23 Q. Do you ever watch television back home?

24 A. Well, sometimes when there are football matches I watch the
09:42:33 25 television, but I don't actually have much time for that kind of
26 thing.

27 Q. Did you hear anything at all on the news, and by that
28 expression I mean through radio, television, people telling you
29 what they had read in newspapers - did you hear anything at all

1 about Zigzag Marzah's evidence before this Court in March of this
2 year?

3 A. No, sir, it is now that I have heard that he has been here.

09:43:20

4 Q. When you say, "It is now that I have heard that he has been
5 here", what do you mean by "now"?

6 A. Well, as you ask me whether Zigzag came here, it is now
7 that I have heard. It is now I know that maybe he was here or he
8 was not here. It is as a result of the question you asked.

09:43:48

9 Q. Do you mean it's today? This is the very first time that
10 anyone has ever told you that Zigzag Marzah gave evidence before
11 this Court? Is that what you are saying to these judges?

12 A. Yes, sir.

13 Q. Now you mentioned Zigzag Marzah in more than one interview
14 with the Prosecution, didn't you?

09:44:25

15 A. Well, I don't believe.

16 Q. Can you remember when it was that you first told the
17 Prosecution about Zigzag Marzah and described him eating human
18 flesh, this shocking incident that you had seen?

09:44:59

19 A. Well, I can't recall the time now. I can't recall the time
20 now.

21 Q. Tab 2, please, and I would like to look at page 30690, six
22 lines down from the top. Mr Kanneh, I am going to read out what
23 is recorded here and I am going to ask you if this is what you
24 told the Prosecution in March of 2007. There is a sentence here
25 six lines from the top that starts on the right-hand side of the
26 page:

09:46:11

27 "Witness also knows Zigzag Marzah who was also a Liberian
28 NPFL commander sent most time from Monrovia to the RUF
29 commanders."

1 Did you tell the Prosecution that?

2 A. No, sir.

3 Q. Well, we had better break that down. Did you tell the
4 Prosecution in that long interview in March of 1997 that you knew
09:46:51 5 Zigzag Marzah who was a Liberian NPFL commander?

6 A. Yes, sir. Yes, sir.

7 Q. Did you tell the Prosecution that he was sent most time
8 from Monrovia to the RUF commanders?

9 A. No, sir.

09:47:16 10 Q. What did you tell them about him then?

11 A. Well, they asked whether I knew Zigzag Marzah. I said,
12 "Yes, he was one of the commanders in the NPFL".

13 Q. And we know from your earlier evidence that you also told
14 them all about him eating human flesh. Did you tell them

09:47:40 15 anything else about him?

16 A. Well, it was later when I was asked about what he was doing
17 then I narrated the stories about what I saw him do and the
18 things that I knew about him. That was the time I explained.

19 Q. What do you mean it was later? Do you mean later in this
09:48:09 20 same interview or on some other occasion?

21 A. Well, when they asked about Zigzag Marzah, whether I knew
22 him, I said yes, and then they asked me who was he. I said he
23 was one of the commanders in Liberia and it was through these
24 interviews when they asked me what are the things he did and then
09:48:31 25 I explained about these details about him that I knew.

26 Q. Well, I will carry on reading the passage here in this
27 interview and see if you agree that what you told them has been
28 correctly recorded.

29 A. Yes, sir.

1 Q. The next sentence reads as follows: "Witness" - that's you
2 - "saw Zigzag in Lofa during the attack by the LURD". Did you
3 tell them that?

4 A. Yes, sir.

09:49:02 5 Q. So they've got that right?

6 A. Yes, sir.

7 Q. The next sentence: "Witness also saw Zigzag on all trips
8 he made to Monrovia". Did you tell them that?

9 A. Yes, sir.

09:49:21 10 Q. Next sentence: "Witness saw Zigzag up to three times in
11 RUF territories". Did you tell them that?

12 A. No, sir.

13 Q. Did you tell them anything about seeing Zigzag up to three
14 times in RUF - sorry, did you tell them anything about seeing

09:49:40 15 Zigzag in RUF territories?

16 A. Yes, sir.

17 Q. What did you tell them?

18 A. I told them that I saw Zigzag on my ground in Pendembu at
19 night when he came together with Issa Sesay to receive the UN

09:50:04 20 Indian forces who were there in Pendembu and that is what I told
21 them.

22 Q. So you only saw him the once in RUF territory, is that what
23 you're telling us?

24 A. Yes, sir.

09:50:21 25 Q. Can you think of anything that you might have said to them
26 that has led the interviewers to write up that sentence that you
27 saw him up to three times in RUF territories?

28 A. Well, I can't recall anything like that.

29 Q. Now, Mr Kanneh, this is one of the interviews for which we

1 have the handwritten notes that were presumably taken at the time
2 and there isn't any correction to that sentence. In fact, there
3 isn't any correction to any of these sentences about Zigzag
4 Marzah. When it was read back to you do you remember them
09:51:12 5 reading out, "Witness saw Zigzag up to three times in RUF
6 territories"? Do you remember them getting that so wrong when
7 they read it back to you?

8 A. No, sir.

9 Q. So do you agree that when they read it back to you you made
09:51:36 10 no correction?

11 A. Well, I can't even recall whether that was read out to me
12 to say that was included that I saw Zigzag three times.

13 Q. Next sentence: "Witness states that Colonel Jungle and
14 Zigzag travelled together most times to Sierra Leone". Did you
09:52:04 15 tell them that?

16 A. No.

17 Q. So this is yet another thing that they have simply
18 invented, is it?

19 A. Yes, sir.

09:52:22 20 Q. Pure invention on their part and no effort by you to
21 correct it when it was read back to you at the conclusion of the
22 interview. Is that what you're saying?

23 A. Well, they put it there.

24 Q. They just made it up?

09:52:42 25 A. Yes, sir.

26 Q. Well, let me just ask you: Is it at this time when you are
27 giving them detail about seeing Zigzag in this interview that you
28 told them about his eating human flesh?

29 A. Repeat. I did not get it clear.

1 Q. In this interview you have given them some detail about
2 what you knew of Zigzag Marzah. Is it in this interview that you
3 told them about him eating human flesh? When you were saying
4 that he was a Liberian NPFL commander, that you had seen him in
09:53:36 5 Lofa, that you had seen him in Monrovia, that you had seen him in
6 your ground, was it then that you also explained about this
7 shocking incident of him eating human flesh?

8 A. No, sir.

9 Q. Well, then, help us with when it was?

09:54:02 10 A. I think I added that here. It was because they asked me
11 about his activities, about his - I told them that he came there,
12 I saw him in Lofa, I saw him in Monrovia and then I explained
13 about his activities. They asked me about his behaviour and his
14 activities and I said he was a commander and I added those of his
09:54:23 15 activities.

16 Q. Which of his activities did you add?

17 A. His behaviour, the things he did that I saw, the eating of
18 the human flesh, I added it.

19 Q. You added it when?

09:54:46 20 A. I think it was in April when I was here.

21 Q. So it was discussed in April when you were here, was it?

22 A. When I went on prepping mostly they asked me questions
23 about activities of people, what people did, and I recall some of
24 the things that people did.

09:55:17 25 Q. What do you mean by, "When I went on prepping"?

26 A. Well, when they read over what I had said before for me to
27 see it, for me to understand it, for me to confirm it. So those
28 were the messages - those were the information that I had given
29 before. And during that if you recall some other things you will

1 have to add them.

2 Q. Well, let's just examine what you have told us about
3 prepping.

4 A. Yes.

09:55:57 5 Q. "They read over what I had said before for me to see it,
6 for me to understand it, for me to confirm it". In other words,
7 they took each of your previous statements, sat you down and read
8 right through each of them, did they?

9 A. Well, they read everything. When I came they read
09:56:27 10 everything.

11 Q. Read everything to you?

12 A. Most of the things that I have seen, yes, sir.

13 Q. Mr Kanneh, it may well be that I'm not the only one who
14 doesn't know what exactly goes on in prepping and I want you, if
09:56:51 15 you would, to explain to us in detail what exactly happens in
16 these prepping sessions so that we can then understand how you
17 come to give the evidence that you have given. Now did it start
18 with your first statement being read back to you so that you
19 could remember what you had said in it and correct anything that
09:57:19 20 was wrong?

21 A. Well, you will explain the things that you have been
22 explaining before and then they will read through them in your
23 statement.

24 Q. So what I said is correct, that they will read your
09:57:41 25 previous statement to you so that you can, first of all, remember
26 its contents and, secondly, correct anything that's wrong? Is
27 that right?

28 A. They would ask you about your statement and as you
29 explained they will wash through your statement.

1 Q. I want to be clear on one thing first of all.

2 A. Yes, sir.

3 Q. Do they read back each statement to you so that you can
4 recall what you have said and correct anything in there that is
09:58:14 5 wrong?

6 A. Yes, when they asked you, yes, sir, they will read the
7 statement out to you. If there is any correction to be made then
8 you will make it.

9 Q. Indeed, towards the back of the bundle we have a series of
09:58:42 10 line by line corrections that you have made to various

11 statements. I am not going to take you through them at the
12 moment. We actually saw one of those yesterday. Let me ask you
13 a general question first of all about the second interview, the
14 one we are looking at at the moment. I read various passages

09:59:14 15 from that interview to you yesterday that you said you had never
16 told the Prosecution and that they had recorded it wrongly, but
17 that you had failed to correct the error when it was read back to
18 you. Do you remember?

19 A. Yes, sir.

09:59:41 20 Q. Why then, when it was read back to you again in these
21 prepping sessions, did you not take the opportunity of correcting
22 what was in that second interview, in which you tell us yesterday
23 all sorts of errors had occurred?

24 A. Well, that was the mistake I spoke about yesterday that I
10:00:08 25 did. Any one that was read out to me that I did not make
26 corrections on and that I came here and said something different,
27 I will say it was a mistake, and there are those that they did
28 not read out to me and those ones I said they did not read them
29 out to me and I said it.

1 Q. What, are you telling us now they only read out some of
2 your statements to you and not others?

3 A. The way I see the paper now, yes, sir.

4 Q. You have already told us they read your statements to you
10:00:54 5 in these prepping sessions to give you the opportunity to correct
6 them and I would like you just to look, please, at tab 5 for a
7 moment. It starts at page 100492. On that page the body of the
8 text is headed "Corrections to previous statements" and
9 corrections there on that page relate to your statement of 8

10:01:58 10 March 2008 and 10 March 2008. We can see, "The witness supplied
11 me with the following corrections he made to his original
12 statement", and then there is a list, mainly of names being
13 spelled differently, but there are some other minor corrections
14 and indeed the last one on that page is the re-ordering, I think,

10:02:33 15 of four sentences in one of those interviews. Over the page,
16 Mr Kanneh. 2, "Corrections to statement of 31 October 2007 and
17 the 1 November 2007. The witness supplied me with the following
18 corrections he made to his original statement." Just to take the
19 first one, you corrected your original statement of 31 October
10:03:11 20 2007 and where it said that you had attended school until class 7
21 you corrected that to class 6. So they obviously read that
22 statement back to you, didn't they?

23 A. Yes, sir.

24 Q. And you said, "No, they have got that wrong. I didn't
10:03:29 25 attend until class 7. I was only there until class 6." Can you
26 remember making that correction?

27 A. Yes, sir.

28 Q. Then there are various other minor corrections to different
29 lines of different pages in those two statements. Then finally

1 on that page, "Corrections to statement of 27 March 2007." Now,
2 that is the statement that we are considering at the moment and
3 the only thing you corrected there, we can see, "The witness
4 supplied me with the following corrections he made to his
10:04:14 5 original statement at page 7, line 24", and I did tell you
6 yesterday that there was one correction made and this is it:
7 "One civilian" should read "one battalion commander". It was the
8 reference to somebody called Good Good Thing and in the original
9 statement they had written down that he was a civilian, but you
10:04:43 10 had actually told them he was a battalion commander. Can you
11 remember that?
12 A. Yes, sir.
13 Q. Right, so they read all of that statement of 27 March 2007
14 back to you and that was the one correction that you made, yes?
10:05:16 15 A. Yes, sir.
16 Q. Why didn't you correct them then about what they read out
17 to you concerning Zigzag Marzah, if they had invented the fact
18 that you said that he and Colonel Jungle travelled together most
19 times to Sierra Leone?
10:05:51 20 A. Well, maybe I did not get that area clearly when it was
21 read over to me. I did not get it clearly. If I had got it
22 clearly I would have made the correction, but I did not get it
23 clearly, yes.
24 Q. I see. That is your explain, is it? You didn't get it
10:06:13 25 clearly.
26 A. Not at all.
27 Q. Could it be that you knew perfectly well that that is
28 exactly what you had told the Prosecutors back in March of last
29 year and there was therefore no need to correct it?

1 A. No.

2 Q. Didn't you say to them, as you have told us in one of your
3 pieces of evidence this morning, "Well, I told you before in one
4 of my interviews that I saw Zigzag Marzah eating human flesh.

10:07:05 5 Why hasn't that ended up being written down?"

6 A. Well, if I had understood it well when it was read out to
7 me then I would have made the correction. If there were things
8 that I did not see, but were written in it and I saw it when it
9 was read out to me, I would have told them to take it out of
10:07:31 10 there, but maybe they read it out to me but I did not get it
11 clearly.

12 Q. Can you just help us with this, Mr Kanneh. You have given
13 us two accounts this morning: One is that you did tell them when
14 they were interviewing you a while ago that you had seen him
10:07:53 15 eating human flesh and the other is, "No, I didn't tell them that
16 until the prepping sessions in April of this year." Which one of
17 those two versions do you want these judges to believe: That it
18 was when you were being interviewed and telling them everything
19 about him, or when you were being prepped?

10:08:23 20 A. Your statement is being too long. As you go on speaking I
21 will not understand everything. I think you have to be making
22 them short.

23 Q. Believe me, Mr Kanneh, I have been trying to be as short as
24 possible, but unfortunately we are going to have to do it the
10:08:43 25 long way if I have to break it all down. You have told us this
26 morning, first of all, that when you were interviewed you told
27 the Prosecution about Zigzag Marzah eating human flesh. Do you
28 remember saying that at a very early stage this morning?

29 A. That the first statement that I gave to them, whether I

1 said Zigzag used to eat human flesh? Is that what you mean?

2 Q. You told the Court that in one of your interviews you had
3 told them that. Do you remember saying it was something that was
4 very shocking and, "When they asked me about his activities that
10:09:25 5 was what I told them"?

6 A. No, he asked me whether at the time I saw Zigzag eating
7 human flesh I was shocked. I said yes and it was because that
8 was my first time to see that kind of thing happening. So, yes,
9 I was shocked and it was not when they were interviewing me. It
10:09:54 10 was when you asked me when I saw it.

11 Q. Well, I am going to move on.

12 A. Yes.

13 Q. What were you asked in prepping about Zigzag Marzah eating
14 human flesh?

10:10:18 15 A. Well, when they got to any point they will ask me about
16 what people did, what this person did and what the other person
17 did, and if I recalled I will add it, and I recall, so I added
18 it, but actually it was not in my initial statement. It was just
19 an addition.

10:10:42 20 Q. Were you asked in prepping, "Did you ever see Zigzag Marzah
21 eating human flesh?"

22 A. No, they did not ask me about that, but I added it.

23 Q. So it was something that just came to your mind in the
24 course of prepping. Is that what you are telling us?

10:11:13 25 A. Well, it is not all that I knew that was in the paper.
26 Most times when I recall something else you will have to say they
27 will put it in the paper. It is not everything that is in the
28 paper actually, but when they were interviewing me, if I recall
29 something else and I say it to them they will add it.

1 Q. Right. Well, we are going to look at the prepping
2 information. Tab 5, please, second page, the one we just looked
3 at. This is the interview in which you talk about Zigzag Marzah
4 and presumably, Mr Kanneh, it was when they were going over the
10:12:22 5 passage we have just been looking at, Zigzag was a Liberian
6 commander, Zigzag was in Lofa with the LURD, et cetera, that they
7 then asked you, "What did Zigzag do that you can now remember in
8 April of 2008 that you never got round to mentioning in March
9 2007?" Am I right? Was it when they were reading this part back
10:12:52 10 to you that they asked you what you had seen Zigzag doing?

11 A. Well, there is a statement that you have added that I did
12 not talk about. Zigzag was not with LURD forces. You have said
13 that and I did not say that. Because when the interpreter was
14 interpreting to me I heard something like that and you said he
10:13:23 15 was with LURD forces. I did not say that. So you have to check
16 that out properly. I did not say Zigzag was a member of the LURD
17 forces, but that was the interpretation I got.

18 Q. I will correct any wrong impression that I might have given
19 you. I was trying to summarise - I was trying to do a short
10:13:45 20 version of the passage we are concentrating on in your interview
21 of 27 March 2007 and when I said Zigzag with the LURD, I meant
22 you saying you saw Zigzag in Lofa during the attack by the LURD.
23 I didn't mean he was with them. Do you understand?

24 A. Yes, sir.

10:14:04 25 Q. Right. We will now get back to the point of that question.
26 Was it when they were reading back this passage in that interview
27 about Zigzag Marzah that you then put in what you call this
28 addition about seeing him eating human flesh?

29 A. Yes, sir.

1 Q. Right. And help us with this: Were they writing down or
2 perhaps typing, I don't know, we have seen no handwritten notes -
3 were they writing it down as you were saying it or typing it on
4 to a computer during the prepping session?

10:14:50 5 A. No, they were writing it on a different paper. Most times
6 when they asked me question and I gave my answer they would write
7 it.

8 Q. Are you quite sure about this? This is April of this year,
9 it's just last month, just after Zigzag Marzah has given his
10:15:12 10 evidence to this Court and the world. They were definitely
11 writing down by hand on a piece of paper, were they?

12 A. Yes, sir.

13 Q. Well, it may be that what you told them about Zigzag hasn't
14 made it on to the printed page, but we haven't seen any
10:15:38 15 handwritten notes of these interviews. But you say it was then
16 that you added this morsel about him being a cannibal?

17 A. Yes, sir. Yes, sir.

18 Q. We have no record, Mr Kanneh, of you saying a word about
19 that in any of these prepping sessions. Can you think of any
10:16:13 20 explanation why if you told the Prosecution that in prepping it
21 doesn't appear to have made it on to the typed version of your
22 corrections?

23 A. Well, I cannot give reason for that, maybe why they wrote
24 it or why they did not write it. It was up to them. If I gave
10:16:37 25 any reason for that I think I would be missing the point, but
26 only that I said it in that particular area.

27 Q. Look at tab 6, please. This is called a proofing session,
28 or proofing, on 20 and 23 April this year. I am not going to
29 take you through it. I am simply going to point out that like

1 the previous tab, notes taken on 14 and 15 April, there is not a
2 word in there about Zigzag Marzah. Tab 7, additional information
3 in the course of proofing on 23 April 2008. I think the one in
4 tab 6 probably relates to the 20th and tab 7 relates to the 23rd.
10:17:40 5 Not a word about Zigzag in there. And these proofing, or
6 prepping sessions as you call them, these sessions all occurred
7 shortly after Zigzag Marzah had given his evidence which was very
8 widely broadcast around the world by all kinds of news outlets.
9 Now are you saying you never picked up any indication from anyone
10:18:22 10 that Zigzag Marzah had been in this Court the month before you
11 came for your prepping sessions and had talked about eating human
12 flesh?

13 A. Not a day.

14 Q. You have never told the Prosecution at any time before you
10:18:50 15 came into this Court about Zigzag Marzah eating human flesh, have
16 you?

17 A. Yes, sir.

18 Q. Just for the sake of completeness, tab 3, please. No,
19 sorry, I think I have got my tab wrong. I think it's tab 4.
10:19:28 20 Yes, page 47806 in tab 4. At the top of that page, paragraph 11
21 of the interview - this is actually 8 and 10 March of this year.
22 You do mention Zigzag in there and you say:

23 "During the same period of time while Sam Bockarie was
24 based in Buedu after the intervention, Sam Bockarie was also
10:20:23 25 visited in Buedu by General Ibrahim Bah and Zigzag Marzah."

26 Did you tell the Prosecution that; that when Sam Bockarie
27 was based in Buedu after the intervention he was visited by
28 Ibrahim Bah and Zigzag Marzah?

29 A. Well, I made mention of General Ibrahim but I did not make

1 mention about Zigzag Marzah.

2 Q. So this is - I think we are now up to error number 20.

3 This is yet another error by the Prosecution. They have written
4 down something you didn't say yet again. Is that what you're
10:21:04 5 telling us?

6 A. Yes, sir.

7 Q. And let's try and understand what's gone on here. You have
8 mentioned Ibrahim Bah and they have invented a second visitor to
9 Mr Bockarie in the person of Zigzag Marzah. Is that what you're
10:21:26 10 telling us? They have just --

11 A. Yes, sir.

12 Q. They have just stuck in Zigzag's name even though you never
13 mentioned that?

14 A. I am also - it's also a doubt to me because I did not make
10:21:52 15 mention of that and he was not even part of that group.

16 Q. Right. Turn, please, to tab 5, page 100492. In the course
17 of your prepping sessions on 14 and 15 April you corrected the
18 statement we have just been looking at, the 8 and 10 March
19 statement, and your corrections covered page 2, paragraph 8, page
10:22:30 20 3, paragraph 8, page 4 - and that's the page we have just been
21 looking at, 47086, you can see the 4 at the right-hand bottom
22 corner. Page 4, paragraph 13 you have changed the town of
23 Bolimbo to Bunumbu. Let's just look at that. That's paragraph
24 13 on that page:

10:22:58 25 "The witness was asked about his knowledge concerning
26 Monica Pearson. He stated that he knew her as a vanguard who was
27 based at the training base at Bolimbo."

28 Now do you remember when this was all being read back to
29 you that you changed the name of the base?

1 A. Yes, sir.

2 Q. So why didn't you say to them when they were reading the
3 top part of this page, paragraph 11, "I never said Sam Bockarie
4 was visited by Zigzag Marzah"?

10:23:36 5 A. Well, even if they read that out to me, maybe my mind
6 skipped it, but I did not do correction about it because I did
7 not get it actually.

8 Q. That's another one you didn't get. Is that what you're
9 telling us?

10:23:55 10 A. Not at all.

11 Q. I take it that means, "I didn't get it at all", is that
12 right?

13 A. Yes, sir.

14 Q. During these sessions when you are being interviewed or
10:24:15 15 when you are being prepped were you told what other witnesses had
16 said in either their statements or their evidence to the Court?

17 A. Not a day. Nobody told me that.

18 Q. I want to go back briefly, if I may, to the question of
19 arms shipments. You were a senior commander, you were a
10:25:02 20 battalion commander in the RUF for how long?

21 A. Well, I became battalion commander since '98, 1998.

22 Q. When in '98?

23 A. After the intervention.

24 Q. Shortly after the intervention?

10:25:24 25 A. Yes, sir. Yes, sir.

26 Q. And you have told us about the RUF receiving arms from
27 Monrovia via Foya. Are you aware of the RUF receiving any other
28 arms via any other route from Liberia?

29 A. No, sir.

1 Q. Or from Burkina Faso?

2 A. Yes, sir, I knew that.

3 Q. And when did they get arms from Burkina Faso?

10:26:18

4 A. That was after the Fitti Fatta operation. That was around
5 the end of 1998.

6 Q. Right. And how were those arms delivered from Burkina Faso
7 to the RUF?

8 A. Well, it - they came through Liberia before it got to the
9 RUF zone.

10:26:47

10 Q. How did they come through Liberia?

11 A. Well, we saw Sam Bockarie and when he came he told us that
12 he came through Liberia, because I was not there when he came
13 from Burkina Faso into Liberia, but when he came from Liberia he
14 came to our zone.

10:27:11

15 Q. And is this the meeting that you told us about earlier on
16 in your evidence when Sam Bockarie showed you arms and materials
17 that he had got from Burkina Faso? Is that the occasion that
18 you're talking about?

19 A. After he went and returned, yes. That was the thing, yes,
20 sir.

10:27:37

21 Q. How did he travel with these arms from Burkina Faso to
22 Liberia and then to your ground?

23 A. Well, he did not explain to me how he travelled to Liberia,
24 but before he left he told us that the arrangements had gone
25 through Mr Taylor and that he was the one who told him. So I can
26 say I cannot actually tell you how he came into Liberia, but I
27 can tell you how he came into Sierra Leone.

10:27:59

28 Q. How did he come into Sierra Leone?

29 A. They used the Foya route to come inside.

1 Q. And the Foya route, is that helicopter again, aircraft,
2 road?

3 A. Well, he did not tell us that, because the helicopter will
4 not come into Sierra Leone. What he told us was that he told us
10:28:53 5 it was Foya that he landed and from there they got the items into
6 Sierra Leone, but it was in Buedu, when he got to Buedu, that he
7 explained that to us.

8 Q. Do you know a place called Magburaka?

9 A. Yes, sir.

10:29:09 10 Q. Were you ever aware of any arms coming to Magburaka?

11 A. I heard, but I did not see it.

12 Q. And from whom did you hear it?

13 A. I heard it from Issa Sesay.

14 Q. When?

10:29:31 15 A. 1997, during the AFRC regime.

16 Q. Right. What about arms from Libya, or materials from
17 Libya, or money for arms and materials from Libya; ever hear
18 anything about that?

19 A. No, sir.

10:30:03 20 Q. Well, you told us that Mr Sankoh was going to go to Libya
21 in 1997. What was he going to Libya for?

22 A. He went on a political tour.

23 Q. Was he going anywhere else on this political tour?

24 A. Well, he told us about Libya and Nigeria.

10:30:32 25 Q. Right. Anywhere else?

26 A. Those were the areas he told us about that I knew about.

27 Q. He didn't tell you about any other places he was going to
28 on that particular tour?

29 A. No, sir.

1 Q. Right. Now, I asked you about the last occasion when you
2 went to Monrovia, which you have told us was in August or
3 September of the year 2000.

4 A. Yes, sir, around that.

10:31:20 5 Q. And I will be corrected if I am wrong, but I think you said
6 to us yesterday when I was asking you questions that you had not
7 gone to Monrovia on that occasion for materials, that wasn't your
8 purpose in going. Is that correct?

9 A. Yes, sir.

10:31:42 10 Q. So what was the purpose of that trip to Monrovia?

11 A. Well, because I led the troop from Sierra Leone after we
12 had attacked and succeeded in Voinjama, so the commander, the
13 overall commander, who was Director Benjamin, told me to go and
14 meet with the President, so that was what took me to Monrovia.

10:32:14 15 Q. Right. So it wasn't a trip you made to Monrovia with Issa
16 Sesay for materials?

17 A. Yes, sir.

18 Q. Right, this is another one I am going to have to find out
19 what the yes means, Mr Kanneh. Are you agreeing with me that it
10:32:36 20 wasn't a trip you made to Monrovia with Issa Sesay for materials?

21 A. It was - I didn't go for materials. I went with the
22 director. Issa Sesay met us there.

23 Q. And at this stage, you told us yesterday, Issa Sesay and
24 Sam Bockarie were not even speaking to each other?

10:33:01 25 A. Yes, sir.

26 Q. So, as far as you are aware, Issa Sesay and Sam Bockarie,
27 did they meet on that particular occasion or not?

28 A. Well, they did not meet.

29 Q. Thank you. Tab 2, please. The very same page we were

1 Looking at earlier, 30690, halfway down the page, "Interview
2 resumed today 28/03/07 at 1010 hours at the Office of the
3 Prosecutor interview room." Now, I am going to read this out and
4 you can tell us whether the Prosecution have correctly recorded
10:34:16 5 what you told them on this occasion:

6 "Witness states that during the third trip he made to
7 Monrovia with Issa Sesay for materials, Sam Bockarie was already
8 there after he had left the RUF."

9 Now, did you tell them that during your third trip to
10:34:41 10 Monrovia with Issa Sesay it was for materials?

11 A. No.

12 Q. So why didn't you correct this when it was read back to
13 you?

14 A. Well, that could be a mistake, the reason why I have not
10:35:08 15 corrected it, because the way the question came is not what is on
16 the paper. They said how many times had I been involved in arm
17 business in Liberia, not even in Monrovia. That was when I said
18 three times. So they changed - if they changed it and put it
19 Monrovia, that is where the difficulty is.

10:35:28 20 Q. Right, so it is not the third trip to Monrovia, it is the
21 third trip to Liberia. That is mistake number 1 that they have
22 made, yes?

23 A. Yes, sir.

24 Q. What about the third trip you made to Monrovia with Issa
10:35:48 25 Sesay for materials? Did you tell them that you had gone with
26 Issa Sesay for materials?

27 A. No, we did not go with Issa Sesay. I did not tell them
28 that. I went with the director.

29 Q. Yes, second error in that line is that you didn't go with

1 Issa Sesay, yes?

2 A. Yes, sir.

3 Q. Did you go for materials?

4 A. No, I did not go for materials.

10:36:16 5 Q. Third error in that line --

6 A. Yes, sir.

7 Q. -- is that it wasn't for materials.

8 A. Not at all. It was not for materials.

9 Q. Did you tell them Sam Bockarie was already there after he
10:36:30 10 had left the RUF?

11 A. Yes, sir.

12 Q. So they got that bit right, but they made three mistakes in
13 the first half of the sentence, yes?

14 A. Yes, sir. Yes, sir.

10:36:44 15 Q. Why didn't you correct any of these three mistakes?

16 A. Well, it was due to a mistake on my part that I did not
17 correct them.

18 Q. Or might it be that this is exactly what you told them and
19 there was no need to correct it?

10:37:07 20 A. No, had I told them that I wouldn't stand in front of the
21 Court and dispute them, but that was not what happened.

22 MR MUNYARD: Your Honours, I think LiveNote might not be
23 working at the moment. Mine stops at page 29, line 1, "what
24 about", and I think that is - yes, that is the same as others.

10:37:39 25 It is not picking up. I know that at the end of the day the tape
26 will be listened to, so at the moment I am not proposing
27 stopping, but I thought it right to draw the Court's attention to
28 that.

29 PRESIDING JUDGE: Yes, please proceed on.

1 MR MUNYARD: Would your Honour give me a moment. I just
2 want to click the right box on here so that I don't lose it all
3 together. Thank you:

10:38:14 4 Q. I am going to read the next sentence, "During that trip
5 Sam Bockarie met Issa Sesay and the witness at Benjamin Yeaten's
6 house." Did you tell them that?

7 A. No, sir.

8 Q. Tell us how many errors there are in that sentence and I
9 will read it to you again so that you can deal with it word by
10:38:38 10 word, "During that trip Sam Bockarie met Issa Sesay", is that
11 correct or incorrect?

12 A. No, sir, it is not correct, sir.

13 Q. "During that trip Sam Bockarie met Issa Sesay and the
14 witness at Benjamin Yeaten's house." Is that right?

10:39:00 15 A. No, no, sir.

16 Q. What is wrong with that part?

17 A. Well, I was not there when Sam Bockarie got there at the
18 time that we went to that place, at the time that Issa Sesay was
19 there. He went there when I was there at first before Issa Sesay
10:39:18 20 came.

21 MS IRURA: Your Honour, I am broadcasting my LiveNote which
22 is still functional. The internet is down which is why you
23 cannot see your LiveNote, but if you press PC1 you should be able
24 to see LiveNote on your screen.

10:39:34 25 PRESIDING JUDGE: Thank you.

26 MR MUNYARD: May I continue?

27 PRESIDING JUDGE: Yes, please proceed, Mr Munyard. We have
28 had some partial success here on the LiveNote, but not 100 per
29 cent.

1 MR MUNYARD: Yes, so I can see:

2 Q. Now, this is wrong because Sam Bockarie never met Issa
3 Sesay then?

4 A. Yes, sir.

10:40:26 5 Q. Why didn't you correct that?

6 A. Well, that is a mistake that I did not correct, because it
7 was just a day and a half that this was read to me and so it is a
8 mistake on my part. Had I recalled I would have made the
9 correction. They didn't allow them to see each other even.

10:40:52 10 Q. They didn't allow them to see each other? Who didn't allow
11 them to see each other?

12 A. The director. The director did not allow to call this one
13 where the other one was present. It did not happen.

14 Q. Who is this one and other one?

10:41:13 15 A. Mosquito and Issa Sesay.

16 Q. Right. So the Prosecutors who were interviewing you then
17 have invented the suggestion that Sam Bockarie met Issa Sesay on
18 that trip that you were on. Is that what you are telling us?

19 A. Well, had I said it - if I said it then I made a mistake,
10:41:38 20 but it never happened, but it is on the paper. If I said it,
21 then it is a mistake. It did not happen.

22 Q. So do you accept that you might have said it?

23 A. Well, yes, sir, but it is a mistake.

24 Q. Mr Kanneh, do you accept that you might have said all of
10:42:00 25 these things that you are telling us today have been wrongly
26 recorded but never corrected by you, either at the time or in
27 proofing sessions when these were all read back to you?

28 A. No, I did not say some of them, but this one I can recall a
29 little. That is why I am saying it is not everything that I am

1 saying. Some of them I did not tell them to write.

2 Q. What did you mean by saying - there is a reference to a day
3 and a half and I now can't see it. Yes, it's line 14 on page 31.
4 When I asked you why didn't you correct this you said, "Well,
10:42:53 5 that is a mistake that I did not correct because it was just a
6 day and a half that this was read to me". What do you mean by,
7 "It was just a day and a half that this was read to me"?

8 A. One day and a half. I did not say today and a half. So it
9 was hastily done. So if there is any mistake it is because it
10:43:19 10 was hastily done. I was a day and a half that that thing was
11 read to me.

12 Q. What do you mean, "It was a day and a half that that thing
13 was read to me"?

14 A. One and a half days.

10:43:37 15 Q. When?

16 A. Since my arrival here.

17 Q. A day and a half after your arrival here, or a day and a
18 half ago? Which one do you mean?

19 A. After I had arrived here, the first time that they read my
10:44:09 20 statement to me. That's what I am talking about.

21 Q. So tell us again what that date was?

22 A. Well, I can't recall the date that that happened.

23 Q. Try please.

24 A. No, I can't, because I came here on the 9th and so I can't
10:44:29 25 recall the very day that I started.

26 Q. That's quite all right. I asked you the date you arrived
27 and you have just told us it was the 9th, yes?

28 A. Yes, sir.

29 Q. All right. Well, the proofing session in which you looked

1 at these statements, or the proofing sessions, start on 14 and 15
2 April. The 14th is five days after you arrived here?

3 A. Yes, sir.

4 Q. The 15th was six days after you arrived here?

10:45:08 5 A. Yes, sir.

6 Q. So it wasn't a day and a half?

7 A. The first day that we went, we went up to the mid-point and
8 the other day we finished it, so I took it that it was one and a
9 half day.

10:45:29 10 MR MUNYARD: I am not going to ask anyone to look at it,
11 but for the purpose of record it is in tab 5 that the corrections
12 were made in the course of proofing on 14 and 15 April 2008
13 including corrections to this particular statement.

14 THE WITNESS: That is it, the 14th and the 15th just like
10:46:05 15 you have said.

16 PRESIDING JUDGE: Mr Munyard, to avoid belabouring the
17 point, am I to understand the witness is saying that the proofing
18 took one and a half days, i.e. the 14th and then the rest on the
19 following day?

10:46:31 20 MR MUNYARD: I had better explore that, because I didn't
21 read it in that way:

22 Q. You said earlier, and I am sure we can find it in the
23 transcript, that it was one and a half days after you arrived
24 that they read - because just about to go off the top of my page
10:46:50 25 is my question:

26 "Q. A day and a half after you arrived here or a day and a
27 half ago? Which one do you mean?"

28 A. After I had arrived here, the first time that they read
29 my statement to me."

1 But I will explore that. I will clarify it with the
2 witness. Mr Kanneh, are you saying that the proofing sessions
3 started a day and a half after you arrived here, or are you
4 saying that the proofing session only lasted a day and a half?

10:47:26 5 A. The proofing, when I arrived here, the 14th and the 15th,
6 the first day that we went I spent the rest of the day and the
7 other day we stopped earlier. That's what I meant.

8 Q. So the proofing session did not start just one and a half
9 days after you got here, is that right?

10:47:57 10 A. When I arrived here, the 14th and the 15th, yes, that's two
11 days. The 14th and the 15th.

12 MR MUNYARD: I don't know if it's me or if it's the
13 witness, but we seem to be going around in circles on this. If
14 you want it clarified I will have one last attempt to do so.

10:48:15 15 PRESIDING JUDGE: I will ask him. Mr Witness, some of your
16 answers are a little confusing. You came here you told us on the
17 9th, presumably 9 April.

18 THE WITNESS: Yes, sir.

19 PRESIDING JUDGE: The first proofing session, when was the
10:48:32 20 first proofing session?

21 THE WITNESS: The 14th.

22 PRESIDING JUDGE: And how long did the entire proofing
23 sessions or session last?

24 THE WITNESS: Well, the first day we were there for the
10:48:51 25 rest of the day and the second day we were not there for the rest
26 of the day, we went off early.

27 MR MUNYARD:

28 Q. Right. And then there were a number of other proofing
29 sessions, weren't there?

1 A. Well, I don't know if that's what you call it, but we used
2 to meet apart from those two days, but we used to meet. I do not
3 know if they were proofing sessions.

10:49:26 4 Q. It's not me who calls them that. It's what they are called
5 on the documents that we have been looking at in tabs 5 and 6 and
6 7, proofing went on up to 23 April.

7 A. We used to meet. We used to meet. But that's what I'm
8 saying, that I don't know if that is what you call it.

9 Q. Now you told us yesterday - bear with me for a moment and I
10:50:04 10 will get the transcript up. I believe it is page 9493 of the
11 transcript - I'm sorry, I have got the wrong reference there.
12 You told us in any event yesterday about - you described in some
13 detail all the weapons that you obtained on that third trip to
14 Monrovia, do you remember?

10:51:40 15 A. Yes, sir.

16 Q. Just tell us again, if you would, what they included?

17 A. I said we got AK rounds, we got AK weapons, RPGs and the
18 rockets, we got grenades and other materials and money.

19 Q. Yes. You have just mentioned grenades, yes?

10:52:29 20 A. No, I mentioned it yesterday. Maybe you did not take note
21 of it, but I mentioned it.

22 Q. If I didn't take note of it then I apologise, but I will be
23 corrected if I am wrong. I don't believe you did mention
24 grenades yesterday. Yes, here we are. Yes, you did say
10:53:31 25 grenades. You are absolutely right. Or was it just ammunition
26 that you brought back on that third trip?

27 A. Ammunition and weapons.

28 Q. Ammunition and money. Was it just ammunition and money?

29 A. And weapons. AK - AK is a weapon. Arm. We brought arms.

1 I mentioned all of that yesterday.

2 Q. Tab 7, please. It starts on page 100500. Do you see that?

3 Well, do we have that on the screen? Thank you. Now I am going
4 to read to you from paragraph 6 at the bottom of this page and,

10:55:36 5 Mr Kanneh, this was additional information that you gave the
6 Prosecution on 23 April. Can you remember seeing them about
7 three weeks ago and giving them more information? Do you
8 remember that?

9 A. Yes, sir.

10:56:02 10 Q. Were they writing down what you said on a separate piece of
11 paper?

12 A. Well, maybe if you read it I can recall. I want you to go
13 through it.

14 Q. Right. I am going to do that in a moment.

10:56:20 15 A. If they were writing it down.

16 Q. I am going to do that in a moment and that might help to
17 jog your memory, but just try and think back to - as far as we
18 are aware this is the last occasion on which you saw the
19 Prosecutors and you gave them more information and it's while
10:56:35 20 you're here in The Hague, you understand?

21 A. Yes, sir.

22 Q. This is the last of the proofing sessions for which we have
23 a document. During each of those proofing sessions how were the
24 Prosecution able to make a record of what it was you were telling
10:56:57 25 them?

26 A. They were writing it down.

27 Q. Right. We went through this yesterday, but since you're in
28 some doubt just now I had to go through it again. They were
29 writing it down you told us yesterday by hand on a piece of

1 paper, yes?

2 A. Yes, sir.

3 Q. And that's each and every one of these proofing sessions.

4 Is that correct?

10:57:28 5 A. Yes, sir.

6 Q. Paragraph 6. I am going to read out paragraph 6 and you
7 tell us if they have correctly recorded what you said:

8 "The witness said that with regard to the time he met
9 Bockarie in Monrovia, this was during the time Sesay was in power
10 in the RUF".

10:57:50

11 Did you tell them that three weeks ago?

12 A. Yes. Yes, sir.

13 Q. And it continues, "and that it was his third mission to
14 Monrovia." Did you tell them that three weeks ago?

10:58:10

15 A. No, sir, that was my third mission to Liberia.

16 Q. Right. It carries on, "In Monrovia, Benjamin Yeaten called
17 a formation which included the Liberian soldiers." Did you tell
18 them that?

19 A. It was not in Monrovia that the formation was called.

10:58:33

20 Maybe they made a mistake there. It was in Kola after we had
21 gone to Liberia. It was not in Monrovia. That is Kolahun.

22 Q. Where is this place?

23 A. It is in Liberia, in Foya.

24 Q. So it is a long way from Monrovia?

10:59:05

25 A. Yes, sir, it is very far.

26 Q. So they have made a mistake there. It carries on, "Yeaten
27 introduced battalion commander Colonel Stanley and Liberian
28 Mosquito." Did you tell them that?

29 A. Yes, sir, I told them that.

1 Q. So they have got that right.

2 A. Yes.

3 Q. "They waited 2-3 days then went to Kolahun." Did you tell
4 them that?

10:59:40 5 A. Voinjama, Voinjama. We had been in Kolahun and then we
6 went to Voinjama.

7 Q. Well, did you wait three days and then go to Kolahun?

8 A. And went to Voinjama. We had been in Kolahun whilst we
9 were waiting. It was not in Monrovia. It was in Kolahun that we
11:00:08 10 were. Voinjama was the target.

11 Q. All right, so they have got that wrong?

12 A. Yes, sir, they have got it wrong. This Monrovia and
13 Liberia, that is where the complication always is. Some areas
14 they referred to Liberia and some areas Monrovia, they were just
11:00:29 15 putting it Monrovia. That is where we were having some problems.

16 Q. Right, but these mistakes go further than just Monrovia,
17 don't they, because they have now got Kolahun when they should
18 have had Voinjama and you told them Voinjama, did you?

19 A. Yes, sir. Yes, sir. We had been in Kolahun when I saw the
11:00:51 20 battalion commander and Mosquito.

21 Q. It goes on, "Bockarie himself joined the group and arrived
22 with war materials from Taylor." Did you tell them that?

23 A. Yes, sir. Yes, sir. He came with the materials.

24 Q. So they have got that right?

11:01:11 25 A. Yes, sir.

26 Q. It continues, "After the arrival of the materials the group
27 attacked Voinjama ..." Did you tell them that?

28 A. Yes, sir.

29 Q. "... and had serious fighting that evening." Did you tell

1 them that?

2 A. Yes, sir.

3 Q. "LURD received heavy casualties and retreated to Guinea."
4 Did you tell them that?

11:01:35 5 A. Yes, sir.

6 Q. "Witness later taken by Yeaten to Monrovia and Issa Sesay
7 arrived the next day." Did you tell them that?

8 A. Yes, sir.

9 Q. "Sesay went to see Taylor and received \$50,000 and some
11:01:55 10 ammunitions." Did you tell them that?

11 A. Yes, sir.

12 Q. Did you actually see the money?

13 A. Yes, sir. Yes, sir. He told me about the money, sir.

14 Q. He told you about the money doesn't mean that you saw it.

11:02:15 15 A. It was in a bag. He told me. He did not take them out for
16 us to count the money, but he told me and it was in a bag.

17 Q. He told you he had got money, but you didn't actually see
18 it?

19 A. I have not set eyes on the money, but it was in a bag.

11:02:33 20 Q. All right. This continues, "The witness saw the money and
21 Sesay said he got it from the Pa." Did you tell them that you
22 saw the money?

23 A. The money, he showed it to me. It was in a bag. I told
24 them that, that I saw the money, not that we counted it, but I
11:03:00 25 saw it.

26 Q. It continues, "This was some time in 2000." Did you tell
27 them that?

28 A. Yes, sir.

29 Q. The next paragraph, "The ammo and the \$50,000 that they

1 collected were taken to Kono." Did you tell them that?

2 A. Yes, sir.

3 Q. But you have told us yesterday and today that it wasn't
4 just ammo or ammunitions, it was a whole collection of weaponry
11:03:31 5 as well.

6 A. Yes, sir. Yes, sir. I said that yesterday.

7 Q. So why didn't you say it three weeks ago when you were
8 being seen by the Prosecution and you just referred to
9 ammunition?

11:03:51 10 A. Well, what I meant was that it was - I was referring to war
11 materials. It was war materials. I was not asked what and what.
12 Do you see? I said I thought that when I said ammo it included
13 all that I have explained: Grenades, arms. That was my
14 intention, that those were the things.

11:04:13 15 Q. Mr Kanneh, you know perfectly well the distinction between
16 ammunition and arms, don't you?

17 A. Yes, sir. Yes, sir.

18 Q. And an AK-47 is not ammunition.

19 A. It is an arm.

11:04:36 20 Q. An AK machine gun, in good quantities you said, is not
21 ammunition.

22 A. Yes, sir. You are saying the same thing. AK weapon, they
23 are the same.

24 Q. RPG tubes, the tubes aren't ammunition, are they?

11:04:56 25 A. Yes, sir.

26 Q. Paragraph 7 goes on and in the last two lines of paragraph
27 7 we can see the words, "and that was the reason for the ammo and
28 the money they had collected in Monrovia." You never mentioned
29 arms in relation to that third visit by you to Liberia when you

1 were interviewed, did you?

2 A. Well, yes, the way it is now on this paper I did not say -
3 I did not talk about arms, but that was my intention.

4 Q. Now, you told us also yesterday and I think in your earlier
11:06:03 5 evidence as well that - well, you certainly said yesterday that
6 Mr Taylor was concerned about how much Sam Bockarie knew and he
7 was worried about how much Sam Bockarie knew. That is right,
8 isn't it?

9 A. How Sam Bockarie knew what? I want you to explain that
11:06:36 10 properly, because I have not understood that.

11 Q. Of the connection between Mr Taylor and the RUF.

12 A. How Sam Bockarie knew?

13 Q. Yes. What you said yesterday is this - and I am looking at
14 page 9493, line 2 onwards. This is you giving your evidence
11:07:10 15 yesterday about what Mr Bockarie told you:

16 "He said that President Mr Taylor said he had had a lot of
17 pressure from the international community to hand over
18 Sam Bockarie. He said he was there for three days and he said
19 what he told him, if he was going to hand him over, that is
11:07:33 20 Sam Bockarie, he would explain everything, all the deals that
21 were between RUF and Mr Taylor. He, the Sam Bockarie, would
22 explain that to the Special Court and that was what he said and
23 after that day, after two to three - three to four days he was
24 released again and returned to his house."

11:07:56 25 Do you remember telling us that yesterday?

26 A. Yes, sir, I said that.

27 Q. So Sam Bockarie was telling you in the year 2000 that
28 Mr Taylor was concerned that Sam Bockarie would explain
29 everything to the Special Court.

1 A. If Mr Taylor was concerned about - was concerned? No, I
2 did not say that. I said Sam Bockarie was concerned about what
3 Mr Taylor had told him. It was not Mr Taylor that was concerned.
4 It was Sam Bockarie.

11:08:35 5 Q. I am sure they were both --

6 A. He said he was concerned about what Mr Taylor had told him.
7 It was not Mr Taylor that was to be concerned.

8 Q. They were both mentioned, but I am just going to ask about
9 one part of your answer, "He, the Sam Bockarie, would explain
10 that to the Special Court." This is what he was telling you in
11 the year 2000.

11:08:54

12 A. No, I did not talk about Mr Taylor's concern. I did not
13 mention that.

14 Q. Mr Kanneh, I am going to ask you just about one part of the
15 evidence you gave us yesterday.

11:09:18

16 A. Yes, sir.

17 Q. And I am reading it from the transcript. These are your
18 words, "He, the Sam Bockarie, would explain that to the Special
19 Court." That is a reference to all the deals that were between
20 the RUF and Mr Taylor. Now, that is what you said yesterday.

11:09:37

21 A. Yes, sir. Yes, sir.

22 Q. You were telling us yesterday - you were recounting a
23 conversation you had had with Sam Bockarie in the year 2000,
24 August or September 2000.

11:10:02

25 A. Yes, sir. Yes, sir.

26 Q. The Special Court didn't exist then.

27 A. Well, even if the Special Court was not in existence there
28 was pressure on Mr Taylor. They had already said the Special
29 Court was for those men. At that time there was pressure on

1 Mr Taylor for that particular man. It was not in 2000 that the
2 Special Court started, but at that time they had said that that
3 man should face the Court.

4 Q. At the time that we are talking about, at the time of this
11:10:42 5 meeting that you have in Monrovia with various people, in August
6 or September of 2000, Mr Taylor was planning to make Sam Bockarie
7 the leader again of the RUF, wasn't he?

8 A. Well, they suggested that. Yes, sir, they suggested that,
9 yes.

11:11:10 10 Q. That was what he wanted to do, according to you, wasn't it,
11 make Sam Bockarie the leader again?

12 A. Well, that was not what he wanted to do. He said it. I
13 heard it from the director. It was he who gave us the
14 information. It was not Mr Taylor directly. He said that was
11:11:34 15 what the Pa wanted to do, but he didn't want to give the command
16 until he had [indiscernible] no.

17 Q. All right. I just want to deal with one other matter
18 arising out of that last proofing session before I go on to other
19 areas. We looked yesterday, and I would like you to look again,
11:12:01 20 please, at page - it is tab 7, I think, page 100501. Paragraph 7
21 that we were just looking at, in that paragraph you said that
22 Sesay called you to Kono and said he was not to allow disarmament
23 to take place in Kailahun as Taylor had given him a mission to go
24 to Guinea and that was the reason for the ammo and the money they
11:12:42 25 had collected in Monrovia. Now, do you agree that that is what
26 you told the Prosecution in that meeting three weeks ago?

27 A. Here?

28 Q. In The Hague three weeks ago.

29 A. Yes, sir.

1 Q. And so whose idea was it not to allow disarmament to take
2 place in Kailahun?

3 A. Whose idea?

4 Q. Yes.

11:13:15 5 A. I want you to make that area clear where I spoke about
6 idea. Was it to make disarmament not to go in Kailahun?

7 Q. I will read the sentence to you again:

8 "Sesay called the witness to Kono and said he was not to
9 allow disarmament to take place in Kailahun as Taylor had given
11:13:35 10 him a mission to go to Guinea and that was the reason for the
11 ammo and the money they had collected in Monrovia?"

12 So whose order was it not to allow disarmament in Kailahun?

13 A. He said the Pa had ordered him - the Pa had told him to
14 carry on with the mission, so he gave us the order that we should
11:13:59 15 not allow Issa Sesay's order. He passed the order that we should
16 not disarm.

17 Q. Pa?

18 PRESIDING JUDGE: We are getting these "he"s and "him"s
19 again.

11:14:10 20 MR MUNYARD: That's why I'm asking:

21 Q. When you said he passed the order are you talking about Pa?

22 A. Issa Sesay. Issa Sesay passed the order to me, the Pa.

23 Q. Sorry, I missed that last bit. The Pa crept in again.

24 A. Yes, sir.

11:14:29 25 MR MUNYARD: At the moment I don't think I can get LiveNote
26 at all.

27 PRESIDING JUDGE: Mr Munyard, I will read out what I have
28 on my LiveNote for the answer. The question:

29 "Q. When you said he passed the order are you talking

1 about Pa."

2 A. Issa Sesay. Issa Sesay passed the order to me, the
3 Pa."

4 MR MUNYARD: Yes, exactly:

11:14:54 5 Q. "Issa Sesay passed the order to me, the Pa." Whose order
6 was it? Where did it originate or start that order?

7 A. Well, he said the Pa had told him, Mr Ghankay had told him,
8 that we should carry out the mission. So he told me that the
9 disarmament, we should not go on with the disarmament.

11:15:26 10 MR MUNYARD: Thank you. I am very grateful to Madam Court
11 Officer who has now restored my LiveNote:

12 Q. I would like you, please, to look at tab 3. Now I am using
13 this on this occasion, Mr Kanneh, because this is the handwritten
14 note of both the questions that you were asked and the answers
11:16:05 15 that you gave in an interview over two days, 31 October and 1
16 November last year. So we can see what the question is here.
17 Top of page 44316: "Do you know if Taylor gave any orders during
18 the time of disarmament"?

19 A. No, sir.

11:16:41 20 Q. Hang on. It is the right answer, but I have only read the
21 question so far. Answer: "No, I don't know"?

22 A. No.

23 Q. Do you agree that you were asked that question and that you
24 gave that reply?

11:17:08 25 A. I can't recall if they asked me that question if Taylor had
26 said we should not disarm.

27 Q. But is it correct that you did not know of any orders that
28 Mr Taylor gave during the time of disarmament?

29 A. No, sir.

1 Q. What, you're saying that's not correct?

2 A. No.

3 PRESIDING JUDGE: These double negatives, I am finding it
4 very confusing.

11:17:40 5 MR MUNYARD: Yes, I will try again.

6 PRESIDING JUDGE: Thank you, Mr Munyard.

7 MR MUNYARD:

8 Q. Back at the end - towards the end of last year you were
9 interviewed over a two day period by Stephen Streeter and
10 Christopher Santora and you are familiar with both of those
11 gentlemen, yes?

12 A. Yes, sir.

13 Q. Do you remember the two day interview at the end of
14 October/beginning of November last year?

11:18:19 15 A. Yes, sir.

16 Q. Do you remember being asked the question that we are
17 looking at on this page: "Do are you know if Taylor gave any
18 orders during the time of disarmament?" Do you remember being
19 asked that question?

11:18:40 20 A. No, I can't recall.

21 Q. Recorded below it is the answer that the Prosecutors say
22 you gave and what is recorded here is, "No, I don't know",
23 meaning you don't know if Mr Taylor gave any orders during the
24 time of disarmament. Now is that answer accurate? Is it right
25 that you did not know of any orders that Mr Taylor gave during
26 the time of disarmament?

27 A. Not at all.

28 MR MUNYARD: I fear that the mystery still remains.

29 PRESIDING JUDGE: Mr Witness, I am not clear about your

1 answer and we have tried it a few times. When you have given
2 that answer, "Not at all", do you mean you did not say the
3 following words, "No, I don't know", or you do not know if orders
4 came from Mr Taylor? Which is it?

11:19:51 5 THE WITNESS: I did not know if Taylor gave orders about
6 disarmament.

7 MR MUNYARD:

8 Q. So it would not be right to say that the order to you not
9 to disarm, the order Issa Sesay gave you not to disarm in
10 Kailahun, came from the Pa, do you agree?

11 A. Yes, sir, because I did not hear it from the Pa. I heard
12 it from Issa Sesay.

13 Q. And Issa Sesay, did he say that this order came from the Pa
14 not to disarm?

11:20:34 15 A. No.

16 Q. Thank you. I am moving on now Madam President. It looks
17 like my LiveNote has failed again.

18 PRESIDING JUDGE: So has mine. So has all my learned
19 colleagues.

11:20:50 20 MR MUNYARD: Yes.

21 PRESIDING JUDGE: But please proceed, Mr Munyard.

22 MR MUNYARD: Yes, I will.

23 MS IRURA: Please press PC1. I am broadcasting my
24 LiveNote.

11:21:08 25 PRESIDING JUDGE: Thank you very much.

26 MR MUNYARD: Thank you:

27 Q. Right, I want to ask you now about some meetings that you
28 told us that you had attended. The first of these meetings you
29 say took place at Giema at Sam Bockarie's house and this was when

1 Mr Sankoh was just about to go on his political tour. Do you
2 remember telling us about that?

3 A. Well, it's the town that you have called. I don't remember
4 I talked about Peyama. I want you to correct that area, the name
11:22:15 5 of the town that you called is confusing a little. I did not
6 call that town.

7 Q. All right. Where do you say that first meeting took place
8 in which Mr Sankoh told you all that he was going off on a
9 political tour?

11:22:41 10 A. Giema. Giema.

11 Q. It was Giema. Thank you. It may have been my
12 mispronunciation, but we are agreed on Giema. And what did
13 Mr Sankoh tell you he was going for?

14 A. Well, he said he was going on a political tour. At that
11:23:16 15 time the peace had been signed. That was the reason he told us.

16 Q. And this is in early 1997, is that right?

17 A. No.

18 Q. So when do you say it was?

19 A. 1996.

11:23:43 20 Q. When in 1996?

21 A. Late 1996.

22 Q. Was it before or after the Abidjan Peace Accord was signed?

23 A. After the Abidjan Peace Accord.

24 MR MUNYARD: I think that it's an agreed fact that that was
11:24:04 25 30 November 1996. Thank you:

26 Q. So it was some time in December of 1996, yes?

27 A. It could be around that. It was late 1996. Around that.

28 Q. Can you remember ever saying this meeting was in the dry
29 season, January to February 1997?

1 A. No.

2 Q. You never said that?

3 A. Not at all.

4 Q. All right. Tab 3, please, 44296. Again I am looking at
11:25:22 5 the handwritten notes here. You were asked a question: "Where
6 was the meeting held?" The answer recorded is: "After the
7 parade the senior commanders met in the house". Did you say
8 that?

9 A. Yes, sir.

11:25:43 10 Q. Next question: "Was this meeting before or after Christmas
11 1996?" Your answer is recorded: "It was in dry season, January
12 to February 1997". Did you say that?

13 A. No, sir.

14 Q. When this was read back to you, did you correct that?

11:26:09 15 A. I am not sure they read this to me.

16 Q. But you have already told us, Mr Kanneh, that at the end of
17 every interview they read it back to you?

18 A. Yes, sir, but there are ten books and you hide one and read
19 two. The one that they read to me I have answered. This one was
11:26:31 20 not read to me.

21 Q. No, I am sorry, first of all you have told us that this was
22 read back to you. You have also told us that in the proofing
23 sessions all your interviews were read back to you so that you
24 could correct or add to or clarify them. Do you remember giving
11:26:50 25 that evidence only this morning?

26 A. Yes, I remember, but this was not among. You are only
27 reading it to me now. It was not among. It was not read to me.

28 Q. And tab 5, please, just for a moment, page 100493. The
29 first main line: "Corrections to statement of 31 October and 1

1 November 2007". It starts with you correcting year 7 down to
2 year 6. You have already confirmed to us this morning that this
3 interview was read back to you certainly at the time of proofing
4 and you made a number of corrections beginning with the stage you
11:28:08 5 reached at school. So it is quite wrong to say that this
6 interview was not read back to you, isn't it?

7 A. No, the one that you have spoken about I can remember.
8 They read it out to me.

9 MR MUNYARD: Madam President, I see the time.

11:28:30 10 PRESIDING JUDGE: I have been advised we have a few more
11 minutes, Mr Munyard.

12 MR MUNYARD: Very well.

13 PRESIDING JUDGE: I will keep a close eye on the clock.

14 MR MUNYARD: Fine:

11:28:40 15 Q. Was this particular question and answer, or this answer
16 read back to you at any time in November of 2007 or in April of
17 this year that it was in the dry season, January and February
18 1997?

19 A. When Sankoh came to Giema, no.

11:29:12 20 Q. So, that has never been read back to you?

21 A. Ah.

22 PRESIDING JUDGE: Mr Witness, what does "Ah" mean?

23 MR MUNYARD: Exactly.

24 THE WITNESS: They did not read that out to me.

11:29:44 25 PRESIDING JUDGE: Mr Munyard, if this is a convenient point
26 in your cross-examination to take the mid-morning adjournment we
27 will do so.

28 MR MUNYARD: Your Honour, I am sorry for the pause. I am
29 just looking to see if any - yes, can I just deal with one final

1 point?

2 PRESIDING JUDGE: Please do.

3 MR MUNYARD:

4 Q. The page on which you tell them the time of the meeting was
11:30:08 5 read back to you. It's page 2 in the typewritten version and we
6 can see from the list of corrections that we are looking at in
7 tab 5 that on page 2 you corrected paragraph 11 which was about
8 mining in Tongo Fields where you corrected what they had written
9 down about you being assigned supervising mining. So do you
11:30:40 10 agree that this interview was read back to you in full or not?

11 A. Which one? Against the mining in Tongo?

12 Q. No. The whole of the interview of 31 October and 1
13 November, do you agree that was read back to you in its entirety
14 or not?

11:31:04 15 A. Well, the one about Sankoh coming in January 1997, I cannot
16 recall if they read that one out to me. I would have made a
17 correction, but at that time in '97, not at all.

18 PRESIDING JUDGE: I think we are up to our time limit,
19 Mr Munyard.

11:31:18 20 MR MUNYARD: Yes.

21 PRESIDING JUDGE: We will now, Mr Witness, take the
22 mid-morning adjournment. We will have a break of 30 minutes and
23 we will resume court at 12. Please adjourn court until 12.

24 [Break taken at 11.30 a.m.]

11:51:29 25 [Upon resuming at 12.00 p.m.]

26 PRESIDING JUDGE: Please proceed, Mr Munyard.

27 MR MUNYARD: I am just going to check if my LiveNote is now
28 functioning. Oh, it is telling me - the LiveNote is telling me
29 that it has been disconnected. I don't know if it has come back

1 on? My colleague Mr Anyah's is on. Oh, yes, mine has just come
2 back. Thank you:

3 Q. Yes, we were looking at the meeting that was attended by
4 Foday Sankoh, Mr Kanneh.

12:03:10 5 A. Yes, sir.

6 Q. Now this is the meeting that is at Sam Bockarie's house,
7 yes, and you have told us who was there. Was Mike Lamin present
8 at that meeting?

9 A. No, sir.

12:03:52 10 Q. Do you know someone called Isaac Mongor?

11 A. Yes, sir.

12 Q. Who was Isaac Mongor back in the 1990s?

13 A. Well, in 1990 I can't talk about Isaac Mongor from 1990.

14 Q. In 1997 who was Isaac Mongor? What was his role?

12:04:30 15 A. Isaac Mongor was one of the commanders in the RUF.

16 Q. Yes, and did you know him well?

17 A. Yes, sir, I know him.

18 Q. Did you know him well?

19 A. I know him. I know him. Even if it is not very well, but
12:04:56 20 I know him.

21 Q. And so does it follow that as far as you are concerned he
22 also knew you?

23 A. Yes, sir.

24 Q. All right. Now at that meeting was the question of weapons
12:05:23 25 discussed, arms and ammunition?

26 A. Which meeting?

27 Q. The meeting we are talking about that Foday Sankoh came to
28 in either December 1996 according to your evidence today, or
29 January/February 1997 according to what the Prosecution wrote

1 down back in October/November last year. That meeting.

2 A. Yes, sir.

3 JUDGE SEBUTINDE: Is that yes to the question you asked or
4 he thinks you're on the same page? You said were arms and
12:06:13 5 ammunition discussed at the meeting.

6 MR MUNYARD: Yes.

7 JUDGE SEBUTINDE: Mr Witness, what is your answer?

8 THE WITNESS: We discussed materials at the meeting.

9 MR MUNYARD:

12:06:26 10 Q. And did Foday Sankoh discuss where he was going to try to
11 obtain materials from?

12 A. No, he was not going for materials.

13 Q. Now this meeting is just after the Abidjan Peace Accord has
14 been signed, isn't it?

12:06:49 15 A. Yes, sir.

16 Q. Why were you having a discussion about materials if you
17 were about to enter a period of peace?

18 A. Well, at that time even the government was going with the
19 two way track. It was going along with peace and they had
12:07:17 20 fighting on their hands, at the time the Kamajors had struck
21 against us. They had captured major areas from us, like Zogoda.
22 So even if it was a peace time we too had right to discuss
23 materials.

24 JUDGE SEBUTINDE: But, Mr Witness, are you saying the
12:07:39 25 Kamajors were fighting for the government?

26 THE WITNESS: Yes.

27 MR MUNYARD:

28 Q. But the government had also agreed - it was also a party to
29 the Abidjan Peace Accord, but that it had troops in the form - or

1 combatants in the form of the Kamajors fighting for it. Is that
2 what you're telling us?

3 A. Yes, sir.

12:08:21

4 Q. So in other words the government was not honouring the
5 Abidjan Peace Accord.

6 A. Yes, sir.

7 Q. Now you said to us during the course of that meeting
8 someone said in this connection, "Even though I am going for
9 peace, we should be ready for war." Who said that?

12:08:55

10 A. Foday Sankoh.

11 Q. I am afraid I have lost my note of the point in the
12 transcript. I think I am right in saying that you didn't say it
13 was Foday Sankoh when you gave evidence about this and again
14 I will be corrected if I have got that wrong.

12:09:29

15 A. You have got it wrong.

16 Q. I am sorry. I have completely lost my note on that.
17 I will come back to it if need be. No, it has disappeared. Now
18 this was the occasion when you first told us that Jungle was
19 present and buttressed everything that Sam Bockarie said to
20 Mr Taylor. Do you remember using that expression?

12:10:05

21 A. I can't recall. I did not use it on that Giema meeting.
22 I did not use it.

23 PRESIDING JUDGE: Mr Munyard, you are referring to his
24 evidence in court.

12:10:25

25 MR MUNYARD: Yes.

26 PRESIDING JUDGE: Mr Witness, counsel is not talking about
27 what you said in the meeting but what you said here in the Court.

28 MR MUNYARD:

29 Q. Do you remember saying that?

1 A. That Sam Bockarie sent to mister - repeat it. Let him
2 repeat it.

3 Q. Do you remember using the expression, not once, not twice,
4 but three times, that when Sam Bockarie spoke to Mr Taylor after
12:10:56 5 the meeting Jungle buttressed Sam Bockarie's words?

6 A. Which of the meetings? Which of the meetings? I want to
7 know before I can answer. Because you referred me to Giema and
8 now you are bringing that up. There are hiccups. Make it clear.

9 Q. I am making it perfectly clear. At that meeting you said
12:11:24 10 Jungle buttressed what the --

11 PRESIDING JUDGE: Pause, Mr Munyard, please. Ms Baly.

12 MS BALY: I'm sorry, that is not the evidence. The
13 evidence about the buttressing was at an earlier time, at an
14 earlier meeting, not at this meeting at Giema.

12:11:43 15 MR MUNYARD: I might be missing something here, but
16 I thought I had started with the first meeting which was at
17 Giema.

18 PRESIDING JUDGE: I think the first meeting was Giema.

19 MS BALY: There was a formation before the meeting at which
12:11:57 20 certain things were said and then there was this meeting and then
21 there was another meeting following. This was the eight hour
22 meeting, then there was a three hour meeting after this, some
23 months after this.

24 PRESIDING JUDGE: Wasn't there a meeting at Waterworks?

12:12:15 25 I need to look through my notebook. That was the eight hour
26 meeting, wasn't it, you are referring to?

27 MS BALY: That is the eight hour meeting. The Waterworks
28 meeting.

29 PRESIDING JUDGE: Sorry, Mr Munyard, I have intervened and

1 have not allowed you to reply to Ms Baly's objection.

12:12:44 2 MR MUNYARD: Madam President, I am looking at my
3 handwritten note which of course is by no means complete. I do
4 have the transcript to hand on my screen and if I can have a
5 moment to check that. My handwritten note suggests that - yes,
6 my handwritten note suggests - the words I have written down,
7 "Jungle buttressed what the Pa had said." That was the first
8 time there's a reference to it. Now whether that was at the
9 formation before the meeting or during the meeting I will have to
12:13:22 10 check the transcript, but I want to be accurate and my learned
11 friend is perfectly entitled to ask for clarification of that so
12 if you can give me just a moment. I have got the transcript for
13 8 May.

14 MS BALY: Can I just say one thing that might help. The
12:13:40 15 reference to Pa sometimes refers to Foday Sankoh and at other
16 times refers to Charles Taylor, so on this occasion when he said
17 he buttressed the Pa he was referring to Foday Sankoh.

18 JUDGE LUSSICK: It sometimes refers to Issa Sesay too.

19 MS BALY: That is true. Counsel said that it was Bockarie.

12:14:03 20 MR MUNYARD: I think I did and again would you mind if
21 I just took a moment to check this. I am sorry, but the
22 transcript is on the screen.

23 PRESIDING JUDGE: Please do so.

24 MR MUNYARD: Thank you for the time. I'm afraid I was
12:16:08 25 first of all looking at the wrong transcript because the dates on
26 these things at the top left-hand corner are so small that I had
27 the 9th instead of the 8th.

28 MS BALY: Your Honour, can I assist with giving a
29 transcript reference for this meeting?

1 MR MUNYARD: Yes, certainly. It is 8 May and I am looking
2 at pages 9356 onwards at the moment. That's not right at the
3 beginning of it, but I just want to be - I was really concerned
4 about, or interested in, the use of the word "buttressed":

12:16:54 5 Q. You gave a list of the people who were there and --

6 PRESIDING JUDGE: Are we now talking about the Giema
7 meeting?

8 MR MUNYARD: Yes, yes. Giema is the first of the three
9 meetings. I think Ms Baly and I - I hope we can agree that's
10 right. Just so everybody understands, there is Giema, then there
11 is Waterworks and then the third meeting is at a later stage.
12 But in any event Giema first, Waterworks second and then there is
13 another meeting which must be at Sam Bockarie's premises because
14 the evidence is that he goes and shows them materials brought
15 from Burkina Faso stored near to his house. So I think we are
16 agreed on that:

17 Q. I just want to ask you and I think you did say about - that
18 it was Foday Sankoh who said although he had signed for peace
19 that you still had to be prepared for war, but I am interested in
12:18:09 20 the use of this word "buttressed". Now it certainly is in here,
21 I had it a moment ago and now it's gone. Do you agree,
22 Mr Kanneh, that you used the word "buttressed" at page 9359,
23 yes - did Jungle say anything at the meeting, foot of page 9358,
24 "Yes, he too buttressed what the Pa had said." Now why was there
12:19:01 25 any need for this man Jungle to buttress what the Pa had said?

26 A. Well, Jungle - that was the first day that the Pa presented
27 him that when he was going to present - give the promotion to Sam
28 Bockarie Jungle would become Mr Taylor's representative in the
29 RUF, so that was the reason, he has got a new appointment. That

1 was the cause.

2 Q. So had you ever met Jungle before this particular date?

3 A. Yes, sir.

4 Q. And what was he before he was made Mr Taylor's

12:19:50 5 representative?

6 A. Jungle and others came with the war. He was NPFL. They
7 entered.

8 Q. Yes, so he has been with you for some time, but are you
9 saying he has now become Mr Taylor's representative?

12:20:19 10 A. Yes, sir.

11 Q. And did Mr Taylor have another representative before
12 Jungle?

13 A. No.

14 Q. So why did he suddenly need a representative in the form of

12:20:39 15 Jungle?

16 A. Well I can't know that, because when the leader came from
17 the peace accord he passed through there before coming, so I was
18 unable to ask him about why he has made this man the Pa's
19 representative.

12:20:59 20 Q. Did anybody --

21 JUDGE SEBUTINDE: I am a bit lost. Was it Foday Sankoh who
22 made Jungle the Pa's representative?

23 THE WITNESS: It was Foday Sankoh who told us that he was
24 the Pa's representative. Whether they arranged with the Pa or
12:21:28 25 not I don't know, but he said that was the Pa's eye in the
26 movement. Not Foday Sankoh's eye, but Mr Taylor's.

27 JUDGE SEBUTINDE: Jungle, that is, who was the Pa's eye?

28 THE WITNESS: Yes, yes, Jungle. Yes, sir.

29 MR MUNYARD:

1 Q. And this is right at the beginning of 1997, or the very end
2 of 1996 depending on which version of - which account one takes?

3 A. Take the end of 1996.

4 Q. All right, we will. How were relations between the RUF and
12:22:28 5 Mr Taylor between the years 1993 and 1997?

6 A. Well as far as I know from 1992 - in the middle of 1992 up
7 to 1996 there was no relationship between the RUF and Mr Taylor,
8 as far as I know. From 1993 up to the time that Sankoh came with
9 this topic, there was no communication. There was no

12:23:05 10 relationship between us and Mr Taylor.

11 Q. And what changed that situation, as far as you are aware?

12 A. Well it was the infiltration by ULIMO into NPFL territory,
13 when it took the border from Lofa up to Robertsport. So, it cut
14 off all communication between us and Mr Taylor.

12:23:39 15 Q. Well, cut off physical connections between you. That would
16 not cut off personal connections between you and Mr Taylor, would
17 it?

18 A. Yes.

19 Q. In fact personal communications between the RUF and
12:24:02 20 Mr Taylor were cut off as well as the physical connection,
21 weren't they?

22 A. Well except maybe it is between him and the leader
23 personally, but what I know that was happening openly during my
24 own time, that is what I am trying to talk about. That was
12:24:29 25 cutting off now. We were not having any material, or any other
26 thing that I knew about.

27 Q. Are you familiar with the series of operations Tap 10, Tap
28 20, Tap 40 and Tap Final? Do you know anything about those,
29 Mr Kanneh?

1 A. Well, I knew later when I was told. I came to know later.

2 Q. I am going to stop you for a moment. Forget about later.

3 At the time, in 1992, were you aware that there was major
4 fighting in Sierra Leone between NPFL forces and the RUF? They

12:25:20 5 were fighting each other - killing each other. Were you aware of
6 that at the time?

7 A. Yes, sir.

8 Q. So, why do you say you became aware of these operations
9 later?

12:25:34 10 A. The tap tap that you are talking about, the tap was not -
11 it did not all happen in the RUF zone. It was later that I knew.
12 This tap tap that you are talking about happened in 2nd battalion
13 and I was in the 1st battalion. RUF came in two flanks so
14 I couldn't know the tap tap that you are talking about. I only
12:26:00 15 knew later about this tap tap that you are talking about.

16 Q. And are you aware that there was no connection between the
17 RUF and Mr Taylor - no personal connection between the RUF and
18 Mr Taylor - from about the middle of 1992 when all the NPFL
19 troops were ordered to withdraw from Sierra Leone until after
12:26:26 20 Mr Taylor's election as President of Liberia in the middle of
21 1997?

22 A. That is what I said, that we have lost links since 1992 up
23 to 1996 when Foday Sankoh started creating the connection. That
24 is what I said.

12:26:50 25 Q. Have you any idea what Mr Taylor was engaged in in December
26 1996, or January/February 1997?

27 A. Well, no.

28 Q. Do you have any knowledge as to what was going on in
29 Liberia at that same period?

1 A. No.

2 Q. Do you know anything about the collective presidency in
3 Liberia during 1996 and 1997?

4 A. No.

12:27:45 5 Q. Do you know anything at all about the election that was
6 being organised in Liberia at the beginning of 1997?

7 A. No.

8 Q. How is it that you say Mr Sankoh started creating a
9 connection after the big breakdown in relations between the two?

12:28:25 10 A. Well, it was at that time that he came and presented that
11 particular man to us. After he had come from the peace talks,
12 when he came and he presented that particular man to us, that he
13 was Mr Taylor's eye in the RUF, that he was going to these talks,
14 so that was one of the connections that we had with Mr Taylor.

12:28:52 15 MR MUNYARD: Would your Honour bear with me for just a
16 moment?

17 PRESIDING JUDGE: Yes.

18 MR MUNYARD:

19 Q. Do you know how Mr Sankoh went to Abidjan to get to the
12:29:15 20 peace talks?

21 A. Well, he left Zogoda. I was in Kailahun. I was unable to
22 know how he went.

23 Q. Well, did anybody tell you?

24 A. No.

12:29:34 25 Q. Well nobody has suggested to you that he went via Liberia,
26 have they?

27 A. No.

28 Q. And if I suggest to you that he went by a route that did
29 not involve him stopping in Liberia, you couldn't contradict

1 that, could you?

2 A. Yes.

3 MR MUNYARD: I will pass on. I think Ms Baly had an
4 objection, but I think the ambiguous nature of the answer
12:30:19 5 probably means that we can move to something else:

6 Q. Now you have talked about ULIMO and the fact that ULIMO cut
7 off Lofa County, the border area between Liberia and Sierra
8 Leone, from some time middle of 1992 onwards. Were you aware
9 that ULIMO were still in control of the border up to the time of
12:30:48 10 the elections in Liberia in July of 1997?

11 A. Yes, sir, up to the end of the disarmament, because during
12 the elections I was not at the border. Up to the end of the
13 disarmament they were there.

14 Q. Yes, and we are talking about the Liberian disarmament,
12:31:11 15 Mr Kanneh.

16 A. Yes, sir, I am also talking about the Liberian disarmament.

17 Q. So you did become aware of the elections in Liberia, did
18 you?

19 A. I used to hear, yes, sir.

12:31:30 20 Q. And how did you used to hear? Through what media?

21 A. Through the BBC media.

22 Q. This is the BBC that you no longer listen to, is that
23 right?

24 A. It is a news. If you want to, you can listen. If you
12:31:53 25 don't want to, you won't listen. That is the BBC.

26 Q. Do you know a programme called "Focus on Africa"?

27 A. Yes, sir.

28 Q. Have you listened to that quite often?

29 A. No.

1 Q. All right. So after that meeting, that is the one at
2 Giema, off goes Mr Sankoh and where do you go after that?

3 A. Well, when Mr Sankoh went he left us in Giema. He left us
4 in Giema.

12:32:37 5 Q. You had signed a peace agreement. What did you do in
6 pursuance of that peace agreement?

7 A. Well, they said we should ceasefire and we ceased fire.
8 When they started fighting us, we started fighting against them.

9 Q. And when was that, that they started fighting against you?

12:33:05 10 A. 1996.

11 Q. When in 1996?

12 A. I can't recall the date, but it was in 1996.

13 Q. Mr Kanneh, did you listen to the question? I said you had
14 signed a peace agreement.

12:33:31 15 A. Yes, sir.

16 Q. Do you know when the date of the peace agreement was?

17 A. No, I can't remember now.

18 Q. The peace agreement was signed on 30 November 1996. Are
19 you saying that government supporting Kamajors broke the peace

12:33:56 20 agreement in the remaining four weeks of 1996; in other words
21 immediately after the government had signed that peace agreement?

22 A. Yes, sir.

23 Q. And they were the ones who broke the agreement first, is
24 that what you are saying?

12:34:17 25 A. Yes, sir.

26 Q. And where was it that the Kamajors broke the peace
27 agreement?

28 A. Kori bundu jungle.

29 Q. And all the RUF did was to respond to the breach of the

1 peace agreement by combatants supporting the government. Is that
2 your evidence?

3 A. The RUF did not attack, they defended.

12:35:23

4 Q. I want to ask you now about the second meeting. This is
5 the one somewhere near the Waterworks. This is near Buedu, but
6 in the bush, is that correct?

7 A. Yes, sir.

8 Q. And this was before Sam Bockarie went to Burkina Faso, is
9 that right?

12:35:53

10 A. Yes, sir.

11 Q. How long before Sam Bockarie went to Burkina Faso?

12 A. Well, I can't remember the date, but I can draw your
13 attention to the fact that it was after Abacha's death that we
14 held this meeting. I did not date it.

12:36:21

15 Q. Well, Abacha died in June 1998. How long after Abacha's
16 death was this meeting?

17 A. Well, that meeting, after June. It could be around August
18 or September, around that period.

19 Q. And why do you say the meeting was held in the bush?

12:37:04

20 A. Well, we are afraid of the air raid, the ECOMOG air raid.

21 Q. Now was it you who told the Prosecutors about this meeting
22 first of all, or did the Prosecutors say to you that they
23 understood there had been a meeting and asked you questions about
24 it?

12:37:40

25 A. Well, I can't remember if I told him or he asked, because
26 it was in a statement. I don't want to tell you that, whether
27 I told him or he asked.

28 Q. Yes, I will be corrected if I'm wrong, but I don't think
29 that there is anything in your statements before 1 November 2007

1 about a meeting outside Buedu in the bush.

2 A. If there is nothing in my statement?

3 Q. As I say, I will be corrected if I'm wrong, but I don't
4 think there is anything in your statements before 1 November
12:38:31 5 about a meeting at Buedu in the bush some time in 1998.

6 A. November 1? I said around August to September, around
7 that.

8 Q. Could you have a look, please, at tab 3, page 44304. Now
9 these are the notes --

12:39:21 10 PRESIDING JUDGE: Sorry, Mr Munyard, to interrupt you, but
11 I just want to make clear about the last answer. You referred to
12 a record of interview of 1 November and he is talking about
13 something in August/September. Is he talking about the meeting
14 or is he talking about the record of interview?

12:39:38 15 MR MUNYARD: The meeting. He must be talking about the
16 meeting because he has not been interviewed in August or
17 September in any year that I can discern:

18 Q. Have a look, please - well, you may not be able to read it,
19 Mr Kanneh, but it will be read out to you. On page 44304 the
12:40:07 20 first question that appears on that page is:

21 "Q. When connection took place from Tongo were there
22 conversations by sat phone with anyone but CT?

23 A. No."

24 Then the following writing appears and I am going to read
12:40:32 25 it out as it was originally written before the corrections and
26 I am then going to ask you some questions about it. This is how
27 it seems to have been written originally:

28 "The following questions concerning Buedu meeting about
29 Fitti Fatta mission to the" - and I can't read that last word

1 that appears to begin with a capital letter. "After SB came back
2 from Burkina Faso and after Issa Sesay lost the diamonds."

3 That's how it was originally written down. It has been
4 changed to read as follows: "The following question concerning
12:41:13 5 Buedu meeting before SB came back from Burkina Faso and after
6 Sesay lost the diamonds" and the first question is, "Where was
7 meeting?" I am going to come on to the questions and answers in
8 a moment.

9 Up to this point, as far as I can tell, you had never
12:41:40 10 mentioned a meeting at Buedu before Sam Bockarie came back or
11 indeed after Sam Bockarie came back from Burkina Faso. So how
12 did the topic of the meeting at Buedu come into your discussions
13 with the Prosecution on 1 November last year? Was it them who
14 introduced it? Did they say to you words along these lines, "We
12:42:18 15 understand there was a meeting at Buedu around the time that Sam
16 Bockarie went to Burkina Faso. Can you tell us about it?"

17 A. Well, he had been asking me that. He had been asking me
18 that. I said read the statement so that I will know what
19 happened. I wouldn't know if I told them or they asked me.

12:42:45 20 I know that we had a meeting before the Fitti Fatta mission. It
21 was during the Fitti Fatta that this plan originated to run that
22 mission, before Sam Bockarie went and when he came back we had
23 the meeting. I can't tell whether they told me or I brought the
24 topic up, but through the statement you should be able to know.

12:43:07 25 Q. Well, I am asking you the question because it is not
26 obvious through the statements whether it was you who brought it
27 up or whether it was them who told you. Were you ever asked to
28 comment on events that the Prosecution told you about? For
29 example, were you ever asked, "Do you know anything about a

1 meeting at Buedu where commanders gathered in the bush to discuss
2 arms and a trip to Burkina Faso by Sam Bockarie?"

3 A. Well, I believe that the way I feel they must have asked
4 about the diamonds that I mentioned when this man misplaced them.

12:43:56 5 The topic must have started there before ever going to that
6 meeting, but I can't tell whether they told me or I just told
7 them, but it's on paper, because if it were not there you
8 wouldn't be able to know.

9 Q. If you turn over the page to 44305, halfway down the
12:44:25 10 page there is a question, "Were there maps there?" Halfway down
11 the page the question, "Were there maps there?" Your answer is,
12 "Yes, maps of Sierra Leone." Were you able to understand what
13 those maps of Sierra Leone were all about? Let me rephrase that.
14 Were you able to look at and read the maps of Sierra Leone?

12:45:04 15 A. Is that a question or it's an explanation you're making?

16 Q. It was meant to be a question. I will ask exactly the same
17 question again. Were you able to read the maps? Were you able
18 to understand those maps?

19 A. Well, where is this map talk? Because you are trying to
12:45:42 20 bring too many things together, the way I am seeing the
21 explanation going. During that Fitti Fatta or Waterworks meeting
22 I have never spoken about maps. The area I spoke about maps was
23 the meeting we held at Sam Bockarie's place, so I can see the
24 explanation you are getting confused with each other, you know.

12:46:05 25 MR MUNYARD: Two points, Madam President. The first is
26 that LiveNote seems to have stopped working on page 73 at line 10
27 which is when I think I first asked that question about maps or
28 when I clarified my question about maps:

29 Q. Then, Mr Kanneh, are you saying that no maps were produced

1 at the meeting, the Waterworks meeting?

2 A. Not at all. I did not mention that.

3 Q. Well, someone has written down the question. Presumably
4 they write down the question as it's being asked. Is that how
12:46:52 5 the interview was conducted? You tell us.

6 A. No, I did not tell them that, that at the Waterworks
7 meeting --

8 PRESIDING JUDGE: Mr Witness, listen to the question
9 please. Please put the question again.

12:47:08 10 MS IRURA: Please press PC 1 to view LiveNote.

11 MR MUNYARD:

12 Q. Right, at this interview which takes place over two days,
13 and we are now looking on the second day, you were being asked a
14 lot of questions, in particular about these three meetings that
12:47:36 15 you have given evidence about. You remember being asked
16 questions about those meetings, do you, back in November of last
17 year?

18 A. Yes, sir, I can remember.

19 Q. And as you were being asked the questions was somebody
12:47:54 20 writing down the question that was asked and the answer that you
21 then gave?

22 A. Yes, sir.

23 Q. And were they doing it in handwriting?

24 A. Yes, sir.

12:48:11 25 Q. And the person who was doing that, was that Mr Streeter?

26 A. Yes, sir.

27 Q. We have a question on this page, "Were there maps there?"
28 The answer he has recorded as you giving, "Yes, maps of Sierra
29 Leone."

1 A. Well, I didn't mean that meeting. It was not that
2 Waterworks meeting that I answered the question for - that
3 I answered for. I spoke about a map, but not at Waterworks
4 meeting.

12:48:54 5 Q. When this was read back to you did you correct it?

6 A. No.

7 Q. When this question arose why didn't you say, "No, there
8 weren't any maps there"?

9 A. Is it in relation to this Waterworks that the statement is?

12:49:13 10 Q. Yes.

11 A. Well, my attention was not drawn to it. If that statement
12 is in the Waterworks meeting then I can't remember, I didn't plan
13 to alter the statement like that during that meeting because that
14 thing did not happen.

12:49:36 15 Q. So are you saying they have completely invented the
16 question and the answer when they were making notes of your
17 interview on 1 November 2007?

18 A. Yes, that's the idea I'm going with.

19 Q. Now, immediately below that the next question is, "What was
12:50:02 20 discussed at the meeting?", and the answer is recorded with the
21 words, "The target was to hit", and then that has been crossed
22 out. Was there a target that was to be hit discussed at that
23 meeting on 1 November 2007?

24 A. Yes, sir.

12:50:31 25 Q. And what was the target?

26 A. Kono.

27 Q. Right. You say in the course of the rest of the answer on
28 that page, "Then there was discussion about the SAJ Musa
29 problem." Now, this is the Waterworks meeting. What was

1 discussed at that meeting about the SAJ Musa problem?

2 A. Well, it was his disloyalty. He refused to take orders.
3 Sam Bockarie put that across.

12:51:31

4 Q. All right. What was said by the various parties at the
5 meeting about how to deal with the SAJ Musa problem?

6 A. Well, at that particular meeting no conclusion was reached
7 in relation to SAJ Musa's problem. There was no conclusion at
8 the Waterworks meeting.

12:51:59

9 Q. Right. Now was Jungle, Mr Taylor's representative, present
10 at this meeting also?

11 A. Yes, sir.

12 Q. Did he give any instruction on behalf of Mr Taylor to you
13 at the meeting?

14 A. He did not give an order.

12:52:31

15 Q. And what was the time that this meeting took place?

16 A. I can't remember the date, but it was during the day. It
17 was during the day.

18 Q. This is the Waterworks meeting?

19 A. Yes, sir.

12:52:54

20 Q. Right. And how long did it take?

21 A. We took up to nine hours.

22 Q. Now was this the meeting where it was decided that the AFRC
23 should be secondary to the RUF; in other words that the RUF would
24 be in charge and the AFRC would be second in command?

12:53:45

25 A. Yes, sir.

26 Q. Right. And did you tell the Prosecutors that when you were
27 telling them what had been discussed at that meeting?

28 A. Well, this statement that you are reading I did together
29 with the Prosecution.

1 Q. We all know that. Would you answer the question, please.

2 A. Yes.

3 Q. Did you tell the Prosecution in the course of that meeting
4 that it had been decided that everyone now was supposed to be
12:54:33 5 under the RUF and anywhere that there was an RUF commander the
6 AFRC should serve as deputy?

7 A. Yes, I told them that. It is in my statement.

8 Q. Well, we are looking still at page 44305 and still at that
9 passage at the bottom of the page, "The first thing [Sam
12:55:04 10 Bockarie] told them about the diamonds lost by Issa Sesay." Did
11 you tell them that?

12 A. Yes, sir.

13 Q. "Then there was discussion about the command structure".
14 Did you tell them that?

12:55:20 15 A. Yes, sir.

16 Q. And what we have just looked at, "Then there was discussion
17 about the SAJ Musa problem", and you have agreed you told them
18 that, yes? You haven't in that interview told them what the
19 discussion was about the command structure, have you?

12:55:50 20 A. I told investigators. That is why it is on that paper.
21 Even if it is not during that moment, but it is on that paper.
22 It is in my statement.

23 Q. Mr Kanneh, there is nothing in the rest of these notes
24 about the command structure discussion. If I have got it wrong,
12:56:14 25 I will be corrected. You haven't told them anything there about
26 this very important decision that the RUF was now in charge and
27 the AFRC were now their deputies. Do you agree that you didn't
28 tell them what that discussion about the command structure
29 involved?

1 A. I told them. I told them.

2 Q. Well, as I say, I will be corrected if it turns out that
3 you did tell them that the RUF is now in charge and the AFRC were
4 to serve as their deputies, but I suggest that that doesn't

12:57:17 5 appear anywhere in the notes of your interview on that occasion.

6 How was that particular instruction distributed to all the
7 combatants, the RUF and the AFRC?

8 A. How they distributed it? It was through Sam Bockarie wrote
9 it and sent it to all stations.

12:57:47 10 Q. Right. And when you say he wrote it and sent it to all

11 stations, you mean it was put into writing and the written
12 instruction was sent to all stations?

13 A. Yes, he wrote it in a message form and sent it out to all
14 stations.

12:58:08 15 Q. I want to understand. Do you mean all stations got a piece
16 of paper from Sam Bockarie?

17 A. Even if it were 20 radios, all stations can come to the
18 same frequency and they will get the same message together. Like
19 you are talking now, everybody is getting everything on the
12:58:34 20 screen. It was just like that.

21 Q. So it went out over the radio, is that what you are saying?

22 A. He wrote the message and they sent it by radio. They sent
23 the message by radio. He did not come there and speak himself.
24 The message is sent.

12:58:53 25 Q. No, all right. And was it sent out in code, or was it sent
26 out in ordinary English, or Krio, or whatever other languages
27 might have been used?

28 A. Well I am not a signal man, but when any message is sent it
29 is sent directly to the signal man and it is put in English and

1 they give you, the commander. So I did not know whether they
2 coded it, or they just sent it.

3 Q. But as far as you are concerned that instruction went out
4 to all stations loud and clear, yes?

12:59:27 5 A. Yes, sir, because he sent it to all stations.

6 Q. Now, who was at that meeting from the AFRC?

7 A. Johnny Paul was there.

8 Q. Yes.

9 A. Eddie Kanneh was there, Akim Turay was there, Gullit was
12:59:58 10 there and some others.

11 Q. Why wasn't SAJ Musa there?

12 A. Well, even in Kono SAJ Musa - SAJ Musa did not even come to
13 Kono. Just after the AFRC, SAJ Musa was in the northern area.

14 Q. Right. And can I just establish again from you, it is my
13:00:37 15 fault I have momentarily forgotten, when do you say this meeting
16 was held?

17 A. Waterworks. Between Waterworks and Buedu.

18 Q. I am sorry, Mr Kanneh. It is when, not where?

19 A. Well, I think that meeting was after Abacha's death. After
13:01:07 20 Abacha's death around June, almost about the end of 2008.

21 JUDGE SEBUTINDE: It can't be 2008, Mr Witness.

22 MR MUNYARD: I think he is suffering from the same problem
23 as me quoting decades.

24 THE WITNESS: Sorry, sorry. Yes, 2009.

13:01:34 25 MR MUNYARD:

26 Q. Mr Kanneh, I think that you have just moved by a decade -
27 by ten years.

28 A. Yes.

29 Q. Don't worry about it. Even some of us do that.

1 A. He is also liable to make mistakes, so as he stands there
2 he has also been making mistakes and he will say "Sorry". So
3 I am also a human being and so if I make a mistake I will then
4 say "Sorry". So, I want to say sorry.

13:02:06 5 PRESIDING JUDGE: Thank you, Mr Witness.

6 MR MUNYARD:

7 Q. That is absolutely fine.

8 PRESIDING JUDGE: So, do you want to try and answer the
9 question now? He did say it was after Abacha's death, around
10 June.

13:02:28

11 MR MUNYARD: Yes.

12 PRESIDING JUDGE: And then you got the years mixed up.

13 THE WITNESS: After June.

14 MR MUNYARD: Yes, I just want to check something:

13:03:05 15 Q. This was the very long meeting, yes?

16 A. Yes, sir.

17 Q. Have a look, please, in tab - yes, it is the same tab, but
18 at page 44283. (I am trying to use the handwritten note because
19 it is more contemporaneous, as I understand it, but I can't find
20 the point in there that I am now about to draw attention to.)

13:03:35

21 I would like to look at page 44283, paragraph 38. Now I am going
22 to read this out to you, Mr Mongor [sic]. Tell me if this is
23 what you told the Prosecution.

24 A. Kanneh, sir, not Mongor.

13:04:10 25 Q. I am sorry, I am afraid --

26 PRESIDING JUDGE: I thought I was the only one with a
27 surname problem.

28 MR MUNYARD: No, it may be hunger that is causing it, but
29 there we are:

1 Q. Mr Kanneh, did you tell the Prosecution the following,
2 paragraph 38, that you believed in terms of the timing of this
3 meeting that it was after the intervention? Did you tell them
4 that?

13:04:39 5 A. Yes, sir.

6 Q. That it was after Issa Sesay dropped the diamonds, did you
7 tell them that?

8 A. Yes, sir.

9 Q. That it was before Sani Abacha of Nigeria died, did you
13:04:54 10 tell them that?

11 A. After his death.

12 Q. Did you tell them that it was before Sani Abacha of Nigeria
13 died?

14 A. No.

13:05:03 15 Q. So, that is wrong where they have recorded that on that
16 page that we have just been looking at?

17 A. Yes, sir.

18 Q. Because if it was before Sani Abacha died it would have to
19 be either the very beginning of June, or May, or even earlier,
13:05:28 20 wouldn't it?

21 A. Yes.

22 Q. Now, I think the reason why I called you by the wrong name
23 is I want to ask you about Mr Mongor. He was present at that
24 meeting, you say?

13:05:48 25 A. Isaac Mongor?

26 Q. Yes.

27 A. Yes, sir. Yes, sir.

28 Q. Did you and he speak at all, to each other I mean?

29 A. Well, we did not personally discuss, but he was a senior

1 man. Any time we saw him we will have to speak to him. Yes,
2 I greeted him.

3 Q. Was he Liberian or Sierra Leonean?

4 A. He was a Liberian.

13:06:31 5 Q. Right. Now at the time Sam Bockarie was about to go to
6 Burkina Faso, wasn't he? Or you tell us, was he about to go to
7 Burkina Faso?

8 A. Well, it was from that meeting that we knew about his going
9 to Burkina Faso.

13:07:21 10 Q. Who was going to go to Burkina Faso with him?

11 A. General Ibrahim Bah.

12 Q. Do you know why?

13 A. Well, he was supposed to go with him, according to what he
14 told us.

13:07:47 15 Q. Sorry, according to what who told you?

16 A. Sam Bockarie. Sam Bockarie's explanation.

17 Q. And why was it that Ibrahim Bah, of all people, was going
18 to go to Burkina Faso with Sam Bockarie? What was the reason for
19 him going with him?

13:08:12 20 A. Well, I did not ask them that, that why no other person was
21 to go with him except Mr Ibrahim.

22 Q. Did you know that Ibrahim Bah was an arms dealer?

23 A. No.

24 Q. Has anyone ever suggested to you that Ibrahim Bah was a
13:08:41 25 businessman, one of whose lines of business was buying and
26 selling weapons and ammunition?

27 A. No, sir.

28 Q. Are you saying that in all your time in the RUF, and indeed
29 since those days, no-one has ever told you that Ibrahim Bah was

1 an arms dealer?

2 A. Not at all.

3 Q. How often did you see Ibrahim Bah?

4 A. Repeat that.

13:09:21 5 Q. How many times did you see Ibrahim Bah?

6 A. Well, since I was in that movement I only saw Mr Ibrahim
7 Bah twice, two times.

8 Q. No-one has ever suggested to you that he might have a side
9 line, or a business, in arms dealing. Is that what you're

13:09:50 10 saying?

11 A. Not a day.

12 Q. What about SYB Rogers? Was there any suggestion that
13 Mr Rogers would go to Burkina Faso with Sam Bockarie?

14 A. No.

13:10:10 15 Q. Right. What about Musa Cisse? Was there any suggestion
16 that Musa Cisse would go with Sam Bockarie to Burkina Faso?

17 A. Musa Cisse?

18 Q. Yes.

19 A. No, I don't even know him.

13:10:28 20 Q. Well, have you ever heard of him?

21 A. No.

22 Q. Have you ever heard of a group of countries in West Africa
23 called the Group of Five?

24 A. No.

13:10:58 25 Q. Were you aware that some members - well, let's start that
26 one again. Have you ever heard of ECOWAS, the West African
27 economic union?

28 A. ECOWAS.

29 Q. ECOWAS.

1 A. Yes, sir.

2 Q. What do you understand ECOWAS to be?

3 A. Well, by my understanding - because I have never got an
4 explanation from somebody personally, my understanding is that
13:11:49 5 African states came together and formed the unity to form the
6 ECOWAS.

7 Q. Yes. And do you know what the ECOWAS countries were doing
8 in 1998 to try to bring about peace in Sierra Leone?

9 A. Yes.

13:12:13 10 Q. What were they doing?

11 A. I believe that even for Sierra Leone to gain peace was more
12 from their contribution to enhance peace into Sierra Leone, that
13 was my understanding, and that they involved in it fully.

14 Q. And do you know what role Burkina Faso was officially
13:12:46 15 playing in the peacekeeping efforts of the ECOWAS?

16 A. No.

17 Q. All right. But Sam Bockarie was going to Burkina Faso to
18 get arms, was he?

19 A. That was what he told us during that meeting.

13:13:16 20 Q. At the end of that meeting I think you told us that Jungle
21 buttressed what Sam Bockarie had said again, is that right?

22 A. Yes, sir.

23 Q. Was Fitti Fatta discussed at that meeting?

24 A. Yes, sir.

13:13:53 25 Q. Was there any discussion about amputations at that meeting?

26 A. No, sir.

27 Q. Was there any discussion about what to do with SAJ Musa at
28 that meeting?

29 A. No, sir.

1 Q. Now before that meeting had you been getting arms and
2 ammunition from Liberia for free, in other words without having
3 to pay for them?

13:15:00 4 A. Well, I personally had not gone alone to Liberia to get
5 ammunition. I usually moved with commanders. I never knew how
6 the transactions went on, whether they bought them or they gave
7 them just like that. So I can't know that.

8 Q. All right. I am going to move on, please, to the next
9 meeting. This is the third meeting that takes place at Sam
13:15:24 10 Bockarie's house. Now this is a meeting that takes place after
11 Sam Bockarie came back from Burkina Faso. That's right, isn't
12 it?

13 A. Yes, sir.

14 Q. And when do you say this meeting occurred?

13:15:42 15 A. It was at night.

16 Q. All right. I am going to come on to the time of day, but,
17 first of all, what time of year?

18 A. It should be around December.

19 Q. Right. At what hour of night --

13:16:09 20 JUDGE SEBUTINDE: Of which year?

21 MR MUNYARD: I thought he'd said.

22 JUDGE SEBUTINDE: He hasn't said. Mr Witness --

23 THE WITNESS: 1998.

24 MR MUNYARD:

13:16:23 25 Q. What time of night was this meeting?

26 A. Around 9 or 10.

27 Q. Well, you said when you were giving evidence earlier to the
28 Prosecution that it started at about 9, lasted three hours and
29 ended about midnight. Do you remember saying that?

1 A. Repeat that. Let me get it clearly.

2 Q. Do you remember telling the Court when you were giving your
3 evidence to Ms Baly that this meeting started about 9, lasted
4 three hours and ended about midnight?

13:17:09 5 A. Here? In this Court yesterday?

6 Q. Yes. And that's not actually right, is it? It started
7 later and ended later, didn't it?

8 A. It started at 9 and when it ended we went to bed. That was
9 what I made mention of here.

13:17:38 10 Q. Could it have started as late as 11 at night?

11 A. No.

12 Q. Page 44309, please, about halfway down the page we see a
13 sentence that reads, "The following questions refer to the time
14 after Sam Bockarie came back from Burkina Faso." Mr Kanneh, you

13:18:26 15 were asked a question, or it has been recorded at any rate that
16 you were asked the question, "Was there another meeting at Sam
17 Bockarie's house that took place at night?" Were you asked that
18 question?

19 A. If at the time Sam Bockarie came whether there was a
13:18:48 20 meeting held in his premises?

21 Q. This is the interview of 1 November last year. Do you
22 remember being asked, "Was there another meeting at Sam
23 Bockarie's house at night?"

24 A. Yes, this is the meeting you are trying to talk about.

13:19:09 25 That is the meeting.

26 Q. And the answer that is recorded at the bottom of that
27 page is, "Yes, it took place from 11 p.m. to 2 a.m." Did you say
28 that?

29 A. Well, that was the time. The misunderstanding was with the

1 time, whether it is 11 or 9, if I said so then I'm sorry.

2 Q. So you agree that it did take place from 11 p.m. to 2 am?

3 A. Yes, sir. Let's take the 11, the one that I had said
4 before.

13:19:55 5 Q. Right. So you think that the answer that you gave nearer
6 to the time of these events is likely to be more accurate than
7 the evidence that you have given in court. Do you agree?

8 A. If it's this particular one the time is 11 at night?

9 Q. Do you agree that the answers that you gave to questions
13:20:29 10 that were asked nearer to the time of the events you were
11 discussing are likely to be more accurate than your evidence in
12 court if there is a disagreement between --

13 A. No, no.

14 Q. Hang on, if there is a disagreement between the evidence
13:20:46 15 you give in court and the answers that you appear to have given
16 nearer to the time of the events?

17 A. No.

18 Q. And it was after this meeting ended that you all gathered
19 round on the veranda and a phone call was made to Mr Taylor, yes?

13:21:11 20 A. Yes.

21 Q. So at 2 o'clock in the morning some time in December of
22 1998 your colleagues decide to ring up Mr Taylor in Liberia and
23 wake him up, if indeed he was asleep, and give him the news of
24 this meeting? Is that what you were telling the Court?

13:21:40 25 A. Our colleagues? Repeat starting from that side. That our
26 colleagues woke up Mr Taylor, please repeat that question, sir.

27 Q. Are you telling the Court that at some time after 2 o'clock
28 in the morning on a night in December 1998 your group of
29 commanders telephoned Mr Taylor to give him the news of the

1 decisions that were taken at that meeting?

2 A. It was not the commanders. It was Sam Bockarie. Sam
3 Bockarie, yes, sir.

4 Q. All right, Sam Bockarie rang him at 2 in the morning to
13:22:28 5 tell him what had been decided, yes?

6 A. Yes, sir.

7 Q. What was Mr Taylor's job at this time, December 1998?

8 A. Mr Taylor was President of Liberia.

9 Q. Yes. Did Sam Bockarie discuss whether or not he should be
13:22:50 10 calling the President of Liberia at 2 in the morning, or perhaps
11 it could wait until the next day? Was that discussed at all?

12 A. No.

13 Q. Did this telephone call take place at all, Mr Kanneh?

14 A. Yes, sir.

13:23:16 15 Q. Now this is the group of 12, isn't it?

16 A. Yes, sir.

17 Q. You told us on a number of occasions in your earlier
18 evidence that there were 12 of you gathered together for this
19 particular meeting, and were all 12 of you gathered on the
13:23:49 20 veranda for Mr Taylor to be given this information at 2 in the
21 morning?

22 A. Yes, sir, it was during the meeting. All 12 of us were
23 present, sir.

24 Q. You told us yesterday, or last week, that it was after the
13:24:18 25 meeting ended. Are you now saying it was during the meeting that
26 this phone call was made?

27 A. We were not scattered. The meeting went - this call went
28 on immediately after the meeting.

29 Q. How did you know it was Mr Taylor who Sam Bockarie was

1 talking to?

2 A. Well, he told us that he called President Taylor for him to
3 give him details about the meeting.

4 Q. Well you wouldn't need him to tell you that if you were all
13:25:17 5 gathered round while he is talking to Mr Taylor, would you?

6 A. Repeat that.

7 Q. Your answer just now was, "Well, he told us that he called
8 President Taylor for him to give him details about the meeting."
9 Why would he tell you that he called President Taylor if you were
13:25:45 10 all standing there when the call was being made?

11 A. I did not say he told us that he called Mr Taylor. He said
12 he is going to call, he is calling Mr Taylor. I did not say that
13 he did say he had called Mr Taylor.

14 Q. Well actually you did, because I have just read from the
13:26:25 15 transcript the very words you used, page 91, line 6, "Well, he
16 told us that he called President Taylor for him to give him
17 details about the meeting." There is no need for him to tell you
18 that he called them if you were all there, is there?

19 A. No, he said he was going to call.

13:26:57 20 Q. And who was it who called him? Who was it who called
21 Mr Taylor?

22 A. Sam Bockarie.

23 Q. Anyone else?

24 A. Well he spoke with somebody else, but he was the one who
13:27:23 25 called him.

26 Q. And the somebody else he spoke to was who?

27 A. Jungle.

28 Q. And this is Jungle doing another bit of buttressing of what
29 the first person had said, is that right?

1 A. Yes, sir. Yes, sir.

2 Q. Mr Kanneh, can you help us with this. Why was it necessary
3 each time someone said something for Jungle to buttress it?

13:28:04

4 A. Well for us to have confidence about what was said about
5 Jungle, that he was the Pa's eye there. I think that was just
6 it. That was just the reason.

7 Q. Well I am going to come back to this in a second, but I
8 just before we break for lunch want to go through the 12 people
9 who were there and we can see the participants on page 44310.

13:29:01

10 PRESIDING JUDGE: Mr Munyard, I regret that I don't think
11 you will have time. We are just about at the lunchtime
12 adjournment time.

13 MR MUNYARD: We will deal with it --

13:29:15

14 PRESIDING JUDGE: If you have 12 names it will take a
15 while, I suspect.

16 MR MUNYARD: I think there may be more than 12 names, your
17 Honour.

13:29:25

18 PRESIDING JUDGE: Mr Witness, we are now going to take the
19 lunchtime adjournment. We will break for one hour and start
20 again at 2.30. Please adjourn court until 2.30.

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

22 [Upon resuming at 2.30 p.m.]

23 PRESIDING JUDGE: Mr Munyard, when you're ready, please
24 proceed.

14:31:18

25 MR MUNYARD: Thank you, Madam President. If you would bear
26 with me for a second while I just adjust my LiveNote so that I
27 can read it:

28 Q. Now, I'm going from my note, my handwritten note of your
29 evidence the other day, Mr Kanneh, of Friday, of the people who

1 you said were at the meeting at Sam Bockarie's house in December
2 1998 where you said there were 12 of you. I will try to find it
3 on the transcript as well to make sure that I'm accurate in what
4 I'm saying. Now, these were the people that you listed that I
14:32:27 5 made a note of: Sam Bockarie, Issa Sesay, Morris Kallon, Jungle.
6 Just pausing there with those four, is that right? Do you agree
7 that these were four of the people who you said were at the
8 meeting? Is that right?

9 A. Four who were in the meeting?

14:33:07 10 Q. I'm just going through the names of the 12 that you told us
11 about on Friday and I just want --

12 A. Yes, the four that you've named were in the meeting.

13 Q. All right. Then Eddie Kanneh, yourself, Major Francis and
14 Matthew Barbue. Are those four correct also?

14:33:41 15 A. Yes, sir.

16 Q. Then you said Junior Vandj, someone called Chucky, who is
17 also known as Gbessay Ngobah.

18 A. Ngobeh.

19 Q. Ngobeh, sorry, and I thought my note was wrong because it
14:34:18 20 doesn't actually go up to 12, but in your evidence those were the
21 names that you gave us on Friday and then you said, "We were 12
22 in number that particular number that were present. I don't know
23 how many names I've made mention of, but we were 12 in number."
24 Do you remember saying that on Friday?

14:34:43 25 A. Yes. There were 12 of us in the meeting.

26 Q. Yes. Well, let us have a look, please, at what was
27 recorded by the Prosecution when you were telling them about this
28 meeting.

29 A. But before going there I would like to say something.

1 MR MUNYARD: Madam President, I'm in the Court's hands.

2 PRESIDING JUDGE: Is it in answer to the question,
3 Mr Witness?

14:35:29

4 THE WITNESS: Yes, sir. I want to ask something. I want
5 to get some clarification.

6 PRESIDING JUDGE: What is the clarification you need?

7 THE WITNESS: I would like to know if the total went up to
8 12, because I was not counting when I was calling the names.

9 MR MUNYARD: All right. I can answer that:

14:35:50

10 Q. Mr Kanneh, what you said was that, "We were 12 in number",
11 and you gave the names that you could recall. I don't think you
12 gave a total of 12 names in your evidence on Friday, but you were
13 giving the names that you remembered and what you said was this:

14:36:12

14 "Well, we were 12 in number that particular night that we
15 were present. I don't know how many names I have made mention
16 of, but we were 12 in number."

17 Do you see? You may not have remembered all of them on
18 Friday, but you did it make it very plain that there were 12 of
19 you.

14:36:28

20 A. Yes, sir. That's what I said, because when I called out
21 the names later I said "and others".

14:37:16

22 Q. I'm going from page 9419 of the transcript. Now, let's see
23 what the Prosecution have recorded by looking at tab 3, page
24 44309. I'm starting here simply to establish that we're talking
25 about the right meeting. Halfway down the page, "The following
26 questions refer to the time after Sam Bockarie came back from
27 Burkina Faso." You were asked, "Was there another meeting at Sam
28 Bockarie's house that took place at night?", and your answer,
29 "Yes, it took place from 11 p.m. to 2 a.m." Over the page, "Who

1 was there?", and this was the answer that you gave then. We'll
2 go through the answer and you can tell us if it's been correctly
3 recorded, "Mike Lamin, SB [meaning Sam Bockarie], SYB Rogers,
4 Gbessay Ngobeh" - have I got his name right or wrong? Gbessay
14:38:13 5 Ngobeh, sorry. "CO Lion, Jungle, Martin, Gaddafi (Foday), Issa
6 Sesay, Jallow, Tom Sandi, Rashid Sandi, Junior Vandi, Sam Kollah
7 and Major Francis who was a Gambian."

8 Now, did you tell the Prosecution in November of last year
9 that those 16 people were present at the meeting.

14:38:51 10 A. No, I spoke about 12 people and even yesterday I called SBY
11 [sic] Rogers's name.

12 Q. I'm going to come back to SYB Rogers in a moment, but
13 there's no mention of Morris Kallon in that list that we've just
14 read out from the notes of your interview on 1 November last
14:39:22 15 year. Was he there, or wasn't he there?

16 A. Morris Kallon was there.

17 Q. There's no mention of Matthew Barbue there in that list.
18 Was he present at the meeting, or wasn't he?

19 A. He was there, sir.

14:39:45 20 Q. There are, as I've said, 16 names listed there, not 12.

21 A. Well, in that meeting there were 12 of us.

22 Q. When this was read back to you did you correct it?

23 A. No, sir.

24 Q. Why not?

14:40:07 25 A. Well, I did not know whether it had gone beyond 12, but I
26 know we were 12, so - and I called out 12 names.

27 Q. Two of whom don't even appear in this list that I've just
28 read out to you from the notes of that interview. When it was
29 read back to you did you not point out to them that Morris Kallon

1 and Matthew Barbue were there?

2 A. Well, I did not tell them that, but they were present.

3 Q. Sorry, you didn't tell them that Morris Kallon and Matthew
4 Barbue were there? Is that what you're saying?

14:40:57 5 A. No, they were present in the meeting.

6 Q. Did you tell the Prosecution that in November last year?

7 A. Well there are some names in this list that I - I was not
8 the one who gave them the names, but there was Morris Kallon and
9 there was Matthew Barbue as well.

14:41:23 10 THE INTERPRETER: Your Honours, the witness has called a
11 name that he's referring as --

12 PRESIDING JUDGE: Mr Witness, the interpreter did not hear
13 a name clearly. Please repeat your answer. Pick up from where
14 you said, "... but there was Morris Kallon and there was Matthew
14:41:38 15 Barbue as well." What was the other name you mentioned?

16 THE WITNESS: There was Morris Kallon and Matthew Barbue.
17 I said he spoke about CO Lion and I did not mention his name for
18 that 12 man meeting.

19 PRESIDING JUDGE: When you say you did not mention his name
14:41:59 20 are you referring to your interview with the Office of the
21 Prosecutor, or are you referring to court?

22 THE WITNESS: Prosecution's office.

23 JUDGE SEBUTINDE: Mr Witness, are you saying CO Lion was
24 not at the meeting?

14:42:21 25 THE WITNESS: Not at all.

26 MR MUNYARD:

27 Q. So out of this 16 we've got to cross out CO Lion, yes?

28 A. Yes, sir.

29 Q. Well, let's go through this list and see who you say was

1 there. Mike Lamin?

2 A. Yes, sir.

3 JUDGE SEBUTINDE: Mike Lamin was there?

4 THE WITNESS: Yes, sir.

14:43:06 5 MR MUNYARD:

6 Q. I'm just going to your evidence from Friday. Now I know
7 you couldn't remember all the names, but Mike Lamin was a very
8 top level commander, general, within the RUF, wasn't he?

9 A. Well he did not get that rank, general.

14:43:37 10 Q. Let's not worry about the actual rank. He was one of the
11 most senior figures in the movement, wasn't he?

12 A. Yes, sir.

13 Q. Somebody who spoke very strongly?

14 A. Yes, sir.

14:43:58 15 Q. How is it that you'd forgotten that he was there when you
16 were giving us this list of those on Friday?

17 A. When I called out the names, I don't think the names were
18 even up to 20. Maybe those were the ones I left out. The names
19 were not even up to 12 and that's why I said "and others". So,
14:44:26 20 those were the others.

21 Q. All right, let's go through. Mike Lamin was there. Sam
22 Bockarie was there?

23 A. Yes, sir.

24 Q. SYB Rogers was there, or was he?

14:44:41 25 A. Yes, sir.

26 Q. Because you didn't mention him on Friday, I don't think.
27 No, you didn't.

28 A. Friday I spoke about him.

29 Q. You might have spoken about him but when you were giving

1 the list of names you didn't include him, but we can include him
2 in, can we?

3 A. Well --

14:45:12

4 Q. Don't worry about it, Mr Kanneh. We can include him in,
5 can we? What about - you did mention, and I'm not going to try
6 for a third time, the man you know as Chucky. You did mention
7 him to the Prosecution in November?

8 A. Yes, sir, he was there.

9 Q. CO Lion we cross out. Jungle?

14:45:39

10 A. Yes, sir.

11 Q. You mentioned Jungle?

12 A. Yes, sir.

13 Q. Now, Martin?

14 A. Yes, sir.

14:45:51

15 Q. Was he there?

16 A. Yes, sir.

17 Q. He was there, all right. Gaddafi also known as Foday, was
18 he there?

19 A. No.

14:46:04

20 Q. So, we cross --

21 A. No, sir.

22 Q. Who is Gaddafi, also known as Foday?

23 A. He was one of the battalion commanders who was at the Joru
24 axis.

14:46:24

25 Q. Right, so he wasn't there. Issa Sesay, you mentioned him
26 on Friday?

27 A. Yes, sir.

28 Q. What about this person Jalloh (MP)?

29 A. No, he was not there.

- 1 Q. Who is Jalloh (MP)?
- 2 A. He was a military police.
- 3 Q. Tom Sandi, was he there?
- 4 A. No, sir, at that time Tom Sandi was in Kailahun.
- 14:47:02 5 Q. Rashid Sandi, was he there?
- 6 A. Yes, sir.
- 7 Q. Junior Vandi, JR?
- 8 A. Yes, sir.
- 9 Q. Sam Kollie?
- 14:47:23 10 A. Yes, sir.
- 11 Q. Major Francis?
- 12 A. Yes, sir.
- 13 Q. What about Eddie Kanneh?
- 14 A. Yes, sir.
- 14:47:37 15 Q. He was there, was he?
- 16 A. Yes, sir.
- 17 Q. You mentioned him on Friday as being present, but you don't
- 18 actually mention him to the Prosecution in November as being
- 19 present?
- 14:47:56 20 A. I mentioned him. Maybe they did not write it.
- 21 Q. So they managed to forget that name, did they, when they
- 22 were writing? As you were giving the list of names they've
- 23 managed to lose that one, is that your evidence?
- 24 A. That they added and deducted, yes.
- 14:48:17 25 Q. All right. And then when it was all read back to you, what
- 26 did you say about CO Lion, Gaddafi Foday, Jalloh and Tom Sandi
- 27 being in the list of 16 when in fact they weren't there?
- 28 A. Well I don't know how they got it, but even myself I'm a
- 29 little doubtful how these names are in this group - in this group

1 now.

2 Q. Why are you doubtful?

3 A. Because I mentioned 12 names and now I am seeing some other
4 names in the list, so I'm surprised.

14:49:06 5 Q. But, Mr Kanneh, how could these names, CO Lion, Jalloh, Tom
6 Sandi and Gaddafi Foday have possibly been written down by the
7 Prosecutors who were interviewing you if you hadn't actually told
8 them these names?

9 A. I cannot tell how they managed to write it, but even today
14:49:42 10 you asked me about some other names and I was not the one who
11 gave them those names. It was a statement. Maybe they got the
12 names from some other place.

13 Q. When they were interviewing you back in November last year,
14 did they have other people's statements in front of them and were
14:50:03 15 they asking you questions based on what other witnesses had told
16 them?

17 A. Never. That had never happened.

18 Q. So where could they have got these names from, apart from
19 you?

14:50:20 20 A. Even you yourself there were questions that you asked me
21 and you mentioned names that I had not given to them, so I don't
22 know how you people would manage to get names like those. I
23 don't know.

24 Q. Well, I can tell you I get them from what the Prosecution
14:50:41 25 wrote down as you were listing the names. That is where I get
26 them from, do you understand?

27 A. Yes, sir, but I would like to know if they had said I
28 mentioned 16 names, if that is what they wrote on the paper.

29 Q. Are you telling us that you had not appreciated until now

1 that that is exactly what they have said; that you mentioned
2 those 16 names?

3 A. Well, I spoke about 12. All along I've been talking about
4 12 in my statements and even yesterday.

14:51:31 5 Q. We've been at this for the last 20 minutes. Are you saying
6 that you didn't realise that the Prosecution got these names from
7 you?

8 A. Yes, sir.

9 Q. And if it's right that these were the names you told them,
14:51:52 10 how is it that you told them the names of four people who were
11 nowhere near that meeting?

12 A. Please repeat that.

13 Q. If they've got it right in recording these 16 names, how is
14 it that you managed to give them the names of four people who
14:52:13 15 were nowhere near the meeting?

16 A. Well, I have not even accepted that I was the one who gave
17 them those extra four names. The ones that I mentioned, I
18 accepted to you that those were the names that I gave to them.

19 Q. You mean the ones that you mentioned in evidence and the
14:52:35 20 ones that you've agreed out of this list of 16, you accept that
21 you gave those names?

22 A. No.

23 Q. I'm going to move on. Oh, I just want to ask you about one
24 other person. Was Isaac Mongor at this meeting?

14:53:13 25 A. No.

26 Q. Are you quite sure about that?

27 A. Yes, sir, I did not see him.

28 Q. This is the meeting at which Sam Bockarie tells you about
29 all these arms, ammunition and other items that he'd brought back

1 from Burkina Faso, yes?

2 A. Yes, sir. Yes, sir.

3 Q. And there was only one such meeting, was there, with these
4 12 senior figures from the RUF, plus Jungle?

14:53:53 5 A. Yes, sir.

6 Q. And this is the meeting at which SYB Rogers was present, is
7 that right?

8 A. Yes, sir.

9 Q. Even though you didn't list him on Friday. Do you agree
14:54:15 10 that you didn't list him on Friday when you were giving the list?

11 A. I called his name.

12 Q. Did SYB Rogers have anything to say at that meeting that
13 you can now remember?

14 A. No.

14:54:34 15 Q. Did anyone praise Sam Bockarie for what he had achieved in
16 bringing back these materials from Burkina Faso?

17 A. Amongst us, the 12 people who were there?

18 Q. Well, yes, not amongst anybody else who wasn't there.

19 A. Well, even if that could have happened maybe it is just
14:55:15 20 because I cannot recall now. I am not saying nobody said that or
21 did so, but I cannot recall now.

22 Q. Were any photographs produced during this meeting?

23 A. No, there were no photographs.

24 Q. When do you say it was that you saw the materials that he'd
14:55:41 25 brought back from Burkina Faso?

26 A. After the meeting, the following morning.

27 Q. The following morning. Did you see any photographs then?

28 A. No.

29 Q. And, let me suggest to you, any photographs of a hotel in

1 Burkina Faso where Sam Bockarie had stayed in the course of this
2 trip?

3 A. No.

14:56:19

4 Q. Who did Sam Bockarie tell you he'd been to Burkina Faso
5 with?

6 A. General Ibrahim.

7 Q. Did SYB Rogers say that he had been to Burkina Faso with
8 Sam Bockarie?

9 A. If I said it or SBY Rogers said so? Please clarify that?

14:56:52

10 Q. Did SYB Rogers say that he had been to Burkina Faso with
11 Sam Bockarie on that trip to collect materials?

12 A. Well, SB Rogers did not tell me that in that meeting. I
13 did not hear that.

14 Q. Were you at the whole of the meeting from start to finish?

14:57:13

15 A. Yes, sir.

16 Q. Are you saying that you never heard SYB Rogers say anything
17 at all about him being with Sam Bockarie in Burkina Faso on that
18 trip?

14:57:33

19 MS BALY: I object to that question. That is not what the
20 witness said. He said if it was said, he didn't hear it.

21 MR MUNYARD: Well, I think I'm entitled to ask the question
22 in any event. I'm a bit puzzled at the objection. He can give
23 whatever answer he wants.

24 PRESIDING JUDGE: Yes, I allow the question.

14:58:00

25 MR MUNYARD:

26 Q. Are you saying that you never - in fact, now I'm looking at
27 it I did say "hear". I'm trying to read it, but I'm afraid I've
28 got a piece of computer software blocking the line in question at
29 the moment.

1 JUDGE SEBUTINDE: The question was, "Are you saying that
2 you never heard SYB Rogers say anything at all about him being
3 with Sam Bockarie in Burkina Faso on that trip?"

14:58:38

4 MR MUNYARD: Thank you, your Honour. It's just emerged
5 from behind the blockage now.

6 THE WITNESS: No, I did not hear that.

7 MR MUNYARD:

14:59:04

8 Q. So is this the position: That you are completely unaware
9 that SYB Rogers was on that trip to Burkina Faso with Sam
10 Bockarie?

11 MS BALY: Your Honour, I object to that question. There's
12 no evidence.

14:59:18

13 PRESIDING JUDGE: This is cross-examination, Ms Baly, and
14 counsel is entitled to put a question and not only to put their
15 case, but to test the credibility of the witness. I allow the
16 question.

14:59:37

17 MR MUNYARD: I don't know why my learned friend puts the
18 objection in that way because there is evidence. It may not have
19 come from this witness, but there's a significant body of
20 evidence, I would submit, that Sam Bockarie went to Burkina Faso
21 with SYB Rogers and came back, addressed a meeting of the senior
22 commanders and SYB Rogers heaped praise on Sam Bockarie's
23 leadership and the two of them produced photographs of the hotel
24 they'd stayed in:

15:00:02

25 Q. Now, have you heard all of that, Mr Kanneh, that I've just
26 been suggesting?

27 A. Well, you've asked all of these questions and I've said I
28 did not hear that, or see a picture.

29 Q. Thank you.

1 A. Thank you too.

2 Q. All right, so much for Burkina Faso. Let's move on to
3 something else that you say was discussed at that meeting: SAJ
4 Musa.

15:00:36 5 A. Yes, sir.

6 Q. What was discussed about SAJ Musa at that meeting?

7 A. Well, Sam Bockarie spoke about SAJ Musa in that meeting.

8 At first he described him as a traitor. He said he was a man who
9 did not take orders. That was the first thing he spoke about SAJ

15:01:14 10 Musa. He said the only way that he would get him was to be

11 during an operation. He said that and he spoke about the

12 discussion relating to SAJ Musa that was between him and Gullit.

13 Those were the things that he said. Even if there are some

14 others that I cannot recall now, but those were the most

15:01:46 15 important ones.

16 Q. All right. Well, let's have a look at the record, in tab
17 3, starting at page 4431, of what was discussed about SAJ Musa.

18 JUDGE SEBUTINDE: Could you please give us the page again?

19 MR MUNYARD: 4431, your Honour. Sorry, 44311:

15:03:07 20 Q. Question at the top of the page, "Was there discussion of

21 SAJ Musa at this meeting?" Your answer is recorded as, "Sam

22 Bockarie said", and then there's nothing that follows that but

23 another question, "Did you talk about how to enter Freetown?",

24 and then you discuss the plan for two flanks.

15:03:42 25 The next question:

26 "Q. What was Sam Bockarie's reaction when SAJ Musa died?

27 A. He was very happy because SAJ Musa was preventing RUF
28 success."

29 Now, were you asked what was Sam Bockarie's reaction to SAJ

1 Musa's death and did you give that answer?

2 A. No. At that time Sam Bockarie had not died yet.

3 Q. No, Mr Kanneh, please listen to the question. The question
4 was: In your interview in November 2007 were you asked the
15:04:33 5 question, "What was Sam Bockarie's reaction when SAJ Musa died?"
6 Were you asked that question in that interview?

7 A. Yes, sir.

8 Q. And did you answer, "He was very happy because SAJ Musa was
9 preventing RUF success"?

15:05:00 10 A. Yes, sir.

11 Q. Were you asked the question, "Who killed SAJ Musa?"

12 A. Yes, sir.

13 Q. And did you give the answer, "There was a race between
14 Rambo and SAJ Musa to get to Freetown. There was a big explosion
15:05:24 15 and SAJ Musa was killed"? This is what you heard, but you were
16 not there. Is that the answer that you gave to the question?

17 A. Big what between him and Rambo? Please continue from
18 there. I did not get that clearly.

19 Q. All right. I'll do it in two stages, "There was a race
15:05:48 20 between Rambo and SAJ Musa to get to Freetown." Did you tell
21 them that?

22 A. Yes, sir.

23 Q. So they've recorded that correctly?

24 A. Yes, sir.

15:06:00 25 Q. Did you go on to say, "There was a big explosion and SAJ
26 Musa was killed"?

27 A. Yes, sir.

28 Q. And did you tell them that this is something that you'd
29 heard, but you weren't actually there?

1 A. Yes, sir.

2 Q. Now, I just want to go through the rest of the notes of
3 what you were asked and what you answered about that meeting. On
4 the next page, 44312, there is no mention of SAJ Musa. I'm going
15:07:01 5 to come back to that page in due course. If we go over to 44313
6 the interview was resumed at 2.30 in the afternoon and further to
7 the night time meeting at SB's house there are some more
8 questions and answers on that page. They don't deal with SAJ
9 Musa, but again I will come back to those. Over the page, 44314,
15:07:55 10 there is more on that page, but again it doesn't mention SAJ
11 Musa. Then just for the sake of completeness, the following
12 page, 44315, deals with what are called general questions and
13 they don't deal, as far as I can see at any rate, with SAJ Musa.

14 Now, in the course of your evidence you told us that rather
15:08:41 15 more was discussed about SAJ Musa at that meeting, didn't you?

16 A. They spoke about SAJ Musa's issue in that meeting and the
17 mission that was to be undertaken.

18 Q. Well, one of the things that you told us when you were
19 giving answers to the Prosecution was that Sam Bockarie had said
15:09:09 20 a complaint had gone up to Mr Taylor about SAJ's disloyalty and
21 he had given his own advice, "he" being a reference, I believe,
22 to Mr Taylor. Can you remember saying that?

23 A. Yes, sir.

24 Q. Why didn't you tell the Prosecutors that when you were
15:09:35 25 being interviewed more than a year ago and asked detailed
26 questions about what was discussed in this meeting relating to
27 SAJ Musa?

28 A. Well, the statements that they take from people, I think
29 people - we only respond to questions that are asked of you.

1 They did not ask me a question about that. It doesn't mean that
2 if they did not ask me the question at that particular time, I
3 would not say something about it at some other time.

15:10:24 4 Q. Mr Kanneh, you were asked a question on page 44311, "Was
5 there discussion of SAJ Musa at this meeting?" You were given a
6 completely open ended opportunity to tell the investigators, and
7 Mr Santora then, all about the discussion concerning SAJ Musa at
8 that meeting, were you not?

9 A. Please repeat.

15:10:52 10 Q. You were given an opportunity to tell the Prosecutors
11 everything about the discussion concerning SAJ Musa at that
12 meeting at Sam Bockarie's house when you were interviewed in
13 November of last year, weren't you? I think I said it was over a
14 year ago. November last year?

15:11:19 15 A. Well, it was not at SAJ Musa's place. It was at Sam
16 Bockarie's place. I did not mention it at that moment because I
17 did not recall it.

18 Q. How could you possibly forget? When they asked you, "Was
19 there discussion of SAJ Musa at this meeting?", how could you
15:11:41 20 possibly forget that you had decided you should go all out to
21 ensure that SAJ should not live to tell the story if in fact that
22 was said at that meeting?

23 A. No. I did not say that they asked me the question and I
24 forgot to answer the question, no. You said it was an open
15:12:10 25 question. That is what you've just asked me. That is what I've
26 refused - I said they did not ask about SAJ Musa's issue. You
27 are asking me now that why did I not answer about SAJ Musa's
28 issue because they asked me to say everything that I knew about
29 SAJ Musa, but they did not ask me about SAJ Musa and I said, "No,

1 I don't know". They did not ask me that.

2 Q. They asked you, "Was there discussion of SAJ Musa at this
3 meeting?" Why didn't you tell them in answer to that question
4 that, "We discussed the complaint that Sam Bockarie had made to
15:12:49 5 Charles Taylor about SAJ, Sam Bockarie made us to understand that
6 SAJ should not live to tell the story and that we should go all
7 out to ensure that SAJ should not live to tell his story"? Why
8 didn't --

9 MS BALY: Your Honour, I object to that question and if I
15:13:14 10 could just indicate why I object to it. The question that
11 Mr Munyard has been asking the witness about appears at page
12 00044311. The question is, "Was there discussion of SAJ Musa at
13 the meeting?" The answer is, "[Sam Bockarie] said", then there's
14 nothing further recorded and then there's a further question
15:13:44 15 which is a very defined question, "Who killed SAJ Musa?" So,
16 they're the two opportunities he's had during that meeting to
17 answer questions firstly about what he said and there's nothing
18 obviously - it's obvious from the document "SB said" and then
19 there's nothing there, but it doesn't follow that the witness
15:14:06 20 said nothing. Then the second question "Who killed SAJ Musa?" is
21 so specific that that's the question he answered, not any further
22 thing about discussion at the meeting. So it's a bit, in my
23 submission, unfair to put to this witness that he failed to
24 answer that question when we don't actually know what he said
15:14:28 25 because it's not recorded.

26 PRESIDING JUDGE: Mr Munyard, your reply?

27 MR MUNYARD: Your Honours, taking the question - the
28 recorded question and answer at face value, and that's the only
29 basis on which we can proceed, "Was there discussion of SAJ Musa

1 at this meeting?", and the answer, "SB said", nothing follows
2 except another question about a different topic and therefore at
3 face value the witness has said nothing else at that time. There
4 is no suggestion by this witness that he told them all of this
15:15:17 5 and that they failed to write it down, or rather there's been
6 none so far although I anticipate there will be, and so in my
7 submission it's a perfectly fair question for me to put and
8 explore. Equally, when we come to the specific question "Who
9 killed SAJ Musa?", there again is the perfect opportunity to tell
15:15:41 10 the story about the plan, about how it was going to happen during
11 an operation and all the other matters I haven't yet asked him
12 about that arise from his evidence on Friday, the 9th.

13 PRESIDING JUDGE: I note that there is nothing on page 4431
14 that shows that what Sam Bockarie said that has subsequently been
15:16:08 15 adduced in evidence by this witness and, therefore, I consider
16 that counsel for Defence is at liberty and is entitled to put the
17 question he has put, so I allow that question.

18 MR MUNYARD: Thank you, your Honour:
19 Q. You see what you said on Friday the 9th, that's last
15:16:42 20 Friday, Mr Kanneh, you told us a great deal about SAJ Musa and
21 what was discussed in the meeting about SAJ Musa and it starts on
22 page 9425 at the bottom. Just after discussion of "What
23 commanders were given the role of clearing Makeni?", that's line
24 21, "It was Issa who was the overall for that operation and
15:17:26 25 Morris Kallon was his deputy and Superman was third in command".
26 "Then you said on to Freetown. Was anyone given the role of
27 moving on to Freetown?" "Yes, they gave the mission to
28 somebody". "Who?" "Well, Sam Bockarie sent the message to SAJ
29 even before they attacked Kono but he refused. He rejected the

1 orders. He said he cannot take orders from him, so there was a
2 heated argument over the issue".

3 Then a question from Ms Baly:

15:17:57

4 "Q. When you refer to this heated argument, did it take
5 place in this meeting?

6 A. You mean whether the argument took place during the
7 meeting?

8 Q. Yes."

15:18:09

9 THE INTERPRETER: Your Honour, the interpreters are kindly
10 asking counsel to go slowly for the witness.

11 MR MUNYARD: I am sorry. I am sorry. I'm trying to go as
12 quickly as I can, but it's obviously too fast. Do the
13 interpreters require me to repeat any of that, or can we proceed?

15:18:27

14 THE INTERPRETER: Learned counsel, you can repeat all of
15 that because you were going too fast for us.

16 MR MUNYARD: Oh, dear. All right.

17 PRESIDING JUDGE: Mr Interpreter, there must be some point
18 where you've picked up.

15:18:40

19 THE INTERPRETER: Your Honours, we are interpreting from
20 the Krio booth.

21 MR MUNYARD: Can I for these purposes not repeat that, but
22 go to the point --

15:19:02

23 PRESIDING JUDGE: Perhaps paraphrase it, but ensure that
24 the entire essence of the record is made. Put the issue,
25 Mr Munyard.

26 MR MUNYARD: Yes:

27 Q. In your evidence on Friday you were talking about matters
28 that were discussed in that meeting that we are now considering
29 and you discussed, or you told us on Friday that the issue of

1 clearing Makeni was discussed, who was in command of the
2 operation and you also said that Sam Bockarie had sent the
3 message to SAJ Musa even before they attacked Kono but he
4 refused. Do you remember saying all of that?

15:19:41 5 A. That Sam Bockarie sent a message to Sam Bockarie? No, I
6 did not say that.

7 Q. I didn't say Sam Bockarie.

8 PRESIDING JUDGE: Counsel said to SAJ Musa.

9 MR MUNYARD: No, it's not me this time. Right.

15:19:54 10 THE WITNESS: Well the interpretation, the man who was
11 interpreting said "Sam Bockarie. That is what I heard.

12 PRESIDING JUDGE: We understand, Mr Witness, but in fact
13 counsel please put that part of your question again.

14 MR MUNYARD:

15:20:07 15 Q. That Sam Bockarie sent a message to SAJ Musa even before
16 they attacked Kono, but he refused. Do you remember telling us
17 that on Friday?

18 A. Yes, sir, even before the mission commenced.

19 Q. He rejected the orders, you told us. He said he cannot
15:20:30 20 take orders from him and so there was a heated argument over the
21 issue, do you remember saying that?

22 A. Yes. Yes, sir.

23 Q. You were asked by Ms Baly, "When you refer to this heated
24 argument, did it take place in this meeting?" Your answer was,
15:20:48 25 "You mean whether the argument took place during the meeting?",
26 she said, "Yes", and your answer was, "Yes, after the meeting he
27 called him, but in fact the argument had started for a long time
28 ago." Then Justice Sebutinde asked you to explain who "him"
29 means and the question is then repeated by Ms Baly, "The question

1 was when you were referring to a heated argument I asked you
2 whether the heated argument took place in the meeting that you've
3 been giving evidence about?", and your answer was, "After that
4 meeting, but there had been arguments even before the meeting.

15:21:35 5 Before this mission there had been an argument just at the time
6 Sam Bockarie sent the message to all the stations. Right from
7 that time SAJ Musa was not happy about it." Do you remember
8 saying that?

9 A. Yes, I said that, that he was not happy. It was from there
15:21:54 10 that the arguments started.

11 Q. Then Ms Baly asked you this, "Now, the second issue that
12 you said that was discussed at the meeting was SAJ Musa. What
13 was it about SAJ Musa that was discussed at the meeting?", and
14 then you listed the following matters, "Sam Bockarie told us that
15:22:21 15 the complaint had gone up to Mr Taylor that the man's complaints
16 had been lodged about his disloyalty towards the mission and he
17 too gave his own piece of advice just so that ...", and you
18 explained who you meant by the "he", there. "Sam Bockarie lodged
19 the complaint to Mr Taylor against SAJ Musa regarding his
15:22:48 20 attitude. He was disloyal to the command." You told us that all
21 of this was discussed at that meeting.

22 Then you were asked the question, "At that meeting was
23 there any other discussion about SAJ Musa apart from the fact
24 that Sam Bockarie had made a complaint to Mr Taylor?", and your
15:23:12 25 answer was, "Yes, Mr Bockarie made us to understand that that man
26 should not leave to tell the story ...", is what it's recorded as
27 saying, and you are asked, "What man?", and you say, "SAJ Musa".

28 There is then a question, "SAJ Musa should not leave to
29 tell the story. Continue from there", and then Justice Sebutinde

1 intervenes to say, "The record says 'leave', but it is actually
2 'live'", and Ms Baly confirms that the word that we all heard
3 translated was "live". In other words, she then asks you, "What
4 did you say?", and you said (I'm looking at page 9428, line 8),
15:24:07 5 "He said we should go all out to ensure that that man should not
6 live to tell the story." The Presiding Judge then confirmed with
7 the interpreter that the word - that what you'd said was "live"
8 and not "leave". In other words, you discussed the murder of Sam
9 Bockarie at that meeting, didn't you?

15:24:43 10 PRESIDING JUDGE: It's SAJ Musa.

11 THE WITNESS: SAJ Musa. We did not discuss about --

12 MR MUNYARD: I am sorry.

13 PRESIDING JUDGE: Just for purposes of clarity put that
14 short question again, please.

15:24:57 15 MR MUNYARD: Yes, I am sorry. I'm looking at the
16 transcript and not the LiveNote:

17 Q. You discussed the murder of SAJ Musa at the meeting at Sam
18 Bockarie's house in December 1998, didn't you?

19 A. Yes, sir.

15:25:29 20 Q. Not only that, but you discussed the circumstances in which
21 he should be killed, didn't you?

22 A. Yes, sir.

23 Q. Your evidence on Friday, continuing where I left off --

24 A. Yes, sir. Was:

15:25:45 25 "He said we should only be able to get him when there was a
26 mission, when there was an operation going on. He even made us
27 to understand that that was something he'd been discussing with
28 Gullit, that during any mission that man should not live, he
29 should die because he was a traitor. He referred to him as a

1 traitor."

2 Do you remember telling us that?

3 A. Yes, sir.

4 Q. Question from Ms Baly, "Did Sam Bockarie say how SAJ Musa
15:26:20 5 was to die?" Answer from you, "Well, in the military terms they
6 say it should be during operations. You know, if they will mean
7 arms. He should die during the battle. He should be shot."

8 Do you remember telling us that on Friday?

9 A. Yes, sir.

10 Q. And you went on to say that this had all been discussed
15:26:45 11 with Gullit and that Gullit did not actually specify who should
12 do the shooting, but that that was the plan. Now, that was a
13 very important issue that was discussed at the meeting in
14 December 1998, wasn't it: The murder of a very senior AFRC
15:27:30 15 figure?

16 A. It was one of the important ones. Everything that we
17 discussed was important. That was one of the important ones. It
18 was not the only important agenda item. It was one of the
19 important things that we discussed.

15:27:50 20 Q. So why didn't you tell the Prosecutors that on 1 November
21 last year when they were asking you the very open ended question,
22 "Was there discussion of SAJ Musa at this meeting?", or when they
23 asked you the more specific question, "Who killed SAJ Musa?"

24 A. Well, I'd like to know if when they asked that question if
15:28:28 25 I - when they asked me to say anything that I knew about SAJ
26 Musa, I don't know whether that question was even asked to me.
27 Did I say anything on that paper that you have? I don't think
28 that question was asked of me, that they asked of me if I knew
29 anything about SAJ Musa I should say it. If that was asked of me

1 - I don't think I ever was asked the question. Maybe you should
2 watch your paper again.

3 Q. Mr Kanneh, I'm looking at the paper right now. The
4 question that I've last asked you about, that was put to you in
15:29:01 5 November, "Who killed SAJ Musa?", you did give a reply to that.

6 A. Yes, sir.

7 Q. You asked me just now, "Did I say anything on that paper
8 that you have?", and the answer is --

9 THE INTERPRETER: Your Honours, can the witness repeat
15:29:27 10 that.

11 PRESIDING JUDGE: Mr Witness, the interpreter did not hear
12 you properly. Please repeat your answer and speak more slowly.

13 THE WITNESS: I said I heard the question that they asked
14 me of who killed SAJ Musa. I gave them the response. I gave an
15:29:46 15 answer. It's not a lie.

16 MR MUNYARD:

17 Q. Well, the answer that you gave doesn't include anything
18 about SAJ Musa being shot during an operation, does it?

19 A. But I believe that even Ms Baly asked - she said, "When SAJ
15:30:21 20 Musa died, what did they say?", and I said they said a bomb
21 exploded and that was how SAJ Musa died. That was the
22 information that came from the front line, that he had died from
23 a bomb explosion, but that was the plan that was already in place
24 before.

15:30:37 25 Q. I'm not asking you what Ms Baly asked. I'm asking you
26 about the questions that you were asked in November of last year.
27 Has anybody ever suggested to you that somebody took advantage of
28 the explosion at the Benguema barracks to shoot SAJ Musa, in the
29 head I think?

1 A. That question is confusing.

2 Q. All right, I'll ask it again. Have you ever heard, from
3 any source, that around the time of the explosion at Benguema
4 barracks somebody actually shot SAJ Musa and that was what led to
15:31:30 5 his death?

6 A. No.

7 Q. Now, the plan that you've told us about in your evidence
8 was that during an operation, a military operation, someone was
9 to shoot SAJ dead. That's right, isn't it?

15:31:55 10 A. It should be during a military operation that he should die
11 and he died during a military operation.

12 PRESIDING JUDGE: Mr Witness, that is not quite the
13 question that counsel asked.

14 MR MUNYARD: I'll come back to it, as it were, by my next
15:32:19 15 question.

16 PRESIDING JUDGE: Very well.

17 MR MUNYARD:

18 Q. "It should be during a military operation that he should
19 die and he died during a military operation", and that was the
15:32:32 20 plan that you tell us was discussed at the meeting in December
21 1998, wasn't it?

22 A. Yes, sir.

23 Q. The very thing that happened: That something happened to
24 SAJ Musa during a military operation that led to his death, yes?

15:32:56 25 A. Yes.

26 Q. The record of the interview says, "There was a big
27 explosion and SAJ Musa was killed. This is what the witness was
28 told. He wasn't there." Who was it who told you what happened
29 to SAJ Musa?

1 A. Well, they sent a message to Sam Bockarie and all of us
2 monitored it.

3 Q. Right, who is "they"?

4 A. Rambo. After he had got to Waterloo then he gave this
15:33:35 5 information. They were in Masiaka when they got the information,
6 they sent it, because the incident happened in Waterloo,
7 Benguema.

8 Q. Well, I note, Mr Kanneh, that the record of what you told
9 the Prosecution is as follows, "There was a big explosion and SAJ
15:33:55 10 Musa was killed."

11 A. The big explosion killed SAJ Musa, according to the message
12 that we got. You would plan something and something else
13 happened and I was not there, but that was the plan.

14 Q. Right, I'm going to move on through the rest of that
15:34:49 15 account that you gave in November of last year. Over the page,
16 44312, please. The first question you're recorded as being asked
17 on this page is, "At this meeting did Jungle or CO Lion say
18 anything about Charles Taylor?" Now, can you remember being
19 asked that question?

15:35:49 20 A. I can remember Jungle's.

21 Q. Mr Kanneh, why do you think the Prosecutors asked you about
22 Jungle or CO Lion --

23 A. Maybe --

24 Q. Hang on. Why do you think they asked you a question about
15:36:13 25 Jungle or CO Lion saying anything about Charles Taylor if you had
26 not told them that CO Lion was present at the meeting?

27 A. No, I did not mention CO Lion. I only mentioned Jungle. I
28 cannot recall mentioning CO Lion.

29 Q. Well, you can't recall mentioning CO Lion is different

1 from, "I did not mention CO Lion." Which one is it that you want
2 these judges to believe: That you didn't mention him, or that
3 you don't recall mentioning him?

4 A. I did not mention CO Lion.

15:36:58 5 Q. So when the question was asked at this meeting, "Did Jungle
6 or CO Lion say anything about Charles Taylor?", did you say to
7 them, "Well, hang on a minute, CO Lion wasn't there"?

8 A. Explain that again, I did not get it clearly.

9 Q. When you were asked the question, and this is the question
15:37:27 10 coming, "At this meeting did Jungle or CO Lion say anything about
11 Charles Taylor?", why didn't you say to them, "Well, CO Lion
12 wasn't there, he couldn't have said anything about
13 Charles Taylor"?

14 A. Well, if they had asked if CO Lion and Jungle were there
15:37:50 15 together and if I heard the question I would have said no, CO
16 Lion was not there, but they only asked about Jungle.

17 Q. I see.

18 A. So I explained about Jungle, that he was there.

19 Q. So they only asked about Jungle?

15:38:04 20 A. Yes, sir.

21 Q. They didn't ask you about CO Lion?

22 A. No, sir. Yes, sir.

23 Q. And they've invented - I'll try that one more time before I
24 move on to something else.

15:38:14 25 JUDGE SEBUTINDE: If you could avoid speaking over each
26 other. The record is completely messed up and I don't even think
27 a replay is going to help you in this regard.

28 MR MUNYARD: Your Honour, I think you're right and I'll
29 move on in that case. We'll leave that subject:

1 Q. Can I just ask you about something else at the foot of that
2 page, please, 44312. You were asked this question, "During the
3 meeting was there discussion about getting manpower support from
4 Liberia?" Do you remember that, that question?

15:39:22 5 A. Yes, sir.

6 Q. And the answer that you are recorded as giving is this,
7 "Jungle and Morris Kallon and Lion suggested that." Did you say
8 that?

9 A. Well, the two men whom you have mentioned, I spoke about
15:39:49 10 them, but I did not mention Lion.

11 Q. Yes. Morris Kallon is not one of the 16 names that you
12 listed earlier on, that we looked at on page 44310, when you
13 answered the question, "Who was there?" So that would make 17
14 names if indeed you did say those first 16, wouldn't it?

15:40:37 15 A. Who is the 17th?

16 Q. Morris Kallon who has just appeared in this answer.

17 A. No, no. Even among that 12 people there is Morris Kallon's
18 name and even the 16th name that you mentioned, there was Morris
19 Kallon's name, and the 12 men that I called, Morris Kallon's name
15:41:05 20 is among them.

21 Q. The rest of the answer is as follows, "SB ...", that's Sam
22 Bockarie, "... rejected this because of past problems when the
23 NPFL came." Did you say that?

24 A. That he did not agree that a force would come from NPFL,
15:41:30 25 yes, I said that.

26 Q. Your answer is recorded on the LiveNote as, "That he did
27 agree that the force would come from NPFL, yes, I said that". In
28 fact the answer that's recorded here - here on the page of the
29 interview notes - is that Sam Bockarie rejected the suggestion of

1 manpower support from Liberia. "Sam Bockarie rejected this
2 because of past problems when the NPFL came."

3 A. Yes, sir, I said that.

4 Q. That is what you said?

15:42:17 5 A. Yes, sir. Yes, sir.

6 Q. And then it goes on to read, "SB ...", Sam Bockarie, "...
7 was okay with ULIMO-K assistance."

8 A. He said he preferred ULIMO-K. He said he preferred them to
9 the NPFL. That was what I mentioned.

15:42:44 10 Q. And were ULIMO-K still in existence in December of 1998?

11 A. No, at that time ULIMO-K was no longer in existence, but
12 their members were still around.

13 Q. All right. So Sam Bockarie was basically saying that he
14 did not want manpower support from Liberia, is that right?

15:43:36 15 A. From NPFL, yes, it's correct.

16 Q. And for NPFL in 1998 do you mean the Armed Forces of
17 Liberia?

18 A. Yes, sir. Yes, sir. The Armed Forces of Liberia,
19 Mr Taylor's troops.

15:44:05 20 Q. Thank you. So, Bockarie rejected the idea of support from
21 Mr Taylor's troops?

22 A. Yes, sir.

23 Q. Over the page, please, 44313. Do you have that page there?

24 A. Yes, sir.

15:44:50 25 Q. "Resume interview - 1430", that's 2.30 in the afternoon.

26 "Further to night time meeting at SB's house", and then some more
27 questions were asked and the first is, "Was there any discussion
28 about civilians?" Your answer was, "No discussion about
29 civilians". Were you asked that question and did you give that

1 answer?

2 A. Yes, sir.

3 Q. Now, I want to ask you a little more about the ending of
4 the meeting. You said to us, when you were telling us about this
15:46:02 5 earlier in your evidence, that you heard Sam Bockarie and Jungle
6 speak to Mr Taylor on the satellite phone. How did you know it
7 was Mr Taylor?

8 A. Well, before the discussion Mr Bockarie already told us
9 that he was trying to call Mr Taylor.

15:46:52 10 Q. Before the discussion?

11 A. Before he called, sorry, he told us that.

12 Q. Well, you've never said that before. I'll tell you what
13 you said earlier, "They told us they were talking to Mr Taylor.
14 We were not hearing the other side. They said they were talking
15:47:18 15 to Mr Taylor"?

16 A. But that is the same question you have just asked me that I
17 have answered. I believe it's the same.

18 Q. If they were talking to Mr Taylor, why would they need to
19 tell you?

15:47:44 20 A. Well, we were in a meeting and before he called he told us
21 that he was now trying to call Mr Taylor. We were in the
22 meeting, I was part of the meeting, and he was supposed to tell
23 us.

24 Q. And by what name did they call Mr Taylor? How did they
15:48:08 25 address him?

26 A. They called him Mr Taylor, or Ghankay Taylor.

27 Q. Well, just give us an example of when they would refer to
28 him as Ghankay Taylor. Just tell us what you heard them say.

29 A. The time they called him Ghankay Taylor? It was many times

1 since the RUF started they would call him Ghankay Taylor, they
2 would call him Mr Taylor, Charles Taylor. That happened many
3 times.

4 Q. When they are actually speaking to him, you mean?

15:48:56 5 MS BALY: I object to that question. This witness has
6 never said he was present when they were speaking to Mr Taylor.

7 PRESIDING JUDGE: Isn't there a reference to a phone call?

8 MR MUNYARD: That's what I'm talking about.

9 PRESIDING JUDGE: Yes, that he was present then.

15:49:16 10 MS BALY: He was during the phone call, yes, but that
11 should be made clear rather than present for another
12 conversation.

13 PRESIDING JUDGE: Well if there's any doubt, Mr Munyard,
14 please --

15:49:29 15 MR MUNYARD: Well looking at the LiveNote, if I can pause
16 it for a second --

17 JUDGE SEBUTINDE: We've been following the evidence
18 regarding this one meeting and I understand this question to
19 relate to that meeting and everything around that meeting and
20 that phone call on the satellite phone.

15:49:42 21 MR MUNYARD: Yes. Your Honour, if I can just illustrate
22 that very briefly, I asked and this is page 127 last line, 25,
23 "If they were talking to Mr Taylor, why would they need to tell
24 you?" Answer, "Well, we were in a meeting and before he called
15:50:06 25 he told us that he was now trying to call Mr Taylor". I then go
26 on to ask, "And by what name did they call Mr Taylor? How did
27 they address him?" "They called him Mr Taylor, or Ghankay
28 Taylor", and I then asked for examples of how they would actually
29 use the name Ghankay Taylor.

1 So just for my learned friend's benefit, I was only asking
2 about the conversation that he claims to have overheard on a
3 satellite telephone with 12 other people on a veranda at 2 in the
4 morning.

15:50:38 5 PRESIDING JUDGE: That's clear now, so please put your
6 question.

7 MR MUNYARD: Yes:

8 Q. I want to ask you now a series of questions about different
9 matters.

15:51:01 10 A. Yes, sir.

11 Q. Before I do there's one other matter relating to SAJ Musa
12 that I want to ask you about and it is in tab 7, I think. Yes,
13 it's in tab 7. This is the last time that you were interviewed
14 by the Prosecutors here in The Hague and I'm looking at paragraph
15:51:52 15 3 of the proofing session on 23 April this year. Now, do you see
16 there - well, sorry, I'll read it out to you, "SAJ Musa then left
17 and went as far as Waterloo and he was trying to enter Freetown."
18 Did you tell them that?

19 A. Yes, sir.

15:52:20 20 Q. "SB instructed IS ...", that's Sam Bockarie instructed
21 Issa Sesay, "... to descend upon Masiaka and told them to keep
22 the defensive ..." Did you tell them that?

23 A. Yes, sir.

24 Q. "... but SAJ Musa had gone on ahead and there was another
15:52:42 25 conflict between Musa and Bockarie." Did you tell them that?

26 A. Yes, sir.

27 Q. "He announced that he would take Freetown and that he would
28 become president." Did you tell them that?

29 A. Yes, sir.

1 Q. Who would take Freetown and become president?

2 A. SAJ Musa.

3 Q. So he wanted President Musa rather than President Sankoh to
4 be put into power, is that what you're telling us?

15:53:26 5 A. Yes, sir.

6 Q. And how did he announce this? By what method did he
7 announce this?

8 A. Well, we all used the same frequency. All our
9 communications that went on was on a frequency, except when
15:53:50 10 somebody wanted to discuss something private then you would send
11 it to another frequency. So on that one frequency all
12 communications that somebody wanted to send you would all get it
13 on the frequency, so normally we monitored the frequency and we
14 got it through there.

15:54:06 15 Q. Right. So everyone in the RUF and the AFRC would have
16 heard SAJ Musa announcing that he was going to take Freetown and
17 install himself as president, is that right?

18 A. Repeat.

19 Q. That everyone listening to the radio transmissions in the
15:54:40 20 RUF and AFRC would have heard SAJ Musa's announcement that he was
21 going to take Freetown and install himself as president?

22 A. Well, have you completed? All of us who were on the radio
23 listening to the frequency when that message came, we all heard
24 it.

15:55:08 25 Q. And are you able to give us the names of anybody else who
26 you believe heard SAJ Musa announce that he wanted to make
27 himself president?

28 A. Yes, sir.

29 Q. Yes, can you give us some names?

1 A. Sam Bockarie is number one, because as the conversation
2 went on I heard his own voice.

3 Q. Anybody else?

4 A. Issa Sesay is number two.

15:56:00 5 Q. Anyone else?

6 A. Those are the ones I recall for now, because as their
7 conversation went on I overheard it, so there might have been
8 some other people, but those are the ones I recall.

9 Q. And what was the reaction of Sam Bockarie to SAJ Musa
10 announcing that he wanted to make himself president?

11 A. Well, an argument ensued amongst the two of them and then
12 later he also discussed with Issa about this man's attitude, the
13 same attitude that he was trying to put up.

14 Q. Paragraph 4 of that same page, please. Sorry, I haven't
15 quite finished with paragraph 3, "SAJ and Bockarie insulted each
16 other over the radio." Did you say that?

17 A. Yes, sir.

18 Q. Paragraph 4, "Sesay was trying to liaise with new commander
19 so they could be united and take the city." Did you tell them
20 that?

21 A. Yes, sir.

22 Q. "There was a heavy power struggle for who was to take over
23 from SAJ Musa." Did you tell them that?

24 A. Yes, sir.

15:58:11 25 Q. "This led to a failure to take over the entire town of
26 Freetown." Did you tell them that?

27 A. Yes, sir.

28 Q. So it was the power struggle to succeed SAJ Musa as leader
29 that led to the failure to take over Freetown, rather than the

1 armed opposition that the rebel forces met when they tried to
2 take over Freetown. Is that your position?

3 A. Well, after SAJ Musa's death there was power struggle.
4 That is what I am trying to say.

15:58:54 5 Q. Yes and you went on to say, "This led to a failure to take
6 over the entire town of Freetown." Are you saying that it was
7 that power struggle that led the rebels to fail in their efforts
8 to take over Freetown, rather than the military opposition that
9 they met when they tried to take over Freetown?

15:59:17 10 MS BALY: Your Honour, I object. The word "entire" should
11 be used in this context, "entire".

12 MR MUNYARD: If I omitted it, I apologise. I thought that
13 I had --

14 JUDGE SEBUTINDE: You did. The record bears you out. The
15:59:38 15 word "entire" is there.

16 MS BALY: When he repeats the question it's not.

17 PRESIDING JUDGE: I notice at one point it's not "entire
18 Freetown". To eliminate any doubt perhaps we can --

19 MR MUNYARD: Yes, all right, third time:

15:59:55 20 Q. Are you saying that it was the power struggle to take over
21 SAJ Musa's role that led the rebels to fail in their efforts to
22 take over the entire town of Freetown, rather than the military
23 opposition that prevented them taking over the entire town of
24 Freetown?

16:00:25 25 A. It was the struggle, the power struggle that they had
26 amongst themselves. That was the reason.

27 Q. It then goes on to say, "On 6 January 1999 those who
28 initially entered Freetown were mainly AFRC and just some RUF."
29 Did you tell them that?

1 A. Yes, sir.

2 Q. And this was all part of what you describe as Operation
3 Free the Leader, was it?

4 A. Yes, sir.

16:01:32 5 Q. And would it be right to say that the number one objective
6 of that operation was indeed to free the leader?

7 A. Yes, sir.

8 Q. Right. If I can now just go through some individual points
9 with you. Now, Mr Kanneh, I'm just going to ask you a series of
16:02:24 10 questions that aren't necessarily connected subjects, but they're
11 matters that you dealt with in your evidence earlier to the
12 Prosecution and I just want you to deal with these loose ends, as
13 it were. First of all, you told us that somebody called FOC was
14 present at a meeting at the EMG ground. Do you remember saying

16:02:57 15 that?

16 A. Yes, sir.

17 Q. And you told us that FOC was the leader's bodyguard, that's
18 to say Foday Sankoh's bodyguard.

19 A. Yes, sir.

16:03:10 20 Q. Are you sure about that?

21 A. Yes, sir.

22 Q. You're sure that he was Foday Sankoh's bodyguard?

23 A. Yes, sir.

24 Q. Was he ever anybody else's bodyguard?

16:03:26 25 A. He was attached to a commander, but he never was a
26 bodyguard to another person.

27 Q. All right. You told us also that after the overthrow you
28 received instructions from Foday Sankoh and first you moved with
29 Sam Bockarie, first to Pendembu, then Daru, then Benguema. Do

1 you remember saying that?

2 A. Yes, sir.

3 Q. And what you did was in the mornings you'd go out with Sam
4 Bockarie towards Freetown and return in the evenings.

16:04:25 5 A. Yes, sir.

6 Q. And that part of your task was to clear the road to Bo. Do
7 you remember saying that?

8 A. Part of my job?

9 JUDGE SEBUTINDE: Mr Witness, could you answer the
16:04:51 10 question, please.

11 THE WITNESS: Well, I don't want to answer to the question
12 the way it is asked, part of my work. He misunderstood me a
13 little.

14 JUDGE SEBUTINDE: Perhaps you could ask the question again.

16:05:08 15 MR MUNYARD: I don't particularly want to go to the
16 transcript because of the time battle involved, but if I have to
17 then I will.

18 PRESIDING JUDGE: Perhaps I'll ask the witness. What is
19 your objection to the way the question is asked, Mr Witness?

16:05:24 20 THE WITNESS: When I was in Benguema part of my work was to
21 go to Freetown and return and part of my work was to clear the
22 highway. That part that he said, part of my work, that is what
23 is confusing to me.

24 MR MUNYARD:

16:05:47 25 Q. I apologise if I've confused you. I just wanted to
26 establish that you said that one of the things you had to do was
27 to clear the road to Bo. Do you agree that you said that?

28 A. Well, I joined Sam Bockarie to clear the road.

29 Q. All right and that's the road to where?

1 A. From Freetown to Kenema.

2 Q. Do you agree that you said Bo at one point?

3 A. Well, Bo is between Freetown and Kenema, so even if I said
4 Freetown to Kenema I am still not missing the point.

16:06:37 5 Q. I accept that. In fact you do say at one stage shortly
6 after that, "We were trying to divert the enemy's attention, that
7 was in the Bo-Kenema Highway, so that they would think we were
8 going somewhere else." Do you remember saying that?

9 A. Yes, sir.

16:07:02 10 Q. Now, Bo is a very different place from Bo Waterside, isn't
11 it?

12 A. Yes, sir.

13 Q. Can we have a look, please, at tab 3, page 44280. Right,
14 is that on the screen? Thank you. I'm going to read to you
16:08:09 15 paragraph 10. This is the interview the day before the one we
16 were just looking at. This is the interview on 31 October last
17 year and I'm going to ask you if you said what is recorded here:

18 "The witness states that after arriving in Freetown at the
19 time of the AFRC coup he was then assigned as commander by Tamba
16:08:37 20 Gborie to the Bintumani area. He states that he stayed in
21 Bintumani for a month."

22 Did you say that?

23 A. Yes, sir.

24 Q. "He was then assigned by JPK to clear the road to Bo
16:08:55 25 Waterside." Did you say that?

26 A. No, he was not the one who assigned me. He asked Sam
27 Bockarie to clear the way.

28 Q. Right, so you weren't assigned by JPK, Johnny Paul Koroma,
29 you were assigned by Sam Bockarie?

1 A. Not at all.

2 Q. Right.

3 A. I only moved with him, yes, sir.

16:09:25

4 Q. To clear the road to Bo Waterside. Did you say that your
5 assignment was to clear the road to Bo Waterside?

6 A. That was the mission that we undertook. It was not an
7 assignment.

8 Q. Don't worry about what its title was. Was it Bo or Bo
9 Waterside?

16:09:49

10 A. There is Bo and there is Bo Waterside. I made mention of
11 both. Both the two Bos are in there.

12 Q. Where are they in there?

13 A. Sir?

14 Q. You say both Bos are in there, where are they in there?

16:10:11

15 A. Well, the other Bo is the city of the southern province and
16 the other Bo is on the border between Liberia and Sierra Leone.
17 So those are where the two Bos are.

18 Q. Yes, well, Bo Waterside is not on the road between Freetown
19 and Kenema, is it?

16:10:46

20 A. Not at all.

21 Q. However, Bo the city is between Freetown and Kenema.
22 You've just told us that?

23 A. Yes, sir.

16:11:00

24 Q. Well, Mr Kanneh, what was this task that you were given,
25 this mission? Was it to clear the road from Freetown to Kenema,
26 or was it to clear the road to Bo Waterside?

27 A. To clear the road up to Bo Waterside.

28 Q. So, beyond Kenema?

29 A. Yes, sir, it's a far distance. Over 50 miles, or maybe

1 over 70.

2 Q. Now, shortly after you told us about that in your earlier
3 evidence you were giving us some evidence about mining. Do you
4 remember telling us that in Tongo Field there was - you were
16:12:02 5 there for one month?

6 A. Yes, sir.

7 Q. I'm just trying to get the reference on the -- I'll leave
8 the transcript for the time being. Was it just one month, or
9 could it have been two months?

16:12:29 10 A. Where?

11 Q. That you were in Tongo?

12 A. One month.

13 Q. You're quite sure of that?

14 A. Yes.

16:12:43 15 Q. Over the page, please, to page 44376, paragraph 26. Now
16 I'm going to ask you if you told these things to the Prosecution,
17 "The witness stated that he did not recall Liberians visiting
18 Jungle at Cyborg ..." Did you tell them that?

19 A. Yes, sir.

16:13:39 20 Q. And just so everybody understands, Cyborg is the name of
21 the mining field in Tongo, isn't it?

22 A. Yes, sir.

23 PRESIDING JUDGE: Just a matter of record, Mr Munyard. The
24 page I've got is 44281.

16:13:53 25 MR MUNYARD: I'm so sorry, your Honour. I've done it
26 again. This is where I have got two copies of exactly the same
27 interview.

28 PRESIDING JUDGE: I see. Well, as long as we are talking
29 about the same thing.

1 MR MUNYARD: Yes. I had actually written the numbers that
2 are common to us all on top, but I'd gone from earlier notes when
3 I asked this question. You're quite right. It's on 44281,
4 paragraph 26:

16:14:13 5 Q. So, Cyborg. The spelling - I don't know if Cyborg has been
6 mentioned before, but C-Y-B-O-R-G is the spelling. Cyborg Field
7 is the mining field at Tongo, yes? Is that right?

8 A. Yes, sir, Cyborg by then.

9 Q. "... although the witness was not present the entire time
16:14:37 10 and left back to Kenema town after about two months ..." You're
11 talking here about your time in Tongo?

12 A. I spent one month in Tongo.

13 Q. So, did you tell the Prosecution back in November last year
14 that you spent two months there?

16:14:58 15 MS BALY: I object, he said about two months.

16 THE WITNESS: No, sir.

17 MS BALY: He said about two months.

18 MR MUNYARD:

19 Q. Did you tell the Prosecution last November that you spent
16:15:08 20 about two months there?

21 A. At Tongo?

22 Q. Yes.

23 A. No, no.

24 Q. So that's something they've invented, is it?

16:15:22 25 A. Yes, sir.

26 Q. You went back to Kenema Town, we'll leave out the disputed
27 period, "... before 'Black December' ". What do you mean by
28 "Black December"?

29 A. Well that was an operation undertaken by the CDF to overrun

1 - to overrun us, together with the AFRC.

2 Q. Right. And did that succeed, that operation?

3 A. No.

4 JUDGE SEBUTINDE: Mr Witness, are you saying the CDF were
16:16:23 5 acting with the AFRC to defeat you? Is that what you're saying?

6 THE WITNESS: To overrun us. To overrun us, to push us
7 out, but they were unable.

8 JUDGE SEBUTINDE: Perhaps you didn't hear my question well.
9 Are you suggesting that the CDF were working with the AFRC?

16:16:49 10 THE WITNESS: No.

11 MR MUNYARD:

12 Q. You told us in your evidence earlier that you and Jungle
13 and somebody else, it's not clear from my note who, but you saw
14 diamonds being parceled in a two storey building in Tongo. Do
16:17:42 15 you remember telling us about that?

16 A. Yes, sir.

17 Q. Seeing these diamonds being packaged. Why were you there?

18 A. Whether I saw diamonds parceled? Yes, we parceled
19 diamonds. We parceled them.

16:18:05 20 Q. Why you? You're a senior officer at this stage. Why were
21 you involved in doing that?

22 A. Well, I was supposed to give report to Mr Bockarie at that
23 time.

24 Q. Are you saying you personally took part in packaging them
16:18:33 25 up?

26 A. We were all present. The diamond first came to me. The
27 diamond came to me first before I later sent it to Mr Bockarie,
28 so I took part, yes, sir.

29 Q. But what I want to know is why you, Mr Kanneh? You've

1 already told us that you corrected an error in one of your
2 interviews where it had been recorded that you were involved
3 supervising mining for Tongo Fields --

4 A. Well --

16:19:16 5 Q. Hang on, and that your job was actually a military job
6 rather than involved with the mines as such. So, why would you
7 as a military man be involved in packaging up these diamonds?

8 A. Well supervising and involving, I don't think that is the
9 same - they are the same English words. I was not involved in
16:19:46 10 the mining, but when the diamonds were brought to me as a
11 commander I would have to involve myself. And Sam Bockarie
12 himself was a military man, but when diamond issues came he was
13 involved himself, but I was not supervising the mining.

14 Q. I'm going to ask you something that I'm afraid is out of
16:20:27 15 sequence to some extent, out of time sequence, but I'll ask you
16 in any event. I'm going back to the issue of the Black Gadaffa
17 group. Now, do you remember yesterday you were telling us - and
18 indeed before yesterday you were telling us - that this idea was
19 an idea of Mr Taylor's, that he formed you into the Black Gadaffa
16:21:07 20 group at a meeting in Bomi Hills and that he provided the name?
21 Can you remember that?

22 A. Yes, sir.

23 Q. Do you know a man called - well, I think you've already
24 confirmed you do know King Perry?

16:21:33 25 A. Yes, sir, I know one King Perry.

26 Q. Well I don't imagine there's many others, but this one's
27 called King Perry Kamara. Is that the one you know?

28 A. Yes, sir.

29 Q. And can you remember if he was in the Black Gadaffa group?

1 A. Well, at the time we were at Mano River he was not part of
2 it.

3 Q. Was he part of it at any time?

4 A. Well, no.

16:22:14 5 Q. But General Dry Pepper and Devon, they were involved in
6 setting up - they were involved in the Black Gadaffa unit when it
7 was first set up. You agree with that?

8 A. Yes, sir.

9 Q. And you say it was set up in Bomi Hills. Do you know a
16:22:51 10 county called Cape Mount County in Liberia?

11 A. Yes, sir.

12 Q. And do you know a district called Kpopor, spelt
13 K-P-O-P-O-R?

14 A. No, sir.

16:23:21 15 Q. Would this be right and I want you just to listen to what
16 I'm going to read out and then you tell me whether you agree with
17 it or not, "General Devon and General Pepper ..." - this is in
18 Cape Mount County in Kpopor District:

19 "General Devon and General Pepper came with arms and
16:23:50 20 ammunition in trucks together with food. They said it was
21 Charles Taylor who sent them to organise us so that we can fight
22 back to Sierra Leone so a meeting was called. They said we
23 should form a unit. In that meeting there we got the name of -
24 there we got the name of the unit. We called it Black Gadaffa."

16:24:17 25 Now, do you agree that the unit name came about at a
26 meeting in Kpopor District in Cape Mount County?

27 JUDGE SEBUTINDE: Can you please answer the question,
28 Mr Witness?

29 THE WITNESS: Have you completed? I thought he was

1 reading. Is that the question?

2 MR MUNYARD:

3 Q. The question was do you agree that the unit name came about
4 at a meeting in Kpopor District in Cape Mount County?

16:25:10 5 A. I don't even know Kpopor District in Cape Mount County.
6 Liberia is a place that I don't understand that much, no.

7 Q. So are you saying that it is wrong to suggest that the
8 Black Gadaffa unit was set up at meeting in Kpopor District of
9 Cape Mount County in Liberia --

16:25:42 10 A. Yes, sir. Quite wrong, sir.

11 Q. -- by General's Devon and Dry Pepper - well, I'm calling him
12 Dry Pepper, let me just stick to General Devon and General
13 Pepper, at a meeting of combatants there which does not appear to
14 involve the presence of Mr Taylor?

16:26:11 15 A. No, sir.

16 Q. All right. You told us yesterday that the Black Gadaffa
17 unit consisted of I think 500 men, is that right?

18 A. 250 men. Yes, sir.

19 Q. They all moved together. They never split up into
16:26:39 20 different sections, you told us. Do you remember saying that?

21 A. Yes, sir.

22 Q. And did they ever go to Kakata?

23 A. No.

24 Q. All right. I am just going to move on to something else.
16:27:33 25 Yes, you were asked a lot of questions about the killing of
26 someone called BS Massaquoi. Do you recall telling us a great
27 deal about the killing of BS Massaquoi when you were asked
28 questions by my learned friend Ms Baly?

29 A. Yes, sir.

1 Q. I'd like you to look, please, at tab 3 and it's page 44282.
2 Now if that's on the screen, I'm looking at paragraph 34 and 35
3 and it starts at the line above paragraph 34, "The witness was
4 asked about the killing of BS Massaquoi and related the
16:28:44 5 following." Paragraph 34, "The witness states that this killing
6 took place at Kenema Town around the time of the intervention."
7 Did you tell them that?

8 A. It was close to intervention time.

9 Q. "The witness was present, along with Sam Bockarie, Junior
16:29:06 10 Vandi, Captain Dimora Musa and Eddie Kanneh." Did you tell them
11 that?

12 A. Yes, sir.

13 PRESIDING JUDGE: Mr Munyard, I'm just watching the time
14 and I think we're almost at our level, so if you're moving into a
16:29:29 15 new subject matter --

16 MR MUNYARD: I'm going to be going into it in a little more
17 detail, not a great deal, but it's probably best to stop now and
18 restart.

19 PRESIDING JUDGE: Very well, Mr Munyard. I note the time.

16:29:36 20 Mr Witness, it's now the usual time for us to adjourn for
21 the day. We will be resuming court tomorrow at 9.30 and again I
22 remind you that until all your evidence is finished you should
23 not discuss your evidence with anyone else. You understand?

24 THE WITNESS: Okay, sir.

16:29:53 25 PRESIDING JUDGE: Please adjourn court until tomorrow at
26 9.30.

27 [Whereupon the hearing adjourned at 4.30 p.m.
28 to be reconvened on Wednesday, 14 May 2008 at
29 9.30 a.m.]

I N D E X

WITNESSES FOR THE PROSECUTION:

KARMOH KANNEH 9619

CROSS-EXAMINATION BY MR MUNYARD 9619