



Case No. SCSL-2003-01-T

THE PROSECUTOR OF
THE SPECIAL COURT
V.
CHARLES GHANKAY TAYLOR

MONDAY, 1 NOVEMBER 2010
9.00 A.M.
TRIAL

TRIAL CHAMBER II

Before the Judges:

Justice Julia Sebutinde, Presiding
Justice Teresa Doherty
Justice El Hadji Malick Sow, Alternate

For Chambers:

Ms Doreen Kiggundu
Mr Artur Appazov

For the Registry:

Ms Rachel Irura
Mr Alhassan Fornah

For the Prosecution:

Mr Nicholas Koumjian
Ms Kathryn Howarth
Ms Maja Dimitrova

**For the accused Charles Ghankay
Taylor:**

Mr Terry Munyard
Mr Silas Chekera
Ms Logan Hambriick
Ms Kimberley Punt

1 Monday, 1 November 2010

2 [Open session]

3 [The accused present]

4 [Upon commencing at 9.05 a.m.]

09:05:55 5 PRESIDING JUDGE: Good morning. We'll take appearances
6 first, please.

7 MR KOUMJIAN: Good morning, Madam President. Good morning,
8 your Honours and counsel for the Defence. For the Prosecution
9 this morning, Kathryn Howarth, Maja Dimitrova and myself,
09:06:14 10 Nicholas Koumjian.

11 MR MUNYARD: Good morning, Madam President, your Honours,
12 counsel opposite. For the Defence this morning, myself, Terry
13 Munyard, Silas Chekera, Logan Hambrick, and we are joined today
14 by Kimberley Punt our legal assistant, and two new interns,
09:06:34 15 Elizabeth Ashamu and Christabel Katembwe, both of whose names
16 I've provided the spellings of already to the shorthand writer,
17 so I don't need to spell them out at this stage.

18 PRESIDING JUDGE: Thank you, Mr Munyard, and the new
19 Defence team is welcome to the Court. Mr Munyard, this morning
09:06:55 20 we're prepared for the testimony of witness DCT-102. Please
21 introduce the witness in terms of language, religion and
22 protective measures, if any.

23 MR MUNYARD: Madam President, I'm happy to do that. I
24 wonder if you want to say something first of all about the
09:07:13 25 absence of Justice Lussick.

26 PRESIDING JUDGE: I actually wasn't going to say anything
27 because there's a formal order that was published on Friday that
28 the Court would proceed today pursuant to Rule 16 in the absence
29 of Justice Lussick.

1 MR MUNYARD: Very well. It hadn't reached me, that's why I
2 was taken a little by surprise.

3 I will certainly introduce the next witness. His number is
4 DCT-102. He, like all Defence witnesses, has the benefit of
09:07:48 5 certain protective measures in relation to his identity stemming
6 from your order of May of 2009. However, I'm going to invite the
7 Court to lift those protective measures in relation to this
8 witness as he is content to give evidence openly, to disclose his
9 information and give evidence without any kind of protective
09:08:10 10 measures.

11 The language he speaks is English and we have arranged for
12 a Liberian English interpreter to be available should the need
13 arise. I have personally been able to understand this witness.
14 Unlike many witnesses who speak Liberian English, to me at any
09:08:32 15 rate his English is clear enough and I hope that we will be able
16 to manage with English. It will certainly move things along more
17 quickly if we don't have to use an interpreter. But if anybody
18 has difficulty, then that facility is available. And he will
19 swear an oath on the Bible.

09:08:52 20 PRESIDING JUDGE: Thank you, Mr Munyard. In view of your
21 submissions, the protective measures formerly associated with
22 this witness are lifted, I think except the protective measures
23 that pertain after the proceedings.

24 MR MUNYARD: Yes.

09:09:07 25 PRESIDING JUDGE: So these are the only residual protective
26 measures that will remain.

27 MR MUNYARD: Thank you.

28 PRESIDING JUDGE: Please bring the witness in.

29 WITNESS: DCT-102 [Sworn]

1 EXAMINATION-IN-CHIEF BY MR MUNYARD:

2 Q. Mr Koll eh, I'm going to ask you to tell the Court some of
3 your personal details, please. Starting with your full name.

4 What is your full name?

09:11:25 5 A. My full name is Sam F Koll eh.

6 Q. And do we spell Koll eh, K-O-L-L-E-H?

7 A. Yes.

8 Q. And what does the F stand for?

9 A. Flomo.

09:11:42 10 Q. Is that F-L-O-M-O?

11 A. Yes.

12 Q. Thank you. When were you born?

13 A. I was born 9 September 1972.

14 Q. Thank you. And in what country were you born?

09:12:00 15 A. I was born in Liberia.

16 Q. Did you go to school in Liberia?

17 A. Yes.

18 Q. And for how long did you go to school in Liberia, up to
19 what age?

09:12:15 20 A. From the beginning of my school up to the end of high
21 school at the age of 18.

22 Q. All right. Did you go on to any further education after
23 leaving high school?

24 A. Yes.

09:12:32 25 Q. Where did you go?

26 A. The University of Liberia.

27 Q. And in what place in Liberia is that?

28 A. Monrovia.

29 Q. What year did you study at the university?

1 A. 1989.

2 Q. And did you complete that course of study or not?

3 A. No.

4 Q. What happened to stop you completing your studies there?

09:12:59 5 A. The war.

6 Q. So what happened to you when the war started in Liberia?

7 A. I went behind rebel line in search of food.

8 Q. And where was that, what part of the country?

9 A. It was around Gbarnga.

09:13:24 10 Q. And what happened to you then?

11 A. At one point I was going to look for food, I was
12 intercepted by some fighters.

13 Q. And they were fighters from which particular group?

14 A. From the National Patriotic Front.

09:13:49 15 Q. And what happened to you when they intercepted you?

16 A. I was captured by an individual called Arthur.

17 Q. Right. Are you able to help --

18 PRESIDING JUDGE: Sorry, you were about to ask for a
19 spelling I presume.

09:14:09 20 MR MUNYARD: In fact I can give the spelling of Arthur,

21 A-R-T-H-U-R.

22 MR KOUMJIAN: Excuse me. I would request that if the
23 witness can give us spellings that he gives us the spellings,
24 because I didn't hear Arthur in that answer.

09:14:27 25 MR MUNYARD: Well, in that case I'll ask the witness. But

26 I heard it perfectly clearly. It may be because it's my middle
27 name and I'm familiar with it, but there we are.

28 PRESIDING JUDGE: He didn't pronounce it the regular way or
29 the English way, so we'll have the witness spell the name, if

1 possi ble.

2 MR MUNYARD: Certain ly.

3 Q. Would you mind spelling the name please, Mr Kolleh.

4 A. Arthur is A-R-T-H-U-R.

09:14:52 5 Q. Thank you very much. And can you help us with when this
6 was? Can you give us a time frame?

7 A. It was 1990, late.

8 Q. Right. So what happened to you when this person, Arthur,
9 captured you?

09:15:15 10 A. I was with him for some time.

11 Q. Yes. How long, roughly?

12 A. I think about one or two months.

13 Q. Where were you with him?

14 A. From between Gbarnga and Palala, later taken to Naama.

09:15:41 15 Q. Where were you taken to at Naama?

16 A. I was taken to Naama in the barrack.

17 Q. And were you taken to any particular part of the barracks
18 at Naama?

19 A. Yes, I was with him and he told me I have to be trained.

09:16:07 20 That's why he sent me to go and train, so that I can be with him.

21 Q. All right.

22 A. In the area called Crab Hole.

23 PRESIDING JUDGE: "Him" presumably is Arthur? Mr Witness,
24 by "him" do you mean Arthur?

09:16:31 25 THE WITNESS: Yes.

26 PRESIDING JUDGE: And is Palala, P-A-L-A-L-A?

27 THE WITNESS: Yes.

28 MR MUNYARD:

29 Q. And how long did you spend at Naama?

1 A. I spent five to six months.

2 Q. And what were you doing during that time?

3 A. I was on the base.

4 Q. Yes. What were you doing on the base?

09:17:06 5 A. Training.

6 Q. Thank you. And what were you training for?

7 A. To go and fight.

8 Q. Where?

9 A. I was training to be a fighter, that's what I'm trying to
09:17:26 10 say.

11 Q. Yes, but where were you going to be fighting once you were
12 trained?

13 A. When I was training I didn't know, but after some time I
14 knew that I was going to fight into Sierra Leone.

09:17:50 15 Q. Did you feel that you had any choice about being trained as
16 a fighter at Camp Naama?

17 A. No.

18 Q. What did you think would happen to you if you said you
19 didn't want to be trained as a fighter there?

09:18:05 20 A. You had to be killed.

21 Q. And so what happened when you left Camp Naama, where did
22 you then go?

23 A. I went to Sierra Leone, Pujehun District.

24 Q. And tell us very briefly how did that happen?

09:18:28 25 A. Well, it was one evening they brought two trucks and I - I
26 was on board on the second truck. The second truck went straight
27 to Bomi Hill and then to Bo Waterside. On the 3rd of April 1991
28 we entered into Sierra Leone.

29 Q. And where did you go to when you entered Sierra Leone?

1 A. Bo Waterside, Bo Gendema.

2 Q. Right. And did you stay there or did you move on to
3 somewhere else?

4 A. I moved ahead.

09:19:31 5 Q. Where were you taken to or where did you go to?

6 A. I went to Fairo.

7 Q. And how do we spell that?

8 A. F-A-I-R-O.

9 Q. Thank you. And where is that, what district is that in?

09:19:50 10 A. It's in the Pujehun District.

11 Q. Thank you. What happened when you got to Fairo?

12 A. We were fighting the enemy, the government forces.

13 Q. And how long were you fighting the enemy for there?

14 A. We did not actually stay long there, we again moved to
09:20:28 15 Gofor and then to Zimmi, but it was Gofor I was assigned as a
16 military police.

17 Q. Right. Can you spell the name of that place, please,
18 Gofor?

19 A. Gofor is G-O-F-O-R.

09:20:45 20 Q. Thank you. And have you any idea when it was that you got
21 to Gofor?

22 A. 1991, June, early June.

23 PRESIDING JUDGE: Sorry, the witness said he was assigned
24 as a what?

09:21:05 25 MR MUNYARD: I was coming on to that, Madam President.

26 Q. You mentioned that you were then given a particular
27 assignment. Now, I thought I heard it, but if others didn't I
28 want you to repeat it, please. What was your assignment?

29 A. Military police.

1 Q. Thank you. And what did that assignment involve, if you
2 tell us very briefly.

3 A. That assignment involves somebody to guide the civilian
4 and - action between civilian and the fighters must be handled by
09:21:50 5 the MP not directly with fighters. And if a fighter causes
6 problem, the military police have you arrested or have to
7 investigate that fighter, as well as if a civilian has a problem
8 with the fighter, the military police intervene.

9 Q. Now, had you had any training when you were at Naama in
09:22:24 10 that kind of role, the role that you were assigned to as a
11 military police officer?

12 A. No.

13 Q. Just before we move on with the account of where you went
14 and when, I want to ask you a couple of questions about the time
09:22:51 15 just before you went into Sierra Leone and when you went into
16 Sierra Leone.

17 When you were at Camp Naama, did you have any dealings with
18 any other Liberians, were there any other Liberians at that camp
19 either being trained or doing the training?

09:23:17 20 A. Yes.

21 Q. Were they being trained or were they doing the training or
22 were they both?

23 A. We were all training.

24 Q. Did you have any Liberian trainers?

09:23:41 25 A. Yes, there was a volunteer Liberian trainer, I remember.

26 Q. And who was that?

27 A. He was Gonkanu.

28 Q. Now, can you spell his name for us, please.

29 A. I don't actually know how to spell the name but I think it

1 goes like this, G-O-N-K-A-N-U or U-E. Gonkanu.

2 Q. Gonkanu, thank you.

3 PRESIDING JUDGE: What does the witness mean by a volunteer
4 trainer?

09:24:29 5 MR MUNYARD:

6 Q. Now, you heard Madam President, what did you mean by using
7 that phrase?

8 A. Well, it's for - he came around at one point we were on the
9 base, he came around and started to run us around and then every
10 morning he would come to carry on such assistance. So that was
11 in a process that he always used to come but I did not know him
12 to be somebody brought by any command or authority to train us,
13 we knew him from around the same Naama, and that's what I mean by
14 volunteering, that I saw him.

09:25:11 15 Q. Well, in that case, were there any other trainers who you
16 understood to have been sent by some other authority to train
17 you?

18 A. No, sir.

19 Q. So -

09:25:25 20 PRESIDING JUDGE: You are saying, Mr Witness, that this
21 person was not a commander?

22 THE WITNESS: No, no, no, no, no, no. He was one of the
23 trainer. He was not a commander.

24 MR MUNYARD:

09:25:39 25 Q. Who was the commander or who were the commanders of the
26 training base that you were in at Crab Hole in Naama?

27 A. Rashid Mansaray, Mohamed Tarawalli, Mike Lamin.

28 Q. And what were the areas that you were trained in?

29 A. The areas of discipline, you mean?

1 Q. Yes.

2 A. Well, for Mohamed Tarawalli, he was training us on physical
3 exercise; for Mike Lamin was training us on ideology; Rashid
4 Mansaray was sometime assisting Mike Lamin for a lecture class.

09:26:37 5 Q. Right. And were those three - what nationalities were
6 they?

7 A. They were all Sierra Leoneans.

8 Q. You've mentioned this person, Gonkanu, who was what you
9 called a volunteer trainer. What nationality was he?

09:26:56 10 A. Liberian.

11 Q. Now, those three trainers and the volunteer trainer, were
12 they members of any particular organisation?

13 A. No, I did not know them to be any member of any
14 organisation, rather, the RUF.

09:27:21 15 PRESIDING JUDGE: Sorry, what do you mean you did not know
16 them to be members of any organisation rather the RUF. What
17 exactly are you saying about the RUF?

18 THE WITNESS: They did not come like how Gonkanu came -
19 know him to be coming to assist to go back, later he came
09:27:46 20 finally. I mean, we all were based at Crab Hole where training
21 went on.

22 MR MUNYARD: Madam President, can I approach it in a
23 slightly different way and hopefully get an answer to your
24 question.

09:28:01 25 Q. Who are the RUF?

26 A. Specifically the RUF are people trained directly by Foday
27 Sankoh.

28 Q. The people that were training you at Camp Naama, were they
29 RUF?

1 A. They were Sierra Leonean.

2 Q. Were they members of the RUF?

3 A. Yes.

4 Q. Right.

09:28:37 5 PRESIDING JUDGE: So does that mean the witness himself was
6 by virtue of the training, a member of the RUF, Mr Witness?

7 THE WITNESS: Yes.

8 MR MUNYARD:

9 Q. You mentioned that you had trained in ideology. What was,
09:29:02 10 in a phrase, what was the ideology of the RUF?

11 A. My talk about the ideology of the RUF, I mean you have to
12 go to class or classes wherein you will be given full knowledge
13 on what to be done when you are at the front line. The ideology
14 involved the condition of fighting the war like whenever
09:29:41 15 civilians are captured you don't have to maltreat them, that was
16 one of the point of the ideology. Know how to treat the
17 captives, don't maltreat captives. Not all enemy you kill. All
18 enemy cannot be your enemy, some are fighting by order, so not
19 all of them can be captured and must be killed.

09:30:05 20 Q. Mr Kollah, why were the RUF fighting in the first place,
21 what was the reason for the fighting?

22 A. The reason of the fighting was to change the one-party
23 system from Sierra Leone to multi-party system and then to bring
24 down corruption or to minimise.

09:30:33 25 Q. To minimise what?

26 A. Corruption.

27 Q. Right. Did the ideology of the RUF involve terrorising the
28 civilian population?

29 A. No.

1 Q. And moving on then to when you left Camp Naama for
2 Sierra Leone. What was it that - what was the event that
3 immediately prompted your move into Sierra Leone from Camp Naama?

4 A. Coming again, please.

09:31:20 5 Q. All right. You said that there came a time when you left
6 Camp Naama in two trucks and you went to Sierra Leone. What was
7 the reason for going into Sierra Leone at that particular moment?

8 A. Well, while we were on the base at one time one Anthony,
9 one Special Forces Anthony Mekunagbe, arrested Foday Sankoh.

09:31:54 10 Q. All right. Pause there one moment. What do you mean by
11 "one Special Forces"?

12 A. One of the Special Forces - one of the general for Liberia
13 Anthony Mekunagbe.

14 Q. When you say one of the generals for Liberia, the generals
09:32:13 15 of what?

16 A. The NPFL.

17 Q. Right?

18 A. Arrested Foday Sankoh that they heard that he's training
19 people to go to Sierra Leone or to go somewhere and Sankoh tried
09:32:29 20 to deny, he was put under house arrest for nearly three to four,
21 five hours and I don't know, we all were asked to fall out, to
22 leave the area. What talk they had, what arrangement they had,
23 no one knew.

24 Q. All right.

09:32:52 25 A. After that we were hurriedly ordered to leave by Sankoh.

26 Q. Right. How did you know that Sankoh had been put under
27 house arrest by this Anthony Mekunagbe?

28 A. We were under formation on that morning hour around some
29 minutes to nine and then we saw this man with some bodyguards

1 directly confronting Sankoh and then Sankoh told him to walk with
2 him to where he stays and they walked there and they asked us to
3 leave.

4 Q. Right. So you saw that?

09:33:37 5 A. Yes.

6 Q. And when you left to go to Sierra Leone, did Sankoh leave
7 with you?

8 A. Yes, we all travelled together.

9 Q. Right.

09:33:48 10 A. That was the day he stood before us and called his actual
11 name. "Today my name is Foday Saybana Sankoh". And a lot of us
12 were astonished and right there we were on-boarded and we left.

13 Q. What had you known him as, if anything, before that date?

14 A. Before that we knew or I knew him by Morlai name, to be his
09:34:18 15 name.

16 Q. Right?

17 A. We didn't ever know Foday Sankoh until that hour.

18 Q. Very well. So let us move forward then to the point where
19 you're in Sierra Leone, you've been appointed to be a member of
09:34:31 20 the military police. How long do you continue as a military
21 police officer?

22 A. I was the military police officer there until retreat.

23 Q. Right. Tell us how long that was in terms of days, weeks
24 or months?

09:34:52 25 A. That existed up to - up to the day of retreat in August
26 - August / September.

27 Q. Of which year?

28 A. 1991.

29 Q. Now, during that initial invasion and the time up to the

1 retreat in August or September 1991, were you - how many of you
2 were there in your group who had invaded that part of
3 Sierra Leone?

4 A. Please repeat.

09:35:31 5 Q. How many of you were there, in your group, who invaded the
6 part of Sierra Leone you went to where you eventually become a
7 military police officer? What are your numbers?

8 A. We were 183, I think. 183, I think.

9 Q. Right. And were those people - well, what nationalities
09:36:05 10 were those 183?

11 A. Please repeat.

12 Q. What was the nationality of your group, nationality or
13 nationalities?

14 A. Sierra Leonean and some Liberian.

09:36:26 15 Q. And what was the proportion or percentage of
16 Sierra Leoneans and Liberians?

17 A. More. Sierra Leoneans were more.

18 Q. What happened to cause you to retreat in August or
19 September?

09:36:49 20 A. The enemy forces, the government troop and the ULIMO -
21 previously they were Liberian United Defence Force and later
22 ULIMO. We were forced by them to the borderline while making
23 their way to Liberia.

24 Q. You were forced to the borderline?

09:37:23 25 A. By --

26 Q. Where was that?

27 A. Fairo, Dia, and Malema. Closer to the Mano River which is
28 the boundary between Liberia and Sierra Leone.

29 Q. And we've had a spelling for Fairo. How do you spell Dia?

1 A. D-I-A. Other people spell another way, D-E-A.

2 Q. Right. And Malewa [phon] you mentioned I think?

3 A. Come again.

4 Q. What was the next place that you mentioned?

09:37:56 5 A. Malema, M-A-L-E-M-A. Malema.

6 Q. Thank you. So did you - were you forced over the border or
7 did you stay in the area of the border or what happened?

8 A. We created jungles, meaning we took the bush. We created
9 camps and begin to do hit and run. In the process up to 1993, up
09:38:31 10 to the 1994, where I made my way through the jungle towards
11 Kailahun.

12 Q. Well, we're still in August/September 1991 at the moment.
13 You've got - you've been pushed to the border area and you say
14 you went into the jungle.

09:38:54 15 A. Yes.

16 Q. How long did you stay in the jungle and did you stay in one
17 particular area or did you move to other areas?

18 A. We were not stable at one particular area. Once we never
19 had means to fight, we changed location daily and we have to move
09:39:17 20 as enemies advancing on us, we have to go in the bush and take
21 their rear or their back. This is why we did or this is what we
22 did to survive on the enemy from 1991, 1992, 1993, '94 early -
23 sorry --

24 Q. I'm going to stop you there because I just want you to give
09:39:43 25 us a little more detail about the end of '91 and what you did in
26 '92.

27 PRESIDING JUDGE: Mr Munyard, if you could also clarify.
28 You asked the witness whether they were pushed across the border
29 and his answer was "we created jungles".

1 MR MUNYARD: Yes.

2 PRESIDING JUDGE: Were these jungles in Liberia or
3 Sierra Leone or both?

4 MR MUNYARD: Certainly.

09:40:03 5 Q. You heard Madam President's question, Mr Kollah.

6 A. Yes, I got the question clear. Previously I said no, we
7 were not pushed across the border. We were scattered in the
8 bushes and there where we made jungles.

9 Q. In which country?

09:40:21 10 A. In Sierra Leone.

11 Q. Thank you?

12 A. In Soro Gbema Chiefdom, Fairo, Pujehun District.

13 Q. Right. So did you move from that district at any time, you
14 yourself?

09:40:33 15 A. Yes, it was at one point I have to travel with one or two
16 person to trace Kailahun District. And again we did not just
17 stay in the jungle there, we were changing location. We even
18 move as far as Potoru, Bai Chiefdom, closer to the Moa River. We
19 had bases all in the bushes. Today we are here, tomorrow we are
09:41:09 20 there. That was the only way we could sustain ourselves.

21 Q. What was the name of the place that you gave in a chiefdom
22 closer to the Moa River?

23 A. Bai Potoru.

24 Q. Are you able to help us with a spelling?

09:41:26 25 A. B-A-I P-O-T-O-R-U.

26 PRESIDING JUDGE: There was an earlier - was it Segbwema in
27 Pujehun? What was the place? Some place in a chiefdom in
28 Segbwema.

29 MR MUNYARD: I'm trying - we've all got different fonts

1 here.

2 PRESIDING JUDGE: Page 21, line 9, in my font.

3 MR MUNYARD: I'm afraid mine says in Sierra Leone. Oh, I
4 can see it's line 11 on mine. I think - well, let's ask the
09:42:07 5 witness.

6 Q. You mentioned a place just before you said Fairo, Pujehun
7 District. A place beginning with S. What was that place?

8 A. I said the war advanced as far as Segbwema.

9 Q. Right. How do we spell Segbwema?

09:42:32 10 A. S-E-G-W-E-M-A.

11 Q. Thank you. Now, you told us a little while ago that you
12 went into Kailahun District while you were in the jungle. Do you
13 recall saying that?

14 A. Yes.

09:42:54 15 Q. What year is this?

16 A. This was early 1994.

17 Q. Right. I'm trying to deal with the end of '91 and '92 at
18 the moment. Where were you at the end of 1991?

19 A. We were still in the bushes.

09:43:16 20 Q. In which place, or which district?

21 A. Sierra Leone, Pujehun District, specifically Fairo.

22 Q. Thank you. Where does 1992 find you?

23 A. In the same place.

24 Q. Were you still a mixed group in 1992 of Sierra Leoneans and
09:43:35 25 Liberians?

26 A. Yes. Early 1992 we had problem with few Liberians that
27 were there and we forcibly forced them to leave by attacking them
28 and they left by way of feet into the bush and they went on their
29 own. Then we remained and during that time we were all the RUF,

1 especially people who we knew that we were all of us, not mixed
2 no longer.

3 Q. When you say "we were not mixed no longer", what do you
4 mean?

09:44:25 5 A. Like the few Liberians that were among us, we drove them.

6 Q. You drove them where?

7 A. We attacked them and they find their ways out.

8 Q. And what was the reason for attacking and driving out the
9 Liberians amongst you?

09:44:45 10 A. At one point one of the commander, Dixon Wolo, who was also
11 with us there, when we were attacked by enemy forces from Potoru,
12 when Mosquito launch one enemy with one rocket Dixon Wolo lay
13 Mosquito down and gave him 250 lashes.

14 Q. Right. Pause there.

09:45:11 15 A. That --

16 Q. Pause there for a moment. What nationality was Dixon Wolo?

17 A. He was a Liberian.

18 Q. What group was he fighting with?

19 A. He was with us in the RUF in Sierra Leone.

09:45:32 20 Q. Was he one of the ones who was driven out?

21 A. Yes.

22 PRESIDING JUDGE: Mr Munyard, I don't quite understand. Is
23 the witness himself Liberian?

24 MR MUNYARD: Yes. I'm coming on to it, Madam President.

09:45:56 25 I'm anticipating. I'm just about to deal with the remaining
26 people. I think I'll - you'll intervene again I'm sure if I
27 don't cover the point, but can I go on to that. I'm just --

28 PRESIDING JUDGE: Very well.

29 MR MUNYARD:

1 Q. Were there any Liberians who remained in the RUF after you
2 drove out these others who you fought and drove out on foot?

3 A. No. In Pujehun District, no.

4 Q. What about you, yourself?

09:46:28 5 A. I'm a Liberian, but I was trained directly by Foday Sankoh.
6 I told you onset that.

7 Q. Right. Were any other Liberians who were trained at Camp
8 Naama still in your group in addition to you after these
9 Liberians you've told us about were driven out by force?

09:46:54 10 A. Yes, Rocky CO. Actually this - the problem go like this:
11 These people were not trained by Sankoh and we did not allow them
12 to stay in our midst.

13 Q. Which people were not trained by Sankoh who you didn't
14 allow to stay in your midst?

09:47:18 15 A. Dixon Wolo, Butterfly, Pele Boy.

16 Q. Dixon Wolo, Butterfly and who?

17 A. Pele Boy

18 Q. How do we spell that?

19 A. Which one?

09:47:34 20 Q. The last one?

21 A. P-E-L-E B-O-Y.

22 Q. Thank you. All right. What about the ones who were
23 trained by Sankoh who were Liberian, like yourself? Did a
24 number of Liberians trained by Sankoh stay in the RUF after all
09:47:59 25 these others were driven out?

26 A. Yes, people who were directly trained by Sankoh, some were
27 Liberian, yes, they stayed within the RUF because he directly
28 trained them and if he had no problem with them.

29 Q. Right. You've mentioned one by name in addition to

1 yourself, somebody C0. Can you just tell us his name and spell
2 it?

3 A. Come again.

4 Q. You mentioned - when I first asked you about other
09:48:28 5 Liberians apart from you who stayed in the RUF, you mentioned a
6 somebody C0?

7 A. Rocky.

8 Q. How do you spell his name?

9 A. R-O-C-K-Y, Rocky.

09:48:40 10 Q. Thank you. Any others that you can think of?

11 A. Fatu Gbemo.

12 Q. And how do we spell that name?

13 A. F-A-T-U G-B-E-M-O.

14 Q. And can you think of any others? Were there any other -
09:49:17 15 well, what sex was Fatu Gbemo?

16 A. Female.

17 Q. Right. Were there any other females who were Liberian in
18 origin?

19 A. Yes. Monica Pearson.

09:49:32 20 MR KOU MJIAN: Just I would think that the record it should
21 be noted that on my line 5, counsel asked, "And can you think of
22 any others", and there was a pause and the witness did not answer
23 the question. But rather than the record indicating, perhaps
24 we'll read it later and think that the counsel changed his
09:49:45 25 question. He asked the question; the witness gave no answer.

26 PRESIDING JUDGE: Mr Munyard, you intervened as the witness
27 was trying to think of others and then you moved on before the
28 witness answered your question. What are we to make of that?

29 MR MUNYARD: Well, now my microphone's on I can answer.

1 When I asked about any others I just - he had just given us the
2 name of someone who I was aware was a woman, and so I wanted to
3 try to deal with any women at that stage, which is why I then
4 went straight on to a more specific question. So I'm dealing
09:50:25 5 with any other women at this stage and I'm then going to deal
6 with the obvious next question.

7 MR KOUMJIAN: My point is that counsel didn't just switch
8 his question. There was a pause and the witness was unable to
9 answer and think of anyone else.

09:50:42 10 PRESIDING JUDGE: In any event, Mr Munyard is aware that
11 the witness did not answer that question. He has decided to move
12 on and that is the way it will be. Please continue, Mr Munyard.

13 MR MUNYARD:

14 Q. Can we deal, first of all, with women, Liberian women who
09:51:00 15 stayed in the RUF. Any others, apart from the two you've now
16 mentioned?

17 A. Yes. Napan Weawea.

18 Q. Right. How do you spell that name?

19 A. W-E-A-W-E-A.

09:51:27 20 Q. Right. That's the last name I think. What was the first
21 name and how do we spell that?

22 A. N-A-P-A-N, Napan.

23 Q. Thank you. Can you think of any other women Liberians who
24 stayed in the RUF?

09:51:43 25 A. Yes, but I'm forgetting about one or two persons.

26 Q. Right. Let us then go to men. You've mentioned one man,
27 can you think of any other Liberian men who stayed in the RUF?

28 A. Are you asking about Pujehun District first?

29 Q. I'm asking about any that you know of, whatever the

1 district.

2 A. Yes.

3 Q. Help us with their names.

4 A. Isaac Mongor.

09:52:36 5 Q. Right. Anybody else?

6 A. Isaac Mongor, Base Marine.

7 Q. Base Marine?

8 A. Yeah. Martin George.

9 Q. Any others you can now remember?

09:52:56 10 A. One Jungle.

11 Q. Right. Any others?

12 A. Pa - Pa Mori ba.

13 Q. Pa Mori ba?

14 A. Pa Jungle.

09:53:18 15 Q. How do we spell Mori ba?

16 A. It's P-A - M-O-R-I -B-A. Or B-A-H.

17 Q. Thank you. Any others you can now remember?

18 PRESIDING JUDGE: Is this Pa Jungle different from Jungle?

19 THE WITNESS: Jango. Jungle is different from Jango,

09:53:45 20 J-A-N-G-O. Jango.

21 MR MUNYARD:

22 Q. So that's Pa Jango, you said.

23 A. J-U-N-G-L-E is Jungle.

24 Q. Thank you. Any others you can now remember?

09:53:59 25 A. Yes, Alfred Brown but dead. Lion, also dead.

26 Q. Was that Line or Lion?

27 A. L-I-O-N.

28 Q. Thank you. All right.

29 A. And Alfred Brown.

1 Q. Right. So a number of Liberians are driven out, a
2 number of Liberians, including yourself, stay in the RUF?

3 A. Yes.

4 Q. Where did you go in the course of 1992?

09:54:58 5 A. Which area?

6 Q. Yes, you tell us which areas you went to.

7 A. No, no, I mean, we had Pujehun District and Kailahun
8 District, we had two front lines. So I was in Pujehun District.
9 I'm asking which area are you asking.

09:55:18 10 Q. I'm asking where you, yourself, went?

11 A. I was in Pujehun District, we were in the jungle.

12 Q. Were you in Pujehun District for the whole of 1992 or did
13 you go anywhere else?

09:55:37 14 A. I was in Pujehun District, we move within the midst of the
15 enemies, while doing hit and run.

16 Q. Right. And so that deals with - does that deal with 1992,
17 Pujehun District, the whole of 1992, in your case?

18 A. Yes.

19 Q. Where do you go in 1993?

09:56:01 20 A. Same, we were in the same jungle in Sierra Leone.

21 Q. Right. And what were you, yourself, doing? Did you have a
22 particular role in 1992, 1993?

23 A. No, there was no particular role now at that stage.

09:56:28 24 Q. You told us earlier that you'd been made a military
25 policeman. Did you continue in that task or were you no longer a
26 military policeman?

27 A. No, no longer.

28 Q. Right. So 1992, 1993, Pujehun, is that correct?

29 A. Yes, '93 and ending of '93, I took the jungle to Kailahun

1 on my way and I approached into 1994, early 1994 about two to
2 three months in the bush from Pujehun to Kailahun District.

3 Q. Right. And where did you go in Kailahun District?

4 A. I went from an area called Mobai to Pendembu to Kailahun.

09:57:29 5 Q. How do we spell the first of those places?

6 A. M-O-B-A-I, Mobai.

7 Q. Thank you. And what happened when you got to Kailahun?

8 A. I was received by - in Pendembu, sorry, I was received by
9 Sankoh especially when I first approached I was received by

09:58:05 10 Jonathan Kposowa, general adjutant of the RUF and where I saw
11 Mosquito, Issa Sesay, Morris Kallon and Mohamed Tarawali.

12 Q. Right?

13 A. Later I was taken to Kailahun.

14 Q. And what happened when you were taken to Kailahun?

09:58:27 15 A. I was taken directly to Foday Sankoh.

16 Q. Were you given any particular task then?

17 A. Yes, he spoke to me, he asked me after that I was sent back
18 to the front line to be MP operation.

19 Q. And do you - are you able to tell us when in 1994 that was?

09:58:53 20 A. That was -- there's a village on the river bank just about
21 two-three miles from Pendembu where he first sent me. I'm just
22 forgetting the village name. When you cross there you get closer
23 to Daru, Daru Barrack.

24 Q. Right. And your role you said was in the military police?

09:59:24 25 A. Yes.

26 Q. In what capacity were you serving in the military police
27 then?

28 A. I was serving as MP operation at the front line.

29 Q. What did your work involve?

1 A. My work involved if a soldier misbehave, that soldier must
2 be arrested and then I should take that person to the MP
3 commander in Pendembu. And if there's any message for a
4 commander I must be called to Pendembu by the MP commander with
10:00:04 5 such message and be taken back to the commander of the front
6 line. That is the job of the military police operation.

7 Q. Right.

8 A. And then later after two-three months, I was again called
9 to be the investigator.

10:00:28 10 Q. And how long did you stay as an investigator in the
11 military police?

12 A. I spent nearly a year from the beginning of '94. And then
13 we were on the run, early 1994 we were on the run until we were
14 pushed to the borderline. I was no longer investigator, wherein
10:00:51 15 we were scattered in the bushes.

16 Q. Right. I'm just going to pause you there for the moment so
17 that I can understand. You said that in early '94, you get
18 appointed to the military police operations.

19 A. Yes.

10:01:10 20 Q. Then you said after two or three months I think it was, you
21 are then made an investigator in the military police and you
22 remain an investigator for nearly a year?

23 A. Excuse me, please. After three weeks, sorry, I was called
24 back to Pendembu by Foday Sankoh to be the investigator.

10:01:34 25 Q. Three weeks after what?

26 A. After the assignment of military police.

27 Q. Military police what, operations or investigator?

28 A. Yes, operation and later investigator.

29 Q. All right. And you told us you stayed in that role for

1 about a year.

2 A. Yes.

3 Q. And where were you during that year as an investigator in
4 the military police?

10:02:03 5 A. From Pendembu to Kailahun to Gbalahun.

6 Q. And how do you spell Gbalahun?

7 A. G-B-A-L-A-H-U-N.

8 Q. And where were you actually based during that year? Was
9 there one particular location or did you move from base to base

10:02:35 10 or did you have one fixed base from which you moved to other
11 places?

12 A. I moved to Kailahun.

13 Q. Yes. Where was your base?

14 A. The now-called police barrack in Kailahun was my base.

10:02:52 15 Q. And you mentioned other places?

16 A. I said Gbalahun.

17 Q. Yes?

18 A. Gbalahun, I was not actually based, we were just there for
19 a temporal time and again pushed.

10:03:14 20 Q. You were just there for a temporary time and then what did
21 you say?

22 A. We again move.

23 Q. And why did you move?

24 A. Enemy pressure, we were under attack.

10:03:23 25 Q. Where did you move to?

26 A. We moved closer to the border line between Koindu and
27 Sierra Leone, between Liberia and Sierra Leone.

28 Q. Right. Now, during all of that time, were you ever a
29 fighter as such?

1 A. No.

2 Q. What happened after your year, almost a year, as a military
3 police investigator?

4 A. By - my assignment was later changed to a transporter.

10:04:04 5 Q. And what does a transporter mean?

6 A. Any message from Issa Sesay to Zogoda I must go with a
7 letter and bring back a letter or the response. I was called to
8 Foday Sankoh's location at the Zogoda and a letter or message
9 will be given to me to deliver or carry to Pujehun District or a
10 letter must be given to me to carry to Tongo area in the other
11 jungle. Sometime from there to the Kangari hill in the northern
12 province and back to the Zogoda and back to Kailahun District
13 where I was based.

14 Q. Right. Did that mean that you were no longer in the
10:05:00 15 military police?

16 A. No.

17 Q. Let me clarify.

18 A. No.

19 Q. By "no", what do you mean?

10:05:12 20 A. Assignment has changed.

21 Q. So was being a messenger part of your military police
22 duties or was it a completely separate assignment?

23 A. Well, I was not called to say, "Assignment is now changed".
24 I was only called to say, "Today you have to be doing this", so
10:05:32 25 assignment was obviously changed.

26 PRESIDING JUDGE: I think the witness said I'm at page 34,
27 line 15 where the words "had a change" are written, the witness
28 said "assignment had changed".

29 MR MUNYARD: Yes. Well, I hope that's clear to everybody.

- 1 Q. Now, you've told us that you were taking these messages
2 backwards and forwards between people. Why was it necessary to
3 use someone, a person travelling backwards and forwards with
4 these messages? Were the RUF not able to communicate in some
10:06:21 5 other way?
- 6 A. Not all information could be communicated on the air.
- 7 Q. Right.
- 8 A. Because Foday Sankoh was an expert on the radio, so equally
9 so the enemy forces.
- 10:06:53 10 Q. Do you know what was in the messages that you transported
11 backwards and forwards?
- 12 A. Well, it was letter. Sometimes if we captured money from
13 ambushes, this money reported to Foday Sankoh would be - I would
14 pay call to Zogoda and the money would be given to me with letter
10:07:19 15 and then to Issa Sesay in Kailahun District.
- 16 Q. Right. Did you ever see what was in the letters?
- 17 A. No.
- 18 Q. What was Issa Sesay's role at that stage?
- 19 A. He was the commander in Kailahun District. We call it rear
10:07:47 20 commander, R-E-A-R. Rear commander.
- 21 Q. Now, you've mentioned radio communications. Did you,
22 yourself, ever hear any radio communications? Were you able to
23 listen to them?
- 24 A. Between who and who?
- 10:08:16 25 Q. Anybody. In the RUF, were you, yourself, able to listen to
26 radio communications between any people?
- 27 A. Yes, I sometimes listen to radio when I was sent - if I'm
28 sent from Kailahun to Tongo Jungle I would be provided armed men
29 to escort me to the Zogoda. In the process I would be closer to

1 the commander sending messages about my departure, so I listened
2 to some communication.

3 Q. Right. And earlier you mentioned that Foday Sankoh was an
4 expert in radio communications. Do you remember telling us that?

10:09:02 5 A. Yes.

6 Q. So do you know why Foday Sankoh, an expert in radio
7 communications, was still relying on you to take certain messages
8 yourself?

9 A. Yes, I knew, but he also knew the reason why he could send
10 somebody rather than send a message on the air.

11 Q. Do you know why he did that?

12 A. No.

13 Q. Did you ever hear Foday Sankoh on the radio, for example,
14 to Issa Sesay?

10:09:47 15 A. Yes. Yes.

16 Q. So sometimes he would communicate with him by radio but
17 other times it would be by message delivered by you?

18 A. Yes, sometimes if we have any salt, Maggi cubes and other
19 domestic items like food items from Guinea I would deliver it to
20 the Zogoda. And then sometimes if we have anything from Old Ma
21 Aiea from Guinea I will also deliver it to the Zogoda.

10:10:30 22 Q. Did you ever hear anybody --

23 PRESIDING JUDGE: Mr Munyard, what is it he said?

24 Sometimes if we have - did he say salt, Maggi and something else?

10:10:55 25 MR MUNYARD: Yes, I'm afraid at that point my LiveNote

26 disappeared and I've just had to put it back on again. Can your
27 Honour direct me to the line?

28 PRESIDING JUDGE: It's at the end of page 36. Mr Witness,
29 what did you say were the food items?

1 THE WITNESS: I said salt, Maggi cubes and some other
2 domestic items.

3 MR MUNYARD: Yes, other domestic items.

10:11:32

4 PRESIDING JUDGE: And he alluded to another individual,
5 somebody Old Ma Aiea. Did you say Old Ma Aiea or something?

6 THE WITNESS: Old Ma Aiea.

7 MR MUNYARD:

8 Q. Can you spell that name?

9 A. It's O-L-D dash - sorry, O-L-D M-A - A-I - A-I-E-A, Aiea.

10:12:08

10 Q. Old Ma Aiea, thank you. Now, you said, and it's page 35,
11 line 8, on some fonts, that not all information could be
12 communicated on air. What did you mean by that?

13 A. Well, for example, when Aiea is transacting into Guinea to
14 get some material for us, we don't - that message does not go on
15 the air from Issa.

10:12:46

16 Q. Why is that?

17 A. Aiea was transacting with Guinea. You could not get on the
18 radio to give that message, that instruction to Issa from Sankoh.

19 Q. But why couldn't you get on the radio with that message?

10:13:10

20 A. It was a sensitive message, that could not go on the air.

21 Q. Right. The messages that you delivered personally, what
22 kind of messages were they?

23 A. For example, if I receive a stranger and then while the
24 stranger is getting back to Kailahun, any item brought by me to
25 Issa along with that stranger, or any money captured from
26 ambushes or any other item that would be sent by me to Issa, that
27 does not go on the air.

10:13:42

28 Q. And, again, why doesn't that go on the air?

29 A. It involves sensitive issues.

1 Q. Thank you.

2 A. You don't get on the air.

3 Q. Right. Now, you mentioned hearing Foday Sankoh on the
4 radio sometimes to Issa Sesay, yes? Did you ever hear Foday

10:14:24 5 Sankoh on the radio to Charles Taylor?

6 A. No, sir.

7 Q. Right. I want to carry on then with the history of what
8 you were doing. How long were you a messenger?

9 A. '94, '95.

10:14:59 10 Q. Did you take anything other than messages or money in your
11 capacity as messenger?

12 A. Yes.

13 Q. What other things did you carry as a messenger?

14 A. I carried some pearl - some diamond, sorry.

10:15:27 15 Q. Beer, did you say?

16 A. P-E-A-R-L. I am saying diamond.

17 PRESIDING JUDGE: Why did you refer to diamonds as beer?

18 THE WITNESS: Same as diamond.

19 MR MUNYARD: Madam President, the spelling that he gave
10:15:47 20 didn't, as far as I could hear it, amount to beer.

21 THE WITNESS: I said P-E-A-R-L, pearl.

22 MR MUNYARD:

23 Q. Pearl?

24 A. Diamonds, I mean, sorry

10:16:05 25 Q. Let's just be clear about this. Did you ever deliver any
26 pearls to anyone?

27 A. Yes.

28 Q. Right. Who sent you with pearls?

29 A. It was Sankoh himself.

1 Q. And who were you sent to with the pearls?

2 A. I was sent to Issa Sesay.

3 Q. How often were you sent with pearls to Issa Sesay?

4 A. I was sent when I was - these diamonds I reported to Sankoh
10:16:45 5 and then he would instruct Issa Sesay to dispatch me and I would
6 go there.

7 Q. Mr Kolleh, I'm talking about pearls at the moment. What do
8 you mean by pearls?

9 A. Diamond.

10:16:58 10 Q. Oh, right. Where do you get the name "pearl" from for
11 diamonds?

12 A. I can remember in high school there's - I read a book, I
13 came across pearl.

14 Q. All right. So how often did you take diamonds, or pearls
10:17:30 15 as you call them?

16 A. I had three different times I carried diamonds to
17 Issa Sesay.

18 Q. And are you able to tell us when that was, can you now
19 remember?

10:17:50 20 A. '94, '95 I told you earlier.

21 Q. Right. And what would happen when you took these diamonds?
22 What did you do with them when you got there?

23 A. When these diamonds were taken to Kailahun to Issa Sesay,
24 we then move, he and myself, we then moved to the riverbank at
10:18:27 25 Nongowa crossing points where we received Fayia Musa, Deen-Jalloh
26 and the late Philip Palmer and these diamonds would be given to
27 Fayia Musa as spokesman of the RUF. And then --

28 Q. Right. Pause there for a moment. Sorry, I didn't mean to
29 cut you off. Just finish the sentence and then pause.

1 A. And then his two colleagues, Palmer and Deen-Jalloh.

2 Q. Right.

3 A. And special advice would be given to them by Issa. But
4 this time round I would be excused and then after which they
10:19:16 5 would write another letter that they received said items.

6 Q. Right. I'm going to ask you about that in more detail.
7 First of all you said that the diamonds were taken to Kailahun to
8 Issa Sesay and we would then move, he and myself, to the
9 riverbank. Which river are we talking about?

10:19:41 10 A. The Mankona River. Moa River is also called Mankona River.

11 Q. Right. And whereabouts on the river?

12 A. Nongowa crossing point, very close to Koindu.

13 Q. Right?

14 A. Between Koindu and Liberia border is Nongowa.

10:20:08 15 Q. And who were these three people that you mentioned, Fayia
16 Musa, Deen-Jalloh and the late Philip Palmer?

17 A. They were the delegates - they were responsible for the
18 outside delegate for external relation. That was their purpose,
19 to establish external relation in Ivory Coast for the RUF.

10:20:38 20 Q. So where were they based?

21 A. They were based in Abidjan.

22 Q. In Abidjan?

23 A. Yes.

24 Q. So would you meet them yourself with Issa Sesay or did you
10:20:55 25 go with him and he meet them by himself?

26 A. I meet them myself. After they have talked I have to meet
27 them and shake hands, we talk and then we leave each other.

28 Q. Right. And do you know why diamonds were being delivered
29 to them?

1 A. I told you earlier, purpose to establish external relation
2 outside the RUF.

3 Q. And how would they do that with diamonds?

10:21:32

4 A. I don't know if they get there, I don't know what they do
5 about it. But whenever they come they write a letter and explain
6 about salute report or explain about what they are doing there in
7 a letter and that letter would be sealed, given to me and carried
8 to Foday Sankoh.

9 Q. Right. And how often did you do that, can you remember?

10:21:58

10 A. I said three different times.

11 Q. Is that the same three times that you said you'd taken
12 diamonds to Issa Sesay?

13 A. Yes.

10:22:10

14 Q. So you'd take them to him and then the two of you would go
15 to meet these other members of the external delegation?

16 A. Yes.

17 Q. Right. And you would meet them at the crossing point near
18 to the border with which country?

19 A. In between Liberia and Sierra Leone, Guinea border.

10:22:36

20 Liberia is very close to Koindu. And then the Koindu crossing
21 point to Nongowa is in Guinea. They come through the ferry
22 crossing point.

23 Q. Right. Would they come into Sierra Leone or would you and
24 Issa Sesay have to cross over into another country?

10:22:57

25 A. They come into Sierra Leone.

26 Q. Right. Right. Now, did you ever take diamonds anywhere
27 outside of Sierra Leone?

28 A. No.

29 Q. Specifically, did you ever take diamonds to Liberia to

1 anyone in that country?

2 A. No, sir.

3 Q. Were you ever aware of diamonds being taken from the RUF to
4 Charles Taylor in Liberia?

10:23:33 5 A. No.

6 Q. Did you continue in that role as a messenger or did your
7 role change?

8 A. Yes, my role again changed when we were called in Freetown
9 by the AFRC junta forces.

10:24:01 10 PRESIDING JUDGE: Mr Munyard, before you change, you go to
11 the changed roles. The witness said something, I'm trying to
12 find it, where he described carrying materials from Guinea to
13 Sierra Leone. He, himself. And that this was one of the duties
14 of a messenger.

10:24:23 15 MR MUNYARD: Your Honour's going to have to give me a
16 page reference for that.

17 PRESIDING JUDGE: Mr Witness, you did mention one of the
18 times you would not use a radio was when you were carrying
19 materials from Guinea. Do you remember that?

10:24:42 20 THE WITNESS: Yes, I said.

21 PRESIDING JUDGE: What did you mean by carrying materials
22 from Guinea?

23 THE WITNESS: I told you earlier. I said Maggi cubes,
24 salt, domestic items.

10:25:07 25 PRESIDING JUDGE: Mr Munyard, when I find it, I will let
26 you know. Meanwhile, you can continue.

27 MR MUNYARD: Page 30 - we clarified it on page 35, I think,
28 but yes, I can't find the reference very easily.

29 MR KOUMJIAN: The reference that I see, I don't know if

1 this is it. On my font is the very bottom of page 37, begins
2 "well, for example".

3 MR MUNYARD: Yes. Thank you. I've got it on line 21 of
4 page 37. I was - "when Aiea is transacting". But the "Aiea"

10:25:54 5 let's clarify who the "Aiea" is because I think there may be some
6 confusion there, Madam President.

7 Q. Mr Kolleh, you were talking a little earlier, and I'll read
8 the passage from line 18 on my font of page 37. "Old Ma Aiea and
9 then Old Ma Aiea thank you, no," you said it's page 35, line 8 on
10 some fonts, "not all information could be communicated on air.

10:26:29 11 What did you mean by that?" And your answer is recorded here on
12 the LiveNote as: "Well, for example, when Aiea is transacting
13 into Guinea to get some material for us". Now, who did you mean
14 by "Aiea"?

10:26:54 15 A. Aiea was in the RUF. Sometime we had tins of oil, about a
16 hundred or 120 tins of oil.

17 Q. Let me pause you there. When you say "Aiea was
18 transacting", do you mean you were transacting or do you mean
19 somebody called "Aiea"?

10:27:13 20 A. Somebody called Aiea, Mamie - Old Ma Aiea.

21 MR MUNYARD: Thank you. Madam President, does that clarify
22 it?

23 PRESIDING JUDGE: Mr Munyard, if you look carefully at line
24 22, page 37, and it continues on line - in the answer at the
10:27:29 25 beginning of page 38 where it says "Aiea was transacting with
26 Guinea".

27 MR MUNYARD: Yes.

28 PRESIDING JUDGE: This is where you need to clarify,
29 because the record will not pick that up.

1 MR MUNYARD:

2 Q. I've asked you about the beginning of that passage. I'm
3 going to read the rest of it to you, Mr Kolleh. And I'll start
4 where I broke off. Your answer was: "Well, for example, when
10:27:56 5 Aiea is transacting into Guinea to get some material for us we
6 don't get that message don't go on the air from Issa." You are
7 then asked, "Why is that?" And you say, "Aiea was transacting
8 with Guinea, you could not get on the radio to give that message.
9 That was an instruction from Issa to Sankoh." Who did you mean
10:28:20 10 when you say, "Aiea was transacting with Guinea"?

11 A. Old Ma Aiea transacted business with Guinea.

12 Q. Right. Were you, yourself, ever involved in transacting
13 business with Guinea?

14 A. Yes, sometimes we carry cocoa, we carry oil to get salt,
10:28:43 15 Maggi and other things for ourselves within Kailahun District.
16 Aiea, herself, was doing another business.

17 JUDGE DOHERTY: Mr Munyard, before we move on, I thought I
18 heard the witness say, "We had 120 tins of oil". But at page 44,
19 line 25 it's "120 things of eye".

10:29:10 20 MR MUNYARD: I certainly heard tins of oil. And we are
21 looking at LiveNote rather than the finished product, the
22 transcript. I'll clarify it though, your Honour, just so that we
23 all understand.

24 Q. What was the 120, Mr Kolleh?

10:29:34 25 A. I'm talking about red oil, we get this oil and then Aiea
26 transact into Guinea. She will cross into Guinea to transact
27 business.

28 MR MUNYARD: Justice Doherty, does that clarify? Thank
29 you. All right. Let us move on, then.

1 PRESIDING JUDGE: What kind of business? She says Aiea,
2 meaning Old Ma Aiea would transact business, she'll transact into
3 Guinea to transact business. What business?

4 THE WITNESS: For the matter of fact, we don't cross to
10:30:16 5 Guinea. She cross to Guinea.

6 PRESIDING JUDGE: I understand that. Was she merely a
7 trader that would take oil to sell it for you and bring you back
8 money or what?

9 THE WITNESS: Yes, she take the oil into Guinea for sale
10:30:31 10 and then she buy other items needed and she bring it back for us.

11 MR MUNYARD: Very well.

12 Q. What was the next assignment you had - sorry, you had after
13 being a messenger?

14 A. My next assignment was senior aide to Mosquito and the
10:31:03 15 advance team.

16 Q. Senior AD to Mosquito and the --

17 A. Yes.

18 Q. And who, sorry?

19 A. And advance team commander.

10:31:18 20 Q. Where was that assignment?

21 A. When we were in Freetown at Benguema.

22 PRESIDING JUDGE: Sorry, the name of the assignment was
23 what, exactly?

24 THE WITNESS: I said senior bodyguard to Mosquito and
10:31:37 25 advance team commander.

26 MR MUNYARD: Right. Senior bodyguard. Senior bodyguard
27 not senior body God which is what's on the LiveNote. I emphasise
28 it's only the LiveNote.

29 Q. You were given that assignment by whom?

- 1 A. By Mosqui to himself.
- 2 Q. And when were you given that assignment?
- 3 A. Just when we were called in Freetown.
- 4 Q. Yes. What year and what time of what year was that?
- 10:32:15 5 A. 1997, and after the junta coup.
- 6 Q. So is this right that you go directly from having been a
7 messenger to being Mosquito's senior bodyguard?
- 8 A. Yes.
- 9 Q. Any assignments in between those two?
- 10:32:43 10 A. You mean after this assignment?
- 11 Q. No. Between being a messenger and being Mosquito's senior
12 bodyguard?
- 13 A. No, this time around no messenger again, we were not
14 fighting now. No messenger. By this time Sankoh was no longer
10:33:08 15 around so no messenger.
- 16 Q. Right. You were called to Freetown you said in 1997 after
17 the junta coup. I want to go back slightly before then. You've
18 just told us by this time Sankoh was not around; yes? Where was
19 Sankoh?
- 10:33:35 20 A. Sankoh was in jail in Nigeria.
- 21 Q. Right. Where had he been before he was in jail in Nigeria?
- 22 A. He was in Ivory Coast.
- 23 Q. What was he doing in Ivory Coast?
- 24 A. He went there on the peace talk.
- 10:34:03 25 Q. When did he go to Ivory Coast for peace talks?
- 26 A. Somewhere middle of '96.
- 27 Q. When he - well, before he went to Ivory Coast in the middle
28 of '96, did he make any arrangements for the command of the RUF
29 while he was away at the peace talks?

1 A. Yes.

2 Q. What arrangements did he make or appointments did he make?

3 A. He called the field commander, Zino, Mohamed Tarawalli in
4 bracket, to come and be in charge until his return.

10:35:05 5 Q. Right. And so was Mohamed Tarawalli or Zino, made the
6 commander in charge?

7 A. Yes.

8 Q. And did he remain in charge?

9 A. Yes, until again we were under attack.

10:35:23 10 Q. When was that?

11 A. Late '96.

12 Q. Right. What happened to Zino?

13 A. Information we got from his guys, his bodyguards, sorry, at
14 the end of the day, we were told that they could no longer see

10:35:50 15 him after a severe attack, so up to present when they were
16 talking to us, they never knew his whereabouts.

17 Q. Right. So what happened to the position of commander?

18 A. Well, the assignment - sorry, his position was given to
19 Mosquito. When I arrived from Pujehun District to Kailahun

10:36:22 20 Mosquito was in charge.

21 Q. Who gave the position of commander to Mosquito?

22 A. It was Sankoh himself.

23 Q. When did he give him that position?

24 A. It was in the same retreat, late '96, late.

10:36:47 25 Q. Where was Sankoh when he gave Mosquito that position?

26 A. I believe he was still in Ivory Coast.

27 Q. Right. And how do you know that he gave Sankoh that
28 commission - that position as commander of the RUF?

29 A. We got it - we got the information from the radio and it

1 was recorded by the operator, later played for other people to
2 hear.

3 Q. What was it that was recorded by the radio operator for
4 other people to hear?

10:37:27 5 A. The instruction to Mosquito to take charge.

6 Q. From whom?

7 A. From Sankoh.

8 PRESIDING JUDGE: Mr Munyard, at the beginning of page 50 I
9 think you switched the people around. It's Sankoh who was in
10 Ivory Coast who gave a message that Mosquito would take over as
11 commander, is that correct?

12 MR MUNYARD: Do you want the witness to answer that or me?

13 PRESIDING JUDGE: Just clarify. Because you switched in
14 your question. I think it was a slip of the tongue really.

10:38:10 15 MR MUNYARD: I don't want to give evidence but I certainly
16 meant to convey in my question that Sankoh was in Ivory Coast and
17 Mosquito was the - the implication was that Mosquito was in
18 Sierra Leone. Does that clarify it, Madam President?

19 PRESIDING JUDGE: Yes, certainly.

10:38:36 20 MR MUNYARD:

21 Q. Did you, yourself, hear this recording of the radio
22 conversation between Sankoh, who you think was in Abidjan at the
23 time, and Mosquito?

24 A. Yes.

10:38:54 25 Q. And do you know how long after that conversation actually
26 took place that it was that you heard the recording of it?

27 A. I only heard from the recording.

28 Q. Yes. Do you know how long after Sankoh had spoken to
29 Mosquito on the radio that you heard the recording of that

1 conversation?

2 A. No.

3 Q. Was it the same day, the same week, the same month?

4 A. Not the same day, after one to two days.

10:39:26 5 Q. So after one to two days you --

6 A. I went to Buedu.

7 Q. And when you say you went to Buedu, is that where you heard
8 the recording of that conversation?

9 A. Yes.

10:39:36 10 Q. Thank you. Can you remember which radio operator it was
11 who did the recording?

12 A. Yes.

13 Q. Right. Tell us who.

14 A. It was Zedman.

10:40:06 15 Q. Zedman?

16 A. And T-Boy, Tango Bravo.

17 Q. Zedman and?

18 A. T-Boy.

19 Q. Can you spell T boy?

10:40:14 20 A. You spell it T dash B-0-Y.

21 Q. Thank you. Right.

22 PRESIDING JUDGE: And, Mr Munyard, what does the witness
23 mean by "recording"?

24 MR MUNYARD:

10:40:28 25 Q. You heard the question, Mr Kolleh.

26 A. Yes, I got. The instruction on the radio from Sankoh to
27 Mosquito to take charge until my return, if you cannot see Zino
28 or Mohamed Tarawalli, then you are to take charge until my
29 return.

1 PRESIDING JUDGE: What I meant by my question was how was
2 this recorded? When you referred to a recording, what do you
3 mean?

4 THE WITNESS: After the instruction was given, the radio
10:41:04 5 operator brought a tape-recorder to record this voice because in
6 the RUF you cannot claim to say this is what is happening, you
7 have to convince people or else people thought Mosquito was doing
8 his own thing. That's why they record it and play for other
9 people to come later to listen.

10:41:30 10 PRESIDING JUDGE: Thank you.

11 MR MUNYARD:

12 Q. All right. And when you heard the recording, did you -
13 were you satisfied that you knew who the voices were on that
14 recording?

10:41:52 15 A. Yes.

16 Q. And who were they?

17 A. Sankoh himself spoke.

18 Q. And he spoke to who?

19 A. He spoke to Mosquito.

10:42:07 20 Q. Thank you. Right. Now, what was your - what was your job
21 at the time that you heard that recording?

22 A. I had just come from Pujehun District, I was at Pendembu
23 when I arrived.

24 Q. Yes, you'd just come from Pujehun District and you were at
10:42:35 25 Pendembu when you arrived at Buedu, yes?

26 A. Yes.

27 Q. And what was your assignment or your job at that time?

28 A. Well, at that time I was just around trying to recover from
29 a long journey, I was in Pendembu.

1 Q. Right, but did you have a particular position or assignment
2 at that time?

3 A. At that time, no. We were on the retreat for the second
4 time. No.

10:43:09 5 Q. So this is late '96, you'd been telling us earlier that
6 you'd been a messenger, do you recall that?

7 A. I said '95 - '94, '95 messenger.

8 Q. Right?

9 A. '96 I was no longer in Kailahun District but Pujehun
10 District again on retreat from the Zogoda when Mohamed Tarawalli
11 was instructed to take charge until Sankoh comes back. And then
12 I made my way again through the Gola Forest again to Kailahun
13 District the second time.

14 Q. But what were you doing when you were on the retreat? Did
10:43:50 15 you have any task to do or were you simply retreating from the
16 enemy?

17 A. I never had special tasks at this time. By that time we
18 were in disarray. We were in disarray. I never had a special
19 task.

10:44:04 20 Q. All right. So you're on the retreat. Late '96 you hear
21 this recording. What happens after that recording?

22 A. Mosquito was fully in charge.

23 Q. Right.

24 A. And then he started to mobilise and make sure that he serve
10:44:31 25 as commander in charge.

26 Q. Did you have any connection with him at that stage?

27 A. Well, yes, I was a senior officer, that's all. But I never
28 had assignment with him or specific assignment on the ground in
29 Buedu where he was based. Once we were at that level, all senior

1 officer had to make sure you push ahead, not to relax at the
2 rear.

3 Q. Well, when you say, "I was a senior officer", what was your
4 rank or title?

10:45:08 5 A. No rank, just CO. We just say commanding officer. Once
6 you are a vanguard you are a commanding officer, no rank. If you
7 don't have, it does not matter. If you have, no problem.

8 Q. You mentioned - sorry. You mentioned once you're a
9 vanguard. What does it mean being a vanguard?

10:45:36 10 A. A vanguard are people who first engage in the war, or who
11 first open fire on the country, or who first open fire, a front
12 force are the vanguard forces.

13 Q. Right. So let's move on then to your being called to
14 Freetown. Well, actually, before we do that, you mentioned being
10:46:24 15 in the Gola Forest a little while ago, a short time ago. When
16 were you in the Gola Forest?

17 A. '96.

18 Q. Until when?

19 A. '96. I travelled to the Gola Forest '96 and I went to
10:46:47 20 Kailahun the same '96.

21 Q. Right. You said you were in Buedu, you heard that
22 recording, then Mosquito established himself as commander. Did
23 you stay in Buedu or where did you go?

24 A. I went to Pendembu.

10:47:07 25 Q. And what did you do in Pendembu?

26 A. We were in the zoebush, not in the town. I'm just saying
27 Pendembu because it's very close to the town. Enemy forces were
28 in Pendembu. We were in the zoebushes around Giema and other
29 places.

1 Q. Now, where was the RUF getting its arms and ammunition from
2 during that period?

3 A. Well, when Sankoh asked Mosquito about Mohamed position, he
4 was no longer around and Mosquito was instructed to take charge,
10:47:44 5 he move into Liberia with Kennedy, Lion and others to go straight
6 into Foya to arrange about ammunition.

7 Q. Pause there, please.

8 A. Mosquito.

9 Q. Right.

10:47:58 10 A. He was - he was almost attacked, that he told the ULIMO
11 forces, "I did not come here to attack. If you want to attack,
12 then we can carry on."

13 Q. Right. Pause there.

14 A. Mosquito. And then --

10:48:13 15 Q. Pause there, please, Mr Kolleh. You say, "He went into
16 Liberia"?

17 A. Yes.

18 Q. Who is "he"?

19 A. Mosquito.

10:48:21 20 Q. Thank you. Why did he go into Liberia?

21 A. To get an assistance from the ULIMO forces to get arms and
22 ammunition.

23 Q. And do you know when this was?

24 A. '96.

10:48:36 25 Q. Right. You said he was almost attacked. Almost attacked
26 by whom?

27 A. By the ULIMO forces.

28 Q. What happened?

29 A. Like?

1 Q. When you say he was almost attacked by the ULIMO forces?

2 A. Yes, because it was strange to them for the RUF, who they
3 know to be an initial enemy to them, going to them. So they
4 thought Mosquito was applying strategy to attack, but he told
10:49:17 5 them he did not come for that, he came to establish relationship
6 with them and in the process they went into talk.

7 Q. And what was the result of those talks?

8 A. The result was possible, it was an agreement that they were
9 standing by, they were willing to give an assistance, after all
10:49:43 10 we are all armed brothers, that was the time they agree on the
11 relationship.

12 Q. Yes. And when you, say, "they were willing to give an
13 assistance" did they give an assistance?

14 A. They gave.

10:50:00 15 Q. And what was the assistance?

16 A. They gave us enough ammunition with few arms. But the arms
17 - RUF was not too after arms but ammunitions.

18 Q. So the RUF wanted ammunition more than it wanted arms?

19 A. Sir.

10:50:24 20 Q. And you say you got both?

21 A. Yes, I said few, just few arms.

22 Q. Whose idea was it to approach ULIMO for assistance in the
23 form of ammunition and arms?

24 A. Well, after it was Sankoh but after Mosquito had gone
10:50:47 25 through all of this while we were sitting, he said, "Gentlemen,
26 the Pa told me to go to the ULIMO" and I tried to argue, I say
27 "Those people are enemies, I can't go to them". And he said
28 "Look, I brought my war, no way to survive, you have to talk to
29 your brothers. From today they are your brothers. I had a

1 dream, talk to them." So that caused me to walk to them, to talk
2 to them. This message was given by Mosquito.

3 Q. Right. Pause there, I'm going to ask you about that. When
4 you say it was Sankoh and you were sitting and he said,
10:51:36 5 "Gentlemen, the Pa told me to go to ULIMO". First of all, where
6 were you sitting?

7 A. We have already come back into Sierra Leone. By then we
8 are holding the materials. He was at Dawa. He was at Dawa
9 crossing point to Liberia.

10:52:01 10 Q. Right.

11 A. We were there and he was so happy giving us this message.

12 Q. Right. Did you go with him?

13 A. It was Kennedy.

14 Q. Did you go?

10:52:16 15 A. No.

16 Q. Did you go anywhere in connection with this mission to get
17 ammunition and arms from ULIMO?

18 A. Yes, I went on a mission. I was the one in charge to
19 transport it to Sierra Leone.

10:52:36 20 Q. And was the time when you say that you were sitting with
21 Mosquito at Dawa?

22 A. Yes, Dawa crossing point.

23 Q. Right. Let us take it in stages because I want to ask you
24 about whose idea it was in the first place. You said it was

10:52:54 25 Sankoh's idea. How do you know it was Sankoh's idea?

26 A. According to what he was saying.

27 Q. According to what who was saying?

28 A. Mosquito.

29 Q. And what was it that Mosquito said?

1 A. He said, "Gentlemen, I was too afraid. When the Pa told me
2 to go to ULIMO, Sankoh in brackets, to talk to them for
3 assistance. I did argue".

10:53:28 4 Q. Pause there. When you say "Sankoh in brackets" what do you
5 mean?

6 A. The Pa or Sankoh is what I mean.

7 Q. Right. Thank you. Carry on. When the Pa told him to go
8 to ULIMO?

9 A. For assistance.

10:53:42 10 Q. He said that he'd argued. What else did he say?

11 A. He told, according to him, he told Sankoh, "These people
12 are enemies to us, we have attacked each other several times.
13 How can I go there?" And Sankoh said, "I brought my war. You
14 just go there, nothing will happen to you." And he did.

10:54:02 15 Q. Right. You mentioned earlier someone having a dream. Can
16 you tell us more about that?

17 A. It was Sankoh that told him, "I dream you will get it from
18 them, go to them, I had a dream, go there," according to what he
19 quoted to us.

10:54:17 20 Q. According to what who quoted to you?

21 A. Mosquito.

22 Q. Thank you. So what was your role in this ?

23 A. I was ordered by Mosquito right there to get into
24 Sierra Leone civilian or armed men, armed men to hurriedly bring
10:54:38 25 this material from Liberia to Sierra Leone and we did overnight.

26 Q. And how many of you gathered to bring this material from
27 Liberia into Sierra Leone?

28 A. The number was uncountable. Many people, over 100 people,
29 civilian unarmed men because everybody happy to get this

1 material. We were at the crucial stage.

2 Q. Right. Did you actually go into Liberia yourself to get
3 it?

10:55:23

4 A. Oh, yes. Once I was ordered, myself ordered somebody to
5 bring manpower and they came. We went to Nyandehun. Nyandehun
6 was the area where this material was actually guarded, and then
7 later to Sierra Leone.

8 Q. Did you make any recording of any sort of this mission?

9 A. No, we did everything overnight, no pen and paper.

10:55:46

10 Q. Right. Did you, yourself, do anything to keep a record of
11 that episode?

12 A. No. I said no.

13 Q. Did anyone take any photographs of any part of this
14 operation?

10:56:19

15 A. Well, yes, I took a photograph when Mosquito was happy and
16 he called me and he say, "Look, Sam, come take my picture, come
17 and take my photo." And I did. He was so happy, standing
18 laughing.

10:56:40

19 Q. And at what stage in the operation was this, that he asked
20 you to take a photograph?

21 A. We did everything overnight. In the morning hour, around
22 nine to ten I took the photograph in Di a crossing point. Dawa
23 crossing point, sorry.

10:56:57

24 MR MUNYARD: Madam President, at this point I'd like,
25 please, to ask the witness to look at a photograph which we put
26 in behind tab 3 of the bundle. I think it will need to go on the
27 overhead. Yes, thank you, Madam Court Officer, that will go on
28 the overhead and when I see it on my screen I'm going to probably
29 ask you to magnify it a little. I'm conscious of the time. But

1 I'd just like to get the photograph in before we have the morning
2 break.

3 I think it's supposed to come up on one of the many screens
4 in front of me.

10:59:03 5 PRESIDING JUDGE: Why doesn't anybody have it on the
6 screen?

7 MR KOUMJIAN: Just push the evidence button.

8 PRESIDING JUDGE: We normally don't need to do any pushing
9 of buttons.

10:59:15 10 MR MUNYARD: I can see it now.

11 Q. Now, Mr Kolleh, can you see that photograph?

12 A. Yes.

13 Q. Who took that photograph?

14 A. I was the one.

10:59:33 15 Q. And it's a bit indistinct on the screen. I wonder is it
16 possible to shrink it a little rather than magnify it. Not much
17 better really. But if we leave it at that scale, thank you very
18 much. Is Mosquito in that photograph?

19 A. Yes.

10:59:57 20 Q. Before I ask you to show us where he is. Who is he with?

21 A. Come again.

22 Q. Who else is in the photograph?

23 A. Excuse me. I want to see.

24 PRESIDING JUDGE: Can the witness practically move over to
11:00:24 25 the overhead so that he doesn't look at the photograph from the
26 computer but rather at the photograph itself.

27 MR MUNYARD: Yes. I didn't ask him to move because he's
28 actually got a copy of it in front of him at the moment which is
29 about as clear as anyone will get.

1 PRESIDING JUDGE: If he gets to pointing out any people
2 that's not going to help.

3 MR MUNYARD: True. At this stage I've just asked him who
4 else is in the photograph.

11:00:53 5 THE WITNESS: Yes. Mosquito is standing there with a face
6 cap, South African camouflage.

7 MR MUNYARD:

8 Q. Who else is in the photograph?

9 A. You have Simeon, who was a combat medic.

11:01:11 10 Q. Don't worry about the individuals. Who are these people
11 and what are they doing there?

12 A. You mean the rest of the people?

13 Q. Yes.

14 A. These are other officers who were around Mosquito like a
11:01:25 15 guard, they were guarding Mosquito and they were other officers
16 as well, so we are only trying now to get back into Sierra Leone.

17 Q. And where was this taken?

18 A. This is Dawa.

19 Q. Thank you.

11:01:38 20 MR MUNYARD: Madam President, I'm conscious of the time.
21 I'll come back to more identifications after the morning break.

22 PRESIDING JUDGE: Very well. We are now going to break for
23 half an hour. We will return at slightly - 33 minutes past 11.

24 [Break taken at 11.03 a.m.]

11:26:20 25 [Upon resuming at 11.36 a.m.]

26 PRESIDING JUDGE: Good morning. Mr Munyard, please
27 continue.

28 MR MUNYARD: Thank you, Madam President. Before I do can I
29 just clarify something that I think has been misrecorded on the

1 LiveNote. Page 63, my line 2, it says - I've just asked a
2 question about the photograph, "Who else is in the photograph?"
3 And the witness is recorded as saying, "Yes, Mosquito is standing
4 there with a face gap and South African flag." Now, neither of
11:37:12 5 those expressions are what I heard and I wonder if I could just
6 clarify that.

7 Q. Mr Kolloh, would you have a look at the photograph again,
8 please.

9 MR KOUMJIAN: Your Honour, could I just inquire, I don't
11:37:33 10 know what the witness has been shown but is there an original of
11 the photograph available that we could see. I presume the
12 Defence took a photocopy, made a copy from an original
13 photograph.

14 MR MUNYARD: Can I deal with that in just a moment. I'll
11:37:48 15 take instructions. I've actually been supplied with a photocopy
16 as well and I'll have a note passed to me about the existence of
17 the original. Right. I'll deal with both of those queries in
18 turn, if I can concentrate on the moment on what's on the
19 LiveNote.

11:38:22 20 Q. Mr Kolloh, if you have a look at the photograph, please --

21 PRESIDING JUDGE: Mr Munyard, the point was if there is an
22 original, that's what the witness should be looking at. That was
23 the point of counsel opposite raising the issue at this time.

24 MR MUNYARD: Can I deal first though with the issue I
11:38:39 25 raised, just to clarify what he said about what Sam Bockarie -
26 how he described Sam Bockarie, and then I'll come on to the
27 question of the photograph.

28 Q. You described Sam Bockarie standing there in the photograph
29 and then you told us something about him. What is he wearing?

1 A. He's wearing South African camouflage.

2 Q. He's wearing South African camouflage, and anything else
3 that you can see?

4 A. With a face cap and a radio in the left hand.

11:39:23 5 Q. Face cap. Thank you very much. Now, can you help us,
6 where is the original of that photograph that you took?

7 A. I will provide it another day.

8 Q. Well, tell us where is it now.

9 A. I have it.

11:39:51 10 Q. Right. You brought it with you?

11 A. Yes.

12 Q. And is it in your belongings here somewhere in The Hague?

13 A. Yes.

14 Q. All right. Can you bring it tomorrow?

11:40:03 15 A. Yes.

16 Q. Thank you very much. Now, in the meantime have a look at
17 the photograph again, please. Are you able to identify any of
18 the other people there in that photograph?

19 A. Yes.

11:40:22 20 Q. Tell us any who you can identify, and when you do so first
21 of all point to them on the screen. In fact, at this stage you
22 had better move over to the other seat. Yes, if you move over to
23 the other seat, please.

24 Now, Mr Kolloh, if you look at the photograph, starting on
11:41:13 25 the left-hand side, is there anyone that you can identify there?

26 A. Yes.

27 PRESIDING JUDGE: Could we perhaps start with Sam Bockarie,
28 which is the person that he said --

29 MR MUNYARD: I'm perfectly happy for that, yes.

1 Q. Start with Sam Bockarie, please. Which one is he? Point
2 to him with that pen, on the picture that's in front of you. All
3 right. Did your Honours see that?

4 PRESIDING JUDGE: Could you point again, please?

11:41:54

5 MR MUNYARD:

6 Q. Point again. Now, you're pointing just below the face of
7 somebody with some sort of hat on in a light coloured garment.

8 A. Come again?

11:42:22

9 PRESIDING JUDGE: Is this what the witness referred to as
10 South African camouflage?

11 MR MUNYARD: I'm going to ask him about that.

12 THE WITNESS: Camouflage. Not flash. Camouflage.

13 PRESIDING JUDGE: What do you mean by South African
14 camouflage?

11:42:34

15 THE WITNESS: It was a camouflage captured from ambush near
16 where the South Africans - Executive Outcome, they were also
17 fighting in Sierra Leone.

18 MR MUNYARD:

11:42:51

19 Q. Right. What exactly is the clothing that you say is South
20 African captured from Executive Outcomes?

21 A. This is the type of uniform they were using.

22 Q. All right. Take us through it, piece by piece.

23 A. Come again?

24 Q. What are the garments themselves?

11:43:10

25 A. The garment themselves?

26 Q. Yes.

27 A. These are other uniform also captured from ambush from the
28 Nigerian contingent.

29 Q. No, what is it that Sam Bockarie is wearing?

1 A. He's wearing almost like a desert form uniform from South
2 African.

3 Q. And what does the uniform consist of?

4 A. You mean the colour?

11:43:33 5 Q. Well, you've told us a colour. What are the wearings that
6 he's got on?

7 A. I said South African camouflage uniform worn by Mosquito.

8 Q. Yes, but what are they? What pieces of clothing or
9 wearings are they?

11:43:58 10 A. They resemble the desert --

11 JUDGE DOHERTY: Mr Witness, he's not wearing a frock, is
12 he?

13 MR MUNYARD:

14 Q. Mr Kollah, you are wearing a jacket that we can see and
11:44:10 15 trousers that we can see. That's what I mean by the clothing.
16 The items of clothing.

17 A. Yes, he's wearing --

18 Q. What are the items of clothing that he's got on?

19 A. A camouflage with the trousers.

11:44:25 20 Q. And when you say "a camouflage", what do you mean? What
21 piece of clothing is that?

22 A. It's mixed colour.

23 Q. Yes, what is it?

24 A. A military.

11:44:40 25 Q. Yes, is it a shirt or a jacket or a coat or what?

26 A. A jacket.

27 Q. So it's a jacket and you said with the trousers?

28 A. Yes.

29 Q. All right. I'm going to ask you actually to draw on that

1 copy, just draw a line from his head upwards to a light space on
2 the copy and just put his initials, "SB", please.

3 A. Please repeat.

11:45:31

4 Q. Yes. If you draw a line from the top of his head, from the
5 hat upwards, and take the line up to a piece of - a blank piece
6 on the paper. And just put the initials "SB".

7 A. You mean I should separate him from the others on the
8 photo?

11:45:54

9 Q. Just draw the line up from his head, going up the page to a
10 space where you can write an "SB".

11 A. Okay.

12 Q. Preferably with a pen that works. Thank you. Could you
13 put the "SB", not just the "B".

14 PRESIDING JUDGE: Why can the witness not write "Bockarie"?

11:46:31

15 MR MUNYARD: Your Honour, there are a lot of people on this
16 photograph and I don't know how many he's going to identify, so
17 for the time being I thought it was wiser to be economical with
18 the space.

11:46:45

19 PRESIDING JUDGE: As long as you give a key of what SB
20 means.

21 MR MUNYARD: We will eventually, yes.

22 JUDGE DOHERTY: [Microphone not activated]

23 PRESIDING JUDGE: Please proceed. He's already written
24 "Bockarie".

11:46:57

25 MR MUNYARD: Right. Oh, yes.

26 Q. Now, starting at the left-hand side of the group, are there
27 any other people there who you can identify, Mr Kollah?

28 A. Yes.

29 Q. Right. Go ahead and identify them then. I'd rather you

1 did one at a time so that we can see each individual. All right,
2 we'll start from the right-hand side. Now, the bottom name, tell
3 us the name of the person you've indicated?

4 A. The man called Simeon. It's medic.

11:48:32 5 Q. And you've drawn a line to the head of quite a tall,
6 well-built man, third in from the right of the photograph?

7 A. He is Simeon, medic.

8 Q. And his name is?

9 A. Simeon.

11:48:55 10 Q. Below that you've drawn a line to the man on the far right
11 of the photograph --

12 PRESIDING JUDGE: Mr Munyard, is medic also his other name,
13 this individual?

14 MR MUNYARD: [Overlapping speakers]

11:49:07 15 PRESIDING JUDGE: You need to clarify these things and not
16 just gloss over them.

17 MR MUNYARD: Your Honour, it never occurred to me that
18 anyone would take medic as his family name. I think he had
19 already said he was a medic.

11:49:21 20 THE WITNESS: He was a medic.

21 MR MUNYARD: Thank you.

22 Q. The other man that you've just drawn a line to the on the
23 right?

24 A. He's Haji, a bodyguard.

11:49:30 25 Q. All right. Are you able to identify any others?

26 A. Yes.

27 Q. Do them one at a time and then put the photograph on the
28 overhead and we'll look at it.

29 A. Okay.

1 Q. Right, there's somebody on the far left of the photograph
2 now at the front, a person who is in the front row wearing what
3 looks to me like a pale orange and black top with some stripes,
4 and who is that?

11:50:38 5 A. He's Stewart, another officer.

6 Q. And the name is Stewart, is that his name?

7 A. Yeah, Stewart, we used to call him Stewart.

8 Q. And what have you written below that?

9 A. An officer also.

11:51:00 10 Q. An officer, okay. Anybody else?

11 A. Yes.

12 Q. There's a line to someone, we'll see where it goes in a
13 moment. What is this person's name?

14 A. Devuyama.

11:52:28 15 Q. Devuyama and you've written "bodyguard"?

16 A. Yes.

17 Q. And it's very difficult on this screen to see where your
18 line ends.

19 A. He's standing there with RPG with a uniform on him.

11:52:44 20 Q. And he's got an RPG with a uniform?

21 PRESIDING JUDGE: Mr Witness, can you use your pen to point
22 at Devuyama, please.

23 THE WITNESS: This is Devuyama.

24 MR MUNYARD: Have your Honours got that clearly? The man
11:53:05 25 standing behind Stewart, the officer, slightly to the left as we
26 look at it.

27 Q. Anyone else?

28 A. Yes, the others, I know them by faces but their name.

29 Q. So those are the names of the people you recognise?

1 A. Yes.

2 Q. You told us that was taken on the following morning and you
3 told us that you were sent to bring those arms back to Sierra
4 Leone - sorry, the ammunition and arms. Can you just tell us
11:53:43 5 this: How big a load of ammunition and arms was it?

6 A. The ammunition was - it was plenty. It was - it was many
7 boxes of - some were in the boxes, some in sardine pans, some in
8 a rice bag. Just in various categories.

9 PRESIDING JUDGE: Mr Munyard, the witness said earlier
11:54:19 10 before the break that this is a picture depicting officers, if I
11 recall. Is that correct, Mr Witness?

12 THE WITNESS: Come again?

13 PRESIDING JUDGE: This is a picture depicting officers?

14 THE WITNESS: I said bodyguards and other officers, that's
11:54:41 15 what I said.

16 MR MUNYARD: Very well. Before we leave the photograph we
17 should give it a name for the purposes of the record and I'd like
18 it marked for identification. Can we give a name to this
19 photograph "Officers and bodyguards at" - just tell us at the
11:55:10 20 place again.

21 THE WITNESS: Dawa.

22 MR MUNYARD: "At Dawa sent to collect ammunition and arms
23 from ULIMO in 1996".

24 PRESIDING JUDGE: That photograph is marked MFI-1.

11:55:28 25 MR MUNYARD: Thank you.

26 PRESIDING JUDGE: And before we leave this photograph,
27 Mr Munyard. Mr Witness, is this the totality of the people that
28 went to collect the arms and ammunition or this is just a portion
29 of the people?

1 THE WITNESS: No. This is just portion of the people.
2 This is particularly Mosquito with bodyguards and other officers
3 who were just, you know, in the photo here. Not the people that
4 went for the ammunition, they are quite different from this.
11:56:02 5 This is the commander in charge and some bodyguards with some
6 officers.

7 PRESIDING JUDGE: Thank you.

8 MR MUNYARD:

9 Q. Now was that the only time you went or did you go on any
11:56:17 10 other occasions in connection with the trading of ammunition
11 and/or arms with ULIMO?

12 A. Yes, after this happened, yes.

13 Q. Yes, did you go on one occasion only or more than one
14 occasion?

11:57:34 15 A. I said yes, after this.

16 Q. After this what happened?

17 A. Some ULIMO fighters were bringing ammunition individually.
18 They were bringing it again to Mosquito, but it was not like the
19 first one. This was just something now someone hiding to bring
11:58:01 20 it so that he can be given compensation or money because they
21 said any arrangement that went on between their commanders and
22 Sam Bockarie, they were not part of it, meaning that they would
23 not get anything. So they hid theirs and later brought them
24 individually.

11:58:22 25 Q. Right, we'll look at that in a moment but did you yourself
26 ever go on any other mission to collect arms or ammunition from
27 ULIMO negotiated by Sam Bockarie?

28 A. No.

29 Q. Thank you. On the occasion that you did go did someone -

1 do you know a person called FOC, Francis Oscar Charles?

2 A. Yes, I know FOC, bodyguard to Foday Sankoh.

3 Q. Yes. On that occasion that you've been telling us about,
4 did he go on that occasion?

11:59:05 5 A. I don't remember.

6 Q. All right. You looked at that photograph, you can have a
7 look at it again if you wish to, but did you see him in that
8 photograph?

9 A. No.

11:59:17 10 Q. All right. Thank you. Now, you just went on to tell us
11 about some individuals, ULIMO fighters were bringing ammunition
12 individually. Bringing ammunition to who?

13 A. To the RUF, specifically Mosquito.

14 Q. Did you see any of those fighters from ULIMO bringing
11:59:53 15 ammunition to Mosquito?

16 A. Yes, just after the relationship, yes, I saw Tortoise Wear
17 Goggles, those were fighting names, Tortoise Wear Goggles,
18 Tortoise Bone, Bullet Bounced and, yes.

19 Q. Right, I'm going to ask you a bit more about that. Just
12:00:17 20 after what relationship?

21 A. After the relationship that led to getting more ammunition
22 from the ULIMO forces.

23 Q. Right, the relationship between whom?

24 A. The RUF and ULIMO.

12:00:42 25 MR MUNYARD: I'm getting some noise interference from
26 somewhere. Some sort of siren. I don't know if anybody else is.
27 Would your Honours give me just a moment? I think it's not from
28 my earphones [microphone not activated].

29 PRESIDING JUDGE: Mr Witness, if I may ask you, from this

1 photograph you just showed us you said that on that occasion you
2 got a lot of ammunition, some in boxes, some in rice bags and
3 some in sardine tins. May I ask did you purchase this ammunition
4 or was it given to you as gifts?

12:01:27 5 THE WITNESS: They were purchased by Mosquito.

6 PRESIDING JUDGE: And what did he use to pay for them?

7 THE WITNESS: US dollars captured in ambushes, some
8 diamonds, wearings, gold watches and other dressing, shotgun,
9 single barrel in bracket, shotgun, but it was done at

12:01:57 10 commander-to-commander level. Once that arrangement went on and
11 order released, that's how we were referred to where to go and
12 get these materials.

13 PRESIDING JUDGE: Thank you.

14 MR MUNYARD:

12:02:14 15 Q. Were you present when any of these arms were actually paid
16 for? Did you see money actually being handed over?

17 A. No, that happened inside the house. No.

18 Q. And how long did this go on for? Over what period of time
19 did ULIMO fighters supply the RUF with ammunition and arms?

12:02:54 20 A. This continued actually in the first week, second week.

21 Q. First and second week of?

22 A. 1996.

23 Q. Was Mosquito already the commander of the RUF?

24 A. Yes.

12:03:20 25 Q. And when was he appointed to be the commander of the RUF?

26 A. 1996, late.

27 Q. When in 1996?

28 A. Late 1996.

29 Q. Right. He negotiated, you told us, with ULIMO to buy arms

1 and ammunition when he was the commander of the RUF, yes? That's
2 what you've told us?

3 A. Yes.

12:03:58

4 Q. So if he is negotiating arms and ammunition with ULIMO when
5 he's the commander and he's appointed commander late in 1996,
6 when were these deals actually completed, the deals with ULIMO
7 for ammunition and arms?

8 A. It happened almost to the end of 1996, almost. Almost the
9 end.

12:04:26

10 Q. And what was your role at that point?

11 A. I told you after the negotiation I was - I was ordered to
12 bring manpower to get this material quick into Sierra Leone.

13 Q. Yes. Did you know what was happening to ULIMO in Liberia
14 at that time?

12:04:50

15 A. ULIMO has split and J to K and the K were the one we dealt
16 with.

17 Q. What happened to the ULIMO-K who you dealt with after you'd
18 bought ammunition and arms from them?

19 A. After - come again.

12:05:26

20 Q. Did you ever see any of the ULIMO fighters again after
21 you'd been involved in trading ammunition and arms with them?

22 A. Yes, we saw some. Some even crossed into the RUF, they
23 were with us.

12:05:51

24 Q. Can you remember any of the names of the ULIMOs who crossed
25 into the RUF?

26 A. Abu Kei ta.

27 Q. Abu Kei ta. Anybody else?

28 A. Another Jungl e.

29 Q. Can you remember any other names?

1 A. One Austin.

2 Q. How do you spell that name?

3 A. Austin, A-U-S-T-I-N.

4 Q. Thank you. And do you remember now when it was that they

12:06:24 5 came and crossed over to the RUF?

6 A. I was not present on the exact time, but I went to Buedu

7 and I saw them and we begin to interact, we were trying to

8 welcome them into the RUF.

9 PRESIDING JUDGE: When the witness said another Jungle,

12:06:53 10 what are we to make of this?

11 MR MUNYARD:

12 Q. Well, you heard the question, Mr Kolleh?

13 A. Yes, I got the question. Jungle, Jungle nearly up to three

14 to four Jungles we had. So Jungle the fighting names, if we had

12:07:12 15 the photos we're going to display with this person and this

16 person. But I'm just saying the Jungle was a fighting name.

17 Many fighters used to love the name Jungle.

18 Q. Right, so when you're talking about Jungle in this context

19 you're talking about a person's fighting name?

20 A. Yes.

21 Q. And not a place in the jungle?

22 A. No.

23 Q. Thank you?

24 A. It was also a place in the jungle. It was also a name used

12:07:38 25 by fighters.

26 Q. Who was leading the government in Sierra Leone at the time

27 that Mosquito was trading ammunition and arms with ULIMO?

28 A. President Ahmad Kabbah.

29 Q. Did he remain as President?

- 1 A. No.
- 2 Q. What happened?
- 3 A. He was overthrown by the military.
- 4 Q. And when was that?
- 12:08:28 5 A. 1997, May.
- 6 Q. Where were you that time?
- 7 A. I was at Giema.
- 8 Q. And what were you doing at Giema?
- 9 A. We were under attack by the Kamajors or the CDF.
- 12:08:57 10 Q. Did you have a role at that time?
- 11 A. No.
- 12 Q. So what happened when President Kabbah was overthrown by
- 13 the military?
- 14 A. We were called to town.
- 12:09:18 15 Q. Who called you and to what town?
- 16 A. The military, Johnny Paul Koroma was the one that called
- 17 the RUF in Freetown.
- 18 Q. Did you hear his call?
- 19 A. Yes.
- 12:09:36 20 Q. Where did you hear it?
- 21 A. At Giema. We just came from an attack.
- 22 Q. Right, and how did you hear his call?
- 23 A. It was on the radio, on the field radio.
- 24 Q. And what was the reaction of the RUF to this call by Johnny
- 12:09:56 25 Paul Koroma?
- 26 A. We first refused, or Mosquito first refused the call and
- 27 later Sankoh intervened.
- 28 Q. And what did Sankoh say when he intervened?
- 29 A. Sankoh told Mosquito that, "I brought my war, move to

1 Freetown, as I told you earlier in the bush, that you will be
2 called to Freetown without firing a shot, this is the time, take
3 it from the head, I brought my war, go by my instruction, go to
4 Freetown today."

12:10:35 5 Q. Right. And where was Sankoh when he said that?

6 A. Sankoh was in Nigeria in jail.

7 Q. And how do you know that that's what he said to Mosquito?

8 A. This time Brown and myself were present on the radio
9 because we just came from an attack.

12:10:57 10 Q. This time who was present?

11 A. We all were present on the radio at Giema.

12 Q. When you say you were present on the radio, what do you
13 mean?

14 A. All officers were present near the radio when Sankoh was
12:11:12 15 giving this instruction. It is from there Mosquito instructed
16 Superman and Issa to move to Freetown.

17 Q. And so when did you go to Freetown?

18 A. We went to Freetown in the same May, I think on the 26th or
19 - sorry, yes, on the 27th or 28th we moved to Freetown.

12:11:40 20 Q. Right. And what did you do yourself when you got to
21 Freetown?

22 A. We moved to Pendembu. From Pendembu to Daru to Freetown.
23 I was just officer, we all went to Benguema, we were based there
24 before becoming a senior bodyguard to Mosquito or advance team.

12:12:13 25 Q. So you're based at Benguema?

26 A. Yes.

27 Q. What does Sam Bockarie do?

28 A. Sam Bockarie was in charge and then based at - first we
29 went at Bintumani, from Bintumani we went to Wilberforce where he

1 headed the RUF.

2 Q. When you Sam Bockarie was in charge, he was in charge of
3 what or who?

4 A. He was in charge of the RUF.

12:13:00 5 Q. And did the RUF join with the military who had overthrown
6 President Kabbah?

7 A. No, they overthrow and they call us.

8 Q. Right. I didn't mean did the RUF join with the military to
9 overthrow. I said - what I meant was after they called you to

12:13:25 10 join them and you eventually get to Benguema and then to
11 Wilberforce, did the RUF join up with the AFRC then?

12 A. Yes.

13 Q. And did Mosquito then get a particular position or rank?

14 A. He did not get a particular position or rank. He was told
12:13:55 15 by Johnny Paul Koroma to act in place of Sankoh until his
16 arrival.

17 Q. Until whose arrival?

18 A. Sankoh's arrival.

19 Q. Thank you. And so what was Sam Bockarie's position in the
12:14:13 20 junta?

21 A. He was just acting chairman. He was acting chairman
22 because Sankoh was given the deputy chairmanship within the AFRC
23 and Johnny Paul was the chairman and then he was asked to be
24 acting in place of Sankoh until his arrival. He was acting.

12:14:44 25 Q. He was acting in place of Sankoh and you've told us Sankoh
26 was to have been given the position of deputy chairman.

27 A. Yes.

28 Q. So what position was he acting in?

29 A. He was acting as deputy chairman.

1 Q. Thank you. And did that involve him staying in Freetown?

2 A. Yes.

3 Q. And what was your position then?

12:15:29

4 A. My position was senior bodyguard to him and advance team
5 commander.

6 Q. And when were you appointed to those positions?

12:15:50

7 A. When we all got at Benguema and then he begin to appoint,
8 you be this way, you'd be that way, from today you are this, we
9 have to move, we are going to Freetown. That's how we moved to
10 Freetown; from Benguema through the peninsula.

11 Q. Don't worry so much about the route. But I asked you when
12 you were appointed to these positions, you said, "When we all got
13 to Benguema" and he began to appoint you this way. So you were
14 appointed, were you, at Benguema?

12:16:09

15 A. Yes.

16 Q. Then you go to Freetown itself?

17 A. Yes.

18 Q. Who else from the RUF became part of the junta government?

12:16:37

19 A. For us all other officers of the RUF were respected of the
20 virtue of their ranks but no one was given a specific position.
21 Like Superman was only heading Benguema and Rambo and Mike Lamin
22 was also there but as the most senior man to Mosquito, Issa Sesay
23 also based at OAU village where later Mosquito transferred. So
24 Mosquito and Issa were based at OAU village close to the Guinean
25 contingent deployment centre.

12:17:10

26 Q. All right. Pause there. You said Mike Lamin was also
27 there but as he was the most senior man to Mosquito. What did
28 you mean by "he was the most senior man to Mosquito"?

29 A. Mike Lamin trained Mosquito. He was older than Mosquito.

1 Or he's older than Mosquito and Mosquito was in the platoon when
2 Mike Lamin was teaching him ideology, so he was a senior for him
3 even from base.

4 Q. All right. Did you know Mike Lamin yourself?

12:17:53 5 A. Yes. Mike Lamin and I attended the University of Liberia
6 from freshman level, 1989.

7 Q. And how well did you know him at that time at university?

8 A. We spent two-and-a-half semesters together. He was reading
9 political science.

12:18:19 10 Q. And was there anybody else high up in the RUF who was part
11 of the junta that you can now remember?

12 A. Yes, Jonathan Kposowa, the general adjutant of the RUF.
13 And SYB Rogers was also there, though he was a civilian, he was a
14 - he was with us as an adviser. We were also in Freetown.

12:18:51 15 Q. So Jonathan Kposowa, the general adjutant, was he given a
16 position in the junta?

17 A. No.

18 Q. SYB Rogers, you said he was there as an adviser. An
19 adviser to who?

12:19:09 20 A. I told you earlier the RUF were not given position, but for
21 the virtue of your rank were you respected. Within the midst of
22 the RUF, Kposowa was general adjutant, not the junta forces. And
23 you go to SYB Rogers, we still respected him as an adviser to
24 Mosquito because he occupied that position of Sankoh until his
12:19:35 25 return.

26 Q. Sorry, who occupied that position of Sankoh?

27 A. Mosquito. So, obviously, SYB Rogers served as an adviser
28 to him and Kposowa as general adjutant, just what we came with
29 from the bush was what existed, but not under the junta forces.

1 Q. Now, I'm going to pause you here for a moment and just ask
2 you about a particular topic.

3 When the junta came into power, was the RUF at that time,
4 May of 1997, involved in any mining in Sierra Leone in any area?

12:20:19 5 A. Yes, in Kono, in Tongo.

6 Q. The RUF, this is when - just before the AFRC, before the
7 AFRC coup, I'm sorry, was the RUF involved in mining then?

8 A. No.

9 Q. So when were they involved in mining in Kono and Tongo?

12:20:42 10 A. 1997 in Tongo and in Kono.

11 Q. Right. Was that the RUF or was it the junta or was it the
12 AFRC? Who was it?

13 A. The junta.

14 Q. Had the RUF been involved in mining in Tongo before the
15 junta came to power in May of 1997?

12:21:12 16 A. No.

17 Q. These diamonds that you delivered with Issa Sesay to the
18 external delegation, do you know where they came from, what area?

19 A. They came from ambushes, I told you earlier, it came from
12:21:37 20 ambushes, money captured from ambushes when the war was
21 advancing. These minerals were captured from ambushes.

22 Q. Right. How long did you stay in Freetown after joining -
23 after the RUF joined with the AFRC?

24 A. We were in Freetown up to ending of '97 and then Mosquito
12:22:11 25 moved to Kenema but he left the others in Freetown, Issa and
26 others.

27 Q. Why did he leave Freetown?

28 A. The RUF position had always been attacked or the junta
29 forces had always been attacked by the CDF and then for every

1 time he having to tell Johnny Paul Koroma and he would say, "I
2 did not form a fighting government, so we have to be in
3 Freetown". And Mosquito felt unsafe, so at one point in time we
4 went to Hill Station to OAU village, he ordered me, he said,
12:22:54 5 "Look, just carry the family by land, I'm going with helicopter
6 to Bo, you will meet me there, I will not come back in the city
7 here again, that man will escape from here because he don't know
8 what is going on." That's how Mosquito left. That was the
9 reason he left from Freetown to go and base at Kenema.

12:23:14 10 Q. When he went to Kenema where did you go?

11 A. We went and based at Kenema.

12 Q. Did you go with him, you mean?

13 A. Yes.

14 Q. Now, was the junta still mining during that time when you
12:23:34 15 go to Kenema?

16 A. No, before going to Kenema that was the mining time of the
17 junta.

18 Q. You go to Kenema, you say, in '97?

19 A. Yes, ending '97.

12:23:57 20 Q. Yes?

21 A. By that time the whole country was shaken from an attack.
22 All over now there was no peace.

23 Q. Just before we move off the junta and diamond mining, where
24 did the diamonds go that were mined by the junta?

12:24:14 25 A. You mean to Tongo or --

26 Q. What happened to the diamonds that were mined?

27 A. What I know is in Tongo Field diamond mining took place by
28 the junta forces headed by Eddie Kanneh and Mosquito, he was the
29 SOS Kenema, and then they appointed - sorry, the youth of Kenema,

1 they brought somebody, a civilian, to control the diamond that
2 were being mined there and he controlled all the diamond. 1,000
3 plus pieces of diamond were mined almost in three - two to three
4 weeks time the mining took place continuously.

12:25:01 5 Q. Right, we've got both Tongo Field and Kenema here. I just
6 want to separate them out. You say what I know is in Tongo Field
7 diamond mining took place by the junta forces. What happened -
8 where did the diamonds end up that were mined in Tongo Field
9 during the junta time?

12:25:22 10 A. The diamonds mined in Tongo Field at that time were given
11 to one Mopeloh that was appointed or elected by the civilian to
12 control that activities. At the end of the day he escaped with
13 all those diamonds through Guinea.

14 Q. Pause there. Can you give us a spelling of this person's
12:25:44 15 name?

16 A. M-O-P-E-L-E-H, something like that. Mopeloh.

17 Q. Right. You say he was appointed or elected by the
18 civilians to control the activities. He was a military man or a
19 civilian himself?

12:26:10 20 A. He was a civilian.

21 Q. Right. And at the end of the day he escaped with all those
22 diamonds through Guinea?

23 A. Yes. Before escaping, Mosquito did grumble to Eddie
24 Kanneh, that this man is keeping this mineral for long, we need
12:26:29 25 to take it from him and carry it to Johnny Paul. He said no,
26 they appointed him and we should leave him alone. The next day
27 the man hide.

28 Q. Were the diamonds being mined there on behalf of the junta
29 or on behalf of anyone else?

1 A. The junta forces.

2 Q. And so it was junta forces' diamonds that you say Mopel eh
3 went off to Guinea with?

4 A. Yes, sir.

12:26:58 5 Q. And how did you know that?

6 A. I was on the ground in Tongo.

7 Q. You were on the ground in Tongo?

8 A. I was in Tongo.

9 Q. How long were you on the ground in Tongo?

12:27:10 10 A. We were there for nearly three weeks.

11 Q. And are you able to help us with when that was?

12 A. I can't remember the dates. That was somewhere around -

13 I'm sure maybe June to July, something like that. I can't really
14 remember the dates.

12:27:36 15 Q. Well, the junta come into power at the end of May and you
16 then go to Benguema and subsequently to Freetown. How long after
17 you go to Freetown do you then go to Tongo?

18 A. We did not stay long in Freetown - sorry, we did not
19 transfer to Tongo to go and stay there to mine. We were in

12:28:04 20 Freetown but it was an operation headed by the SOS Kenema Eddie
21 Kanneh that took Mosquito around. This was just something like a
22 mission you have to go and come back. We did not transfer to
23 Tongo or Kenema.

24 Q. You didn't transfer there but you say you went there?

12:28:22 25 A. Yes, we were on a mobile operation.

26 Q. And again can you help us at all with a date?

27 A. No. It was I told you early June or July. June, July or
28 August. Maybe during those three months.

29 Q. And then you told us at the end of '97 Sam Bockarie and you

1 Leave Freetown?

2 A. Yes.

3 Q. And you set up where?

4 A. Kenema.

12:29:01 5 Q. Was mining going on in Kenema at the time you get there?

6 A. Yes, mining was going on. During that time it was peace,
7 mining was going on by different people, not directly now by
8 junta forces, no.

9 Q. Were you involved in any way with mining when you were in
12:29:24 10 Kenema?

11 A. No.

12 Q. So you say it wasn't being carried on on behalf of the -
13 not directly now by the junta forces, so who were the people who
14 were diamond mining?

12:29:42 15 A. Civilians --

16 Q. In Kenema?

17 A. Civilians from the area and civilians from Kenema, the
18 Marakas from Gambia, the Jollof from Gambia, the Mandingos,
19 different nationalities. They were based there. The war met
12:30:00 20 them there. They were there. People carried on their normal
21 business.

22 Q. And what happened, how long did you stay in Kenema before
23 you moved from there?

24 A. We were in Kenema for two to three months, but this time we
12:30:26 25 were not just based there. I told you constant attack caused
26 Mosquito to come to Kenema. We were just always on funny-funny
27 attack by CDF, so go to repel and come back. So we were just on
28 the mobile, we did not actually base in Kenema.

29 Q. What do you mean by "funny-funny attack"?

1 A. The CDF were doing hit and run through Guinea, hit and run
2 from Liberia through the Bo Waterside. At one time we were going
3 on another repel or another attack, that was the time that
4 Mosquito got wounded so we retreated from Joru area back to
12:31:06 5 Kenema. So those attacks were going on just constantly and it
6 developed until at the end of the day we moved to Kailahun
7 District from Kenema and the enemy forces took over Kenema.

8 PRESIDING JUDGE: Mr Munyard, excuse my interrupting, the
9 witness named certain persons involved in mining in Kenema and
12:31:26 10 some of the names appear as indiscernible. If you could go over
11 those names. The Marakas from Gambia and who else.

12 MR MUNYARD: I actually heard what I thought he said about
13 that but I'll take him through it again.

14 Q. You were telling us earlier that there were people from -
12:31:51 15 people mining including Marakas from Gambia. Do you remember
16 telling us civilians from the area, civilians from Kenema,
17 Marakas from Gambia. What other group from Gambia were there?

18 A. Maraka, Jollof from Gambia, they were there. We met them
19 there. They lived there. They get houses there. Everybody a --

12:32:25 20 Q. Just spell Jalloh, please?

21 A. J-O-L-L-O-F.

22 Q. Thank you. Any other groups there apart from the ones
23 you've told us about?

24 A. Everybody was in Tongo Field.

12:32:46 25 Q. Yes, who do you mean by everybody. You've told us some of
26 them. Were there any other nationalities or ethnic groups there?

27 A. Even Lebanese, Lebanese mined in Kenema, I mean in Tongo.
28 Lebanese, Maraka, M-A-R-A-K-A, Maraka.

29 Q. Yes, we're talking about Kenema at the moment?

1 A. Tongo, please.

2 MR MUNYARD: Does that answer your Honour's question or do
3 you want me to explore it further.

12:33:32 4 PRESIDING JUDGE: Mr Munyard, you were speaking of mining
5 in Kenema. The witness is obviously speaking of mining in Tongo.

6 THE WITNESS: That's Kenema District.

7 PRESIDING JUDGE: Are you talking about the same thing?

8 MR MUNYARD: I suspect we may be now.

9 THE WITNESS: That's Kenema District.

12:33:45 10

MR MUNYARD:

11 Q. When you say mining in Kenema, where precisely do you mean?

12 A. I'm talking about Tongo Field, 27 miles from Kenema.

13 Q. Right. Thank you. All right, so you say that you were
14 under attack from the enemy?

12:34:11 15

A. Yes.

16 Q. And who do you mean by the enemy?

17 A. The CDF.

18 Q. Yes?

19 A. The CDF.

12:34:25 20

Q. Anybody else?

21 A. The CDF from Guinea and from Liberia, they were threatening
22 us. Bo Waterside in particular.

23 Q. Was the junta still in power in Freetown?

24 A. Yes.

12:34:43 25

Q. And did anything happen to the junta in Freetown?

26 A. Yes, in Freetown there was a meeting to be held at
27 Cockerill where the ECOMOG forces blasted the whole place and
28 then a lot of officers died and suffer. Then the second incident
29 was the final intervention that took place on Freetown and led

1 all the forces to pull out to --

2 Q. The final intervention by who?

3 A. By ECOMOG forces.

4 Q. Right and which forces pulled out?

12:35:24 5 A. The AFRC, the RUF, all the junta forces.

6 Q. And that was when, can you remember?

7 A. '98.

8 Q. Do you know when in '98?

9 A. Early '98.

12:35:39 10 Q. All right. Where were you when that happened in Freetown?

11 A. We were already at Kenema.

12 Q. Right. Did you stay in Kenema?

13 A. We spent one week making - one week one day - the same

14 attack again from Liberia from the Bo Waterside bridge and Tongo

12:35:59 15 Field from Guinea way. We were shaking so that's how we left and

16 we went to Kailahun to defend our base.

17 Q. And when you say to defend our base, what do you mean by
18 our base?

19 A. It's our rear, it's our back, it's where we came from so we
12:36:20 20 needed to go there to sit there.

21 Q. And what about the AFRC and RUF forces from Freetown who
22 pulled out following the intervention, where did they go?

23 A. Everybody went into disarray. Some went into the north,
24 Kabala, and some of the soldiers came with the RUF and many
12:36:45 25 crossed to Liberia, dropped their arms and crossed to Liberia
26 through Baiwala.

27 Q. And where in Kailahun were you based?

28 A. This time round I was based at Pendembu.

29 Q. And in what capacity, what role were you based in Pendembu?

1 A. We all were deployed now to defend our mother base which is
2 Kailahun. All officers have to go and defend, in the process I
3 was wounded and I was in the hospital.

4 Q. When were you wounded?

12:37:25 5 A. I was wounded in 1998 I was wounded.

6 Q. Yes, do you know when in '98?

7 A. Around March ending. Around March I got wounded from the
8 air raid.

9 Q. You got wounded in an air raid, an air raid by who?

12:37:44 10 A. ECOMOG forces.

11 Q. And you say you were in hospital. First of all, where were
12 you wounded? What part of you was wounded?

13 A. What part of my body you mean?

14 Q. Yes?

12:38:01 15 A. On my left leg. My thigh.

16 Q. And how long did you have to stay in hospital?

17 A. Nearly a year because it was very serious, a lot of people
18 died there.

19 Q. You were in hospital for nearly a year?

12:38:26 20 A. For nearly a year.

21 Q. So can you remember when you came out of hospital?

22 A. From the bush I referred to as hospital, from the bush,
23 yes, I remember I was sent to Koindu.

24 Q. And when was that?

12:38:38 25 A. It was ending of '98 around October to November, I was in
26 Koindu.

27 Q. And what was your position in Koindu?

28 A. I was there as senior adviser to the battalion commander
29 that was there.

1 Q. Right, and who was that battalion commander?

2 A. Harris. One Harris, H-A-R-R-I-S, Harris.

3 Q. Thank you. And how long did you spend there?

4 A. I was there for two weeks - sorry, one week when the
12:39:38 5 Guineans invaded the RUF again from Guinea. This time round they
6 brought the war tank.

7 Q. You said the Guineans invaded the RUF again from Guinea?

8 A. Yes.

9 Q. Which Guineans?

12:39:55 10 A. The Guinean forces with the Kamajors. They were always
11 allied.

12 Q. And so what happened to you as a result of that invasion by
13 the Guineans?

14 A. We were attacked and we repelled the attack.

12:40:15 15 Q. Yes, what happened to you? Did you stay in that area or
16 did you move somewhere?

17 A. No, my assignment later changed again to go to Manowa
18 Ferry.

19 Q. Thank you. And when did you go to Manowa Ferry?

12:40:30 20 A. I went there in the same October. I spent a week in Koindu
21 after we were invaded, after we repelled the attack I was again
22 sent to Manowa.

23 Q. And what was your role, your position, at Manowa Ferry?

24 A. Senior adviser for the artillery weapon that were packed
12:40:54 25 there, the 40 barrel missile that were parked to Manowa, across
26 the river that were to go to Kono.

27 Q. Right, let's break that down a little, please. You were
28 the senior advisor for the artillery weapon that were parked
29 there, yes?

1 A. Yes.

2 Q. What were these or this or these artillery weapons that
3 were parked there?

4 A. Come again?

12:41:21 5 Q. What was it, the weapon or weapons that were parked there?

6 A. You had a 40 barrel missile parked at Manowa Ferry. Then
7 about three to four miles off from there you have, in Bunumbu you
8 have the ECOMOG armoured tank too with the two barrel
9 anti-aircraft guarded by some RUF artillery personals.

12:41:53 10 Q. You say the ECOMOG armoured tank guarded by RUF artillery
11 personal?

12 A. Yes.

13 Q. So had the RUF captured that tank?

14 A. Yes.

12:42:07 15 Q. Now, what was your role as senior adviser, what did that
16 mean you were to do?

17 A. I have to be closer to them as a senior officer because I
18 already had fragment in my left leg, so I was no more strong
19 enough to walk like first time.

12:42:23 20 Q. I didn't ask you; where did the 40 barrel missile come
21 from?

22 A. From the Guinean forces.

23 Q. And just tell us what is a 40 barrel weapon contained in?

24 A. The 40 barrel weapon contained 40 barrel on the turbo where
12:42:44 25 you have it receiving 40 different - 40 rocket at the same time
26 and can be released by button being pressed coming out by
27 interval.

28 Q. How big a weapon is that?

29 A. A very big weapon. It's almost the distance like from here

1 to here.

2 Q. Almost the distance from, just describe where your
3 pointing. Saying "here" doesn't tell anybody when they're
4 reading what you said. From where to where?

12:43:20 5 A. From this table.

6 Q. From the Defence bench?

7 A. Yes, to the Prosecution bench.

8 Q. And is it a mobile weapon or - tell us about it?

9 A. Yes, it's on a mobile weapon.

12:43:31 10 Q. What do you mean by that?

11 A. It's a vehicle but it can be driven.

12 Q. Now, was that weapon capable of working when you were there
13 at Manowa Ferry?

14 A. Yes, the weapon could work but it was damaged. It was
12:43:48 15 damaged in the process of capturing it was damaged. Only the one
16 functioning was the one Sankoh disarmed in Magburaka back to the
17 Guinean, his first visit.

18 Q. Sorry, let's just stay with the one at Manowa Ferry. You
19 say it could work but it was damaged?

12:44:08 20 A. Yes.

21 Q. Does that mean part of it worked or all of it worked or
22 none of it worked?

23 A. Part of it could work. Some RPG rocket damaged part of it.

24 Q. Right. So what was it doing at Manowa Ferry?

12:44:22 25 A. We kept it there because we captured it and we can't keep
26 it ahead of us, we can't defend it, these people were infantry.

27 Q. You can't keep it ahead of you, what do you mean by that?

28 A. We don't keep it to the front line to where we capture
29 them. We keep heavy weapon at the rear where we can defend it,

1 deep in the bush.

2 Q. Right. And so was there any particular plan to deal with
3 this 40 barrel weapon?

4 A. No, we kept them and they were there. We never had any
12:45:05 5 rocket for them to - for us to use. We just kept them because
6 for one fact we captured them and we kept them until when Foday
7 Sankoh come he will see what happened behind him.

8 Q. Right, now just tell us about Manowa Ferry. What is Manowa
9 Ferry?

12:45:27 10 A. Manowa Ferry is three miles to Pendembu. You cross Manowa
11 Ferry, another four miles to Bunumbu to go to Kono.

12 Q. When you say you cross Manowa Ferry, what is it you're
13 crossing?

14 A. When you come from Pendembu you cross by canoe, there was a
12:45:46 15 ferry before but not functioning no longer.

16 Q. It may be an obvious question, but what is it you're
17 crossing at Manowa Ferry?

18 A. In the canoe, we cross human beings and we cross food items
19 and other things, in the canoe we cross.

12:46:04 20 Q. What does the canoe go on?

21 A. Come again?

22 Q. What is the canoe moving across?

23 A. Why is it moving?

24 Q. No.

12:46:15 25 A. What it is moving?

26 Q. Mr Kollah, I wasn't asking you what items you take across.
27 I'm asking you what is the thing that you're crossing?

28 A. I said we cross food item, we cross human beings.

29 PRESIDING JUDGE: Were you crossing on a lake, on a river,

1 in the sea? What were your crossing?

2 THE WITNESS: Sorry, sorry. I was crossing a river.

3 Sorry.

4 MR MUNYARD:

12:46:44 5 Q. Now, you mentioned the fact that there used to be a ferry
6 there, yes?

7 A. Yes.

8 Q. You remember saying there used to be a ferry there?

9 A. Yes.

12:46:52 10 Q. But by the time you went there, in late '98, you had to use
11 a canoe to cross, yes?

12 A. The ferry is there but not functioning.

13 Q. All right, well, the ferry doesn't function?

14 A. No longer.

12:47:09 15 Q. So anyone who wants to cross the river has to use some
16 other means, yes?

17 A. Canoe or you tie the drum, you tie the drum either side and
18 you cross some logs and then you paddle. You cross. But the
19 ferry, the gull wire is cut off, it no longer function. The
12:47:29 20 whole thing is bored all around, there is no way to patch it. It
21 don't function at all.

22 Q. We've got the point that the ferry doesn't work any more
23 and the - and if you want to cross you can either go in a canoe
24 or you make some construction, you tie drums either side with
12:47:48 25 some logs and cross on those, yes?

26 A. Yes.

27 Q. Is either a canoe or this construction made of drums and
28 logs, are they capable of taking heavy weights?

29 A. No.

1 Q. Would either of those methods, and it may be an obvious
2 sounding question, but would either of those methods be capable
3 of taking any kind of vehicle?

4 A. No.

12:48:17 5 Q. Or would they be capable of taking any kind of heavy
6 artillery piece?

7 A. No.

8 Q. Thank you. As far as you're aware, how long did the Manowa
9 Ferry remain out of action, no longer working, with its gull wire
10 cut off?

12:48:35

11 A. I left from Kailahun District, I met it damaged.

12 Q. Yes, how long, as far as you're aware, did it remain
13 damaged?

14 A. I met it damaged. I left it damaged. A long time. A long
15 time.

12:48:53

16 Q. You met it damaged in late '98. When did you leave the
17 area?

18 A. No, I met it damaged since 1994 and I left it damaged since
19 1999.

12:49:05

20 Q. So is '94 the first time you were at Manowa Ferry?

21 A. I went to Kailahun District from Pujehun.

22 Q. Yes, is that when - the first time you were at Manowa
23 Ferry?

24 A. Yes.

12:49:16

25 Q. And it was still damaged in '99?

26 A. Yes.

27 Q. So how long did you stay on that assignment at Manowa Ferry
28 as a senior adviser?

29 A. I was there up to December. Up to the ending of December.

1 Up to the ending of December 1998.

2 Q. And where did you go at the end of December 1998?

3 A. After December 1998 I was arrested by Issa, taken to
4 Pendembu.

12:50:24 5 Q. What were you arrested for?

6 A. When Sankoh drove Sam Bockarie from the RUF I was pictured
7 as another strong person to Mosquito, so I was never satisfied
8 with and so Issa arrested me and tied me to Giema - to Pendembu.

9 After four or five hours I was later released and then he
10 assigned me to Kailahun as chief security officer to guide the
11 rear while he was in Makeni.

12 Q. Mr Kollah, I'm asking you about December 1998, yes?

13 A. Sorry.

14 Q. You said that --

12:51:12 15 A. Sorry, sorry, sorry.

16 Q. You said you were at Manowa Ferry until the end of December
17 '98. I just want to know where you went next.

18 A. Sorry. I forgot. '98, before December or after December,
19 which one?

12:51:33 20 Q. Well, when you leave Manowa Ferry, when is that?

21 A. I left from Manowa Ferry 1999, December 16th, after
22 Mosquito left. But I was still in Manowa from '98 ending.

23 Q. So did you stay there for a whole year then?

24 A. Yes, we were there. We used to move - I used to move
12:52:01 25 around. Go to Pendembu, go Kailahun, you go to Bunumbu, you come
26 back. Yes.

27 Q. So where were you on 6 January 1999?

28 A. I was in Pendembu.

29 Q. And what were you doing in Pendembu?

1 A. I was based there from Manowa to Pendembu, I moved to
2 Pendembu and based there, I come back to Manowa, I was based
3 there.

4 Q. Let me just see if I fully understand that. You've told us
12:52:48 5 before that you were sent to Manowa Ferry as a senior adviser in
6 relation to some artillery pieces, yes?

7 A. Yes.

8 Q. Then you say by 6 January 1999 you moved to Pendembu and
9 were based there and you come back to Manowa and you were based
12:53:07 10 there. Do you mean you had two bases and you moved between them?

11 A. Yes, my family were at Pendembu, I come there and go back
12 to the riverbank.

13 Q. And by the riverbank what do you mean?

14 A. Manowa Ferry.

12:53:28 15 Q. Thank you. So on 6 January 1999 you tell us you were in
16 Pendembu. Were you with your family there?

17 A. Yes, I said my family were there. I go there and go back
18 to the river. I was in Pendembu with my family, yes.

19 Q. Right. Now, from your knowledge did you hear anything
12:53:52 20 about an invasion of Freetown on 6 January 1999?

21 A. Yes.

22 Q. And what did you hear about it and how did you hear about
23 it?

24 A. Well, Johnny Paul from the army in Kangama and Mosquito
12:54:18 25 with some other loyal AFRC officers and soldiers that were in
26 Kailahun like Akim and Leather Boot, they all were in Kailahun
27 where they plan general attack, then they instructed Issa and
28 Rambo, Morris Kallon. While the discussion was going on in
29 Kailahun they were giving the update to them in Makeni to move to

1 Freetown and then when they moved to Freetown, SAJ Musa had
2 already been ahead.

3 Q. Sorry, pause there. Who moved? You say when they moved to
4 Freetown.

12:55:09 5 A. When they were moving to Freetown.

6 Q. Who were moving to Freetown?

7 A. The RUF. When they were on their way going to Freetown SAJ
8 Musa from the north, the northern province, because earlier when
9 we retreated he went on his own and he and Mosquito were not
10 friend.

12:55:28

11 Q. Pause there for a moment. I want to know from whom you've
12 heard this? You're in Manowa Ferry and Pendembu between the two,
13 how did you get this information about what went on in January of
14 1999.

12:55:53

15 A. I had a radio assigned with me and don't forget the RUF,
16 the communication was their most powerful weapon so for every
17 time anything goes on everybody gets around the radio. So it was
18 from the radio or monitor.

19 Q. Let's just look at what you've said then. You've said that
20 Johnny Paul from the army in Kangama. What did you mean Johnny
21 Paul from the army in Kangama. What did you mean by that?

12:56:23

22 A. Johnny Paul Koroma, he was residing in Kangama.

23 Q. And Mosquito with some other loyal AFRC officers and
24 soldiers that were in Kailahun?

12:56:47

25 A. No, Buedu.

26 Q. Well I'm just reading what you said a moment ago.

27 A. Yes, yes, yes.

28 Q. They were in Kailahun where they plan a general attack,
29 yes? When you say they were in Kailahun, which part of Kailahun?

1 A. In Buedu.

2 Q. They plan a general attack, they instructed Issa and Rambo,
3 which Rambo is this?

4 A. Rambo from the RUF.

12:57:17 5 Q. Morris Kallon. While discussion was going on in Kailahun
6 and they were giving the update to them in Makeni, who are the
7 people you describe as them in Makeni?

8 A. Rambo, Issa, Morris Kallon and other officers.

9 Q. So those people are in Makeni and what group do they belong
12:57:46 10 to?

11 A. They were the RUF.

12 Q. You went on to say then when they moved towards - they were
13 moving to Freetown. You then went on to mention SAJ Musa?

14 MR KOUMJIAN: Excuse me, counsel misread a little bit the
12:58:05 15 answer. It wasn't they were moving. It said update to them in
16 Makeni to move to Freetown.

17 MR MUNYARD: He then went on if you look at the next line -
18 I corrected myself because page 105, line 6 - well, I'll start at
19 line 4 actually. Sorry, pause there. Who moved. You say when
12:58:25 20 they moved to Freetown. The witness then said they were moving
21 to Freetown.

22 THE WITNESS: I said they were moving to Freetown.

23 MR MUNYARD:

24 Q. Yes, you did. Now who was it --

12:58:38 25 A. The RUF.

26 Q. -- who was moving to Freetown?

27 A. Rambo and others were instructed to move.

28 Q. Right. At that point on page 105 you then said SAJ Musa
29 from the north, the northern province, because earlier when we

1 retreated he went on his own and he and Mosquito were not friends
2 and I interrupted you at that point. What were you going on to
3 say about SAJ Musa from the northern province?

4 A. SAJ Musa was also on his way to Freetown.

12:59:19 5 Q. Right. Pause there. How were relations between SAJ Musa
6 and Mosquito?

7 A. It was sour.

8 Q. What group did SAJ Musa belong to?

9 A. SAJ Musa was commander for himself and he was SLA, Sierra
12:59:47 10 Leone Army, according to him. He was not with the RUF or junta
11 forces. He was commander on his own with his own men from
12 Freetown.

13 Q. Where was SAJ Musa going at this time?

14 A. He himself was on the way - on his way to Freetown on
13:00:07 15 an/under attack.

16 Q. Who with? Who was he with?

17 A. On his force. He had force. He had armed men, or SLAs.

18 Q. He had SLAs. Was there anybody else with him apart from
19 SLAs?

13:00:33 20 A. Yes, he had other few persons that he has mixed among his
21 men I believe when he was going.

22 Q. A few other persons mixed among his men. What do you mean
23 by "a few other persons". Who were they from?

24 A. He had few other men, please. Few other RUF, about 20 or
13:01:03 25 25 he had with him.

26 Q. So there's SLAs, about 20 to 25 RUFs, anyone else other
27 than those two?

28 A. No.

29 Q. And do you know roughly how many SLAs he had with him?

1 A. They were large number. I can't tell.

2 Q. By "large number" what sort of numbers are you conveying?

3 A. I can't remember the number. I was not with him so I can't
4 tell the number but there were enough. At the end of the day I
13:01:42 5 understood that they were over 1,000. They were the national
6 army. They retreated and they were on their own, so they were
7 plenty large in number.

8 Q. So this large force with 20 to 25 RUFs, where did they go?

9 A. When they went to Waterloo around Benguema, that was the
13:02:08 10 time Rambo was very close too to Waterloo and then SAJ had
11 already dispatched a large armed men in Freetown, nearly 1,000
12 plus, and so he stood there and passed order to do away with all
13 the ammunition or armament capture at Benguema before different
14 person used it.

13:02:45 15 Q. Pause there. They get to Waterloo around Benguema. That
16 was the time Rambo was very close to Waterloo. Which Rambo is
17 that?

18 A. RUF Rambo.

19 Q. And then SAJ Musa and his force get to Benguema, and again,
13:03:07 20 it may be an obvious question but what is at Benguema?

21 A. They went to Benguema, SAJ and his forces.

22 Q. What's at Benguema? What do they go to at Benguema?

23 A. Benguema is a bit inside but Waterloo right on the main
24 road, they were on the main road, they have already dispatched
13:03:40 25 the armed men into Freetown where he remained behind, he SAJ
26 Musa.

27 Q. Yes, is there a particular place at Benguema that you say
28 they went to?

29 A. I am saying Benguema is a bit inside from the main road, so

1 they were on the main road.

2 Q. We've got the geography, we've got the geography. What is
3 at Benguema?

4 A. Benguema is a military barrack.

13:04:09 5 Q. Thank you. Okay.

6 A. And then he sent his men into Freetown while he left behind
7 to get rid of the other ammunition in Benguema that they captured
8 and then he stood there and declared himself and then he said --

9 Q. Well, pause there for a moment. He declared himself what?

13:04:38 10 A. As the leader of --

11 Q. The leader of what?

12 A. Of the army.

13 Q. Yes, and why were they - why was he and his group heading
14 to Freetown? What were they going to do?

13:04:57 15 A. They were going to attack Freetown, I believe.

16 Q. Yes, for what purpose?

17 A. They wanted to take over the government.

18 Q. Were they - in doing that were they acting together with
19 the RUF?

13:05:13 20 A. No, this is the point. When he had dispatched the men into
21 Freetown where he was standing giving last order and then Rambo
22 arrived, he only saw a few of the RUF member escaping, coming
23 back to him and King Perry himself escaped and came back and said
24 it's not easy to move with these people. SAJ Musa is saying he's

13:05:44 25 not aware of any RUF here. We are enemy. In fact I was beaten
26 that I am giving update about their activities. After all, we
27 are not fighting together. They're a separate group. So we
28 should get off. And from here no RUF followed them. Any soldier
29 remaining with the RUF, you would be declared enemy. From today

1 he's not aware of the RUF. And from there while he was giving
2 the instruction, when he passed order to burn some of the ammo or
3 ammunition. From his back there was pieces that hit him from the
4 back of his head.

13:06:40 5 Q. Pause there, for a moment, Mr Kolleh. Before we get on to
6 that I want to ask you in a little more detail about what you've
7 just been telling us. You said SAJ Musa is saying he's not aware
8 of any RUF here, we are enemy. What did you understand that to
9 mean?

13:06:57 10 A. He was trying to separate himself from the RUF. He was not
11 with the RUF. He was not working with the RUF. He was a
12 separate group.

13 PRESIDING JUDGE: Mr Munyard, I don't quite follow. Was
14 this witness at Benguema, all this that he's narrating.

13:07:18 15 MR MUNYARD: No, not from what he's been telling us. He
16 said he was listening to the radio, if you remember that.

17 PRESIDING JUDGE: Well, I'd like to hear it from the
18 witness how he knew all these --

19 MR MUNYARD: [Overlapping speakers]

13:07:31 20 PRESIDING JUDGE: He didn't say he heard all this on the
21 radio. You are saying so. We'd like to hear from the witness
22 how he came by all this information, seeing he was not in
23 Benguema.

24 THE WITNESS: Yes, I told you earlier that all senior
13:07:45 25 officers sit by radio, especially I had my own radio. Whatsoever
26 was happening from King Perry to Issa and was reported to
27 Mosquito. That was the time Mosquito ordered Issa to order Rambo
28 to stop there and everybody should turn back. King Perry report
29 to Issa. He's a signaller and he was reporting on the radio also

1 to Rambo because Rambo was the commander for the forces and Issa
2 was there to supervise. So instruction from - sorry, message
3 from King Perry and Alfred Brown, they relay it on the radio
4 and --

13:08:33 5 MR MUNYARD:

6 Q. Pause there.

7 A. Yes.

8 Q. Who are King Perry and Alfred Brown?

9 A. They were signallers for the RUF.

13:08:40 10 Q. Right, and what were they doing with SAJ Musa and the group
11 he was controlling?

12 A. They were with SAJ Musa. They all were in the group trying
13 to move and that was the time they were suspected and then
14 beaten.

13:08:58 15 Q. When you say they were with SAJ Musa, you've told us that
16 they were RUF, what were they doing with SAJ Musa?

17 A. The area that SAJ stopped to give the instruction, this was
18 the area these men were, not the forces that move into Freetown
19 already. They were there in Benguema.

13:09:21 20 Q. Yes, but why were they with SAJ Musa's --

21 A. They were not assigned with SAJ Musa. I mean in the
22 surrounding area, whilst I'm sitting here and someone on the wall
23 there, obviously I'm a commander here, you are in my area, you
24 are with me here. But what actually happened was Alfred Brown
13:09:40 25 and King Perry, they were radio operators. When they were
26 suspected that's why they were beaten. They said you are sending
27 information about us and after all we don't know you here, get
28 off.

29 Q. You've told us that King Perry and Alfred Brown were

1 communicating with Rambo, yes?

2 A. Yes.

3 Q. Were they communicating with anybody else on the RUF side?

13:10:13 4 A. The radio was open all over the channel. We used - once
5 the channel is on everybody switched there and we listened to it,
6 all over the RUF.

7 Q. So did you yourself hear either King Perry or Alfred Brown
8 or both of them reporting what was going on at Benguema?

9 A. Yes, I had my own radio, I listened to it.

13:10:32 10 Q. Right. Now what is this you say about them being beaten?
11 Explain what you mean when you say they were beaten?

12 A. Yes, they were beaten by some of the SLAs that these people
13 are giving updates about our movement here and they should get
14 off. They were beaten severely, especially King Perry was

13:10:56 15 beaten.

16 Q. Giving updates about our movement to whom?

17 A. They were accused of giving updates to the RUF, to Issa, to
18 Mosquito.

19 Q. Right. Now you told us earlier that SAJ Musa said he
13:11:10 20 wasn't aware of any RUF here, they are the enemy. Where did you
21 get that from?

22 A. The same radio message.

23 Q. And what did SAJ Musa say about RUF, the enemy?

24 A. He said from here anyone follow us they were will be
13:11:34 25 declared enemy from here. This is the deadline. He drew the
26 line, according to King Perry report. Then Mosquito ordered Issa
27 to order Rambo to stop and return.

28 PRESIDING JUDGE: The line being where exactly?

29 THE WITNESS: He drew the line, just a demarcation, that

1 this line, any of you cross this line you declared enemy right
2 here. From here everybody go back and that was where the RUF
3 stopped.

4 MR MUNYARD:

13:12:12 5 Q. Where was he when he drew that line?

6 A. According to King Perry he drew the line on the main road.

7 Q. The main road where?

8 A. To Freetown.

9 Q. Where on the main road?

13:12:21 10 A. Benguema.

11 Q. Thank you. And what did he say about the RUF being - I've
12 asked you what he said about RUF being the enemy. Anyone follow
13 us, they will be declared enemy?

14 A. Yes.

13:12:40 15 Q. And what did that mean?

16 A. Meaning that he was not operating along with the RUF.

17 Q. Right.

18 PRESIDING JUDGE: Sorry, Mr Witness, who was SAJ talking to
19 when he drew the line? Who was he addressing?

13:12:57 20 THE WITNESS: He was addressing RUF fighters. If you are
21 among his group you should be aware of what he was saying. He
22 was saying - he was making the remark to who feel you are RUF,
23 you don't follow them. If you are in that group, he's not aware
24 of you.

13:13:22 25 MR MUNYARD:

26 Q. Sorry, if you're in what group he's not aware of you?

27 A. For example, moving --

28 Q. Mr Kolléh, if you're in what group --

29 A. SAJ Musa's group. SAJ Musa's group.

1 Q. You said there were 20 to 25 RUFs with him?

2 A. Yes.

3 Q. Were they allowed to carry on with him?

13:13:58

4 A. No, no, no, no, no. In fact King Perry was only giving his
5 own information. By that time everybody with him fall out, move
6 from there because the beating from King Perry, it will tell you
7 to move by yourself.

13:14:24

8 PRESIDING JUDGE: Was King Perry and what's the second
9 guy's name? Alfred Brown. Were these two signallers attached to
10 the forces of SAJ Musa at Benguema?

11 THE WITNESS: They were not attached to him.

12 PRESIDING JUDGE: Where were they and what were they doing
13 there?

13:14:37

14 THE WITNESS: SAJ Musa was a commander on his own and the
15 forces he moved with, they were coming from the same northern
16 province.

17 PRESIDING JUDGE: I'm talking about King Perry and Alfred
18 Brown. Where were they when this happened?

13:14:53

19 THE WITNESS: They were right on the main road. Benguema
20 is a bit inside from the main road and some of the men from SAJ
21 were the one that carried out the beating that you people are
22 monitoring us.

23 PRESIDING JUDGE: Yes, what were King Perry and Alfred
24 Brown doing on the roadside from Benguema is what I'm asking.

13:15:07

25 THE WITNESS: I told you earlier that there were about 20
26 to 25 RUF member among that group going and then that's how they
27 got them suspected and they were beaten.

28 PRESIDING JUDGE: You still didn't answer my question. You
29 said Alfred Brown and King Perry were not part of SAJ Musa's

1 forces, correct?

2 THE WITNESS: Yes, they were RUF.

3 PRESIDING JUDGE: Now if they were not part of SAJ Musa's
4 forces what were they doing on the road at Benguema.

13:15:39 5 THE WITNESS: The forces from Rambo, some of these men were
6 already moving, you don't move in column on those issues, you
7 move - other people had already moved ahead to give update of
8 what is happening. Go and stop here, we are coming, from Rambo.
9 Then they come and see certain group ahead of them, they said but
13:15:59 10 we are seeing people here doing this and doing that.

11 PRESIDING JUDGE: Mr Witness, you've lost me now
12 completely. I asked you a simple question. What was Alfred
13 Brown and King Perry doing near Benguema? What were they doing
14 there?

13:16:14 15 THE WITNESS: They were there waiting for Rambo.

16 PRESIDING JUDGE: Just the two of them?

17 THE WITNESS: Yes.

18 JUDGE DOHERTY: Mr Witness, where had they come from before
19 they arrived on the road at Benguema?

13:16:32 20 THE WITNESS: They all came with the main road from Makeni
21 way towards --

22 JUDGE DOHERTY: I said where did they come from.

23 THE WITNESS: From the RUF zone.

24 JUDGE DOHERTY: Just two of them?

13:16:45 25 THE WITNESS: From Masiaka to - no, others were behind
26 coming.

27 MR MUNYARD: Your Honours, could I just try a slightly
28 different way to deal with this.

29 Q. Where did SAJ Musa's large group of fighters travel from

1 originally on their way to Freetown?

2 A. They came from the northern province. They had so many
3 roads to get on the main road towards Freetown.

13:17:15

4 Q. All right. The 20 to 25 RUFs who you said at one stage
5 were with them, were they with them from the northern province?

6 A. I can't tell because --

7 Q. If you don't know, say you don't know. But if you do know
8 tell us - sorry?

13:17:39

9 A. I can't tell whether they were with them in the northern
10 province.

11 Q. When did you first become aware that there were 20 to 25
12 RUFs with SAJ Musa's forces? When did you first learn about that
13 group with SAJ's forces?

13:17:57

14 A. From King Perry, from the radio. I was sitting by the
15 radio.

16 Q. And when was that?

17 A. This happened 1999.

13:18:19

18 Q. No, I didn't mean - I meant particularly you were about to
19 tell us something to do with SAJ Musa ordering some materials,
20 ordering something to be done with materials at Benguema
21 Barracks, do you remember that?

22 A. Yes.

23 Q. How long before that did you first become aware of a group
24 of 20 to 25 RUFs with SAJ's forces?

13:18:38

25 A. By this time SAJ had already dispatched the men in
26 Freetown. Then it was later when this happened, trying to make a
27 follow up now to Freetown.

28 Q. Mr Kollah, just listen to the question. What we want to
29 know from you is when was it you first found out that there was a

1 group of 20 to 25 RUF people with SAJ's force who'd arrived by
2 now at Benguema?

3 A. It was later.

4 Q. Later than?

13:19:18 5 A. That was dead in the evening.

6 Q. The evening of which day?

7 A. I don't remember the day.

8 Q. All right. Can you tell us any incident that happened on
9 that day?

13:19:28 10 A. Yes, from the same communication, pieces hit SAJ from the
11 back of his head and he fell off.

12 Q. All right. Pause there. What pieces and how did they come
13 to hit SAJ on the back of his head?

14 A. Well, it was pieces from a rocket, something like that, hit
13:19:51 15 him from the back of his head.

16 Q. Yes, how did the piece of the rocket come to be flying in
17 SAJ Musa's direction?

18 A. They had some ammunition in some houses and he passed order
19 to burn all. In the process of burning.

13:20:06 20 Q. What do you mean by ammunition in some houses? Houses
21 where?

22 A. In Benguema.

23 Q. In the town of Benguema or the barracks at Benguema or
24 what?

13:20:15 25 A. Benguema is a barrack. In the barrack.

26 Q. So he ordered them to burn it all. In the process of
27 burning, what happened?

28 A. While he was standing up talking a piece of a rocket hit
29 him from the back of his head and then he fell off, carry him up

1 and then he died.

2 Q. He fell off and he died, yes?

3 A. Yes.

4 Q. That was the day then, was it, that you first heard about

13:20:50 5 20 to 25 RUFs being with his group at Benguema?

6 A. Yes. That was the radio report.

7 Q. So what happened after SAJ Musa died? What did you hear
8 and how did you hear it?

9 A. Well, I listened to BBC on the same wireless radio when

13:21:20 10 Gullit spoke on the air that they have captured Freetown and then

11 when Robin White ask are you fighting under the command of

12 Mosquito he said no, we have two forces. We are in the city. We

13 have taken over State House.

14 Q. And do you remember what day that was that you listened to

13:21:52 15 the BBC?

16 A. I'm sorry, I can't remember the day.

17 Q. Now did you hear anybody else on the radio around that time
18 speaking about the invasion of Freetown?

19 A. Yes, I also - Mosquito also spoke. He said --

13:22:25 20 Q. Pause there. Where were you when you heard Mosquito
21 speaking?

22 A. I was on my radio.

23 Q. In what part of the country?

24 A. I was at Manowa.

13:22:35 25 Q. You're at Manowa. Where did you understand Mosquito to be
26 at that time when you're in Manowa listening to your radio?

27 A. Mosquito was in Buedu.

28 Q. And how did you know that?

29 A. I know because he was there and he would not make any

1 movement that I would not know because only Manowa he would pass
2 if he wanted to go anywhere.

3 Q. So as far as you were aware he was in Buedu. If he did
4 move from there, you say he would come through Manowa Ferry?

13:23:12 5 A. Yes.

6 Q. Right. So tell us what you heard him saying over the
7 radio?

8 A. Mosquito said, "My forces have captured Freetown. I am in
9 full control." It was later when Robin White contacted Gullit
10 and Gullit said, "No, we are not fighting under the same forces".

11 Q. As far as you were aware from monitoring the radio did any
12 RUF forces ever enter Freetown in January 1999?

13 A. No.

14 Q. You told us about RUF forces in Makeni. Did you hear
15 anything about those forces and where they were went?

16 A. Those that moved with Rambo, they stopped on the highway
17 and they were ordered to report.

18 Q. They stopped on the highway where?

19 A. They stopped between RTF or RTI. Between there and
20 Waterloo to return.

21 Q. Those initials, what do they stand for?

22 A. I think rapid --

23 Q. What does the F stand for?

24 A. Force.

13:24:59 25 Q. So rapid something force?

26 A. Yes.

27 Q. They stopped, is that a place or is it what?

28 A. It's just a place on the highway. Not a large place, just
29 a place on the highway. After that you don't move too far to get

1 to Waterloo.

2 Q. And who is there at that place on the highway?

3 A. Rambo.

4 Q. No, I mean - forget - Rambo's gone there, but this R
13:25:26 5 something F, who are they?

6 A. Come again?

7 Q. The rapid something force, who are the rapid something
8 force? What are they part of if they're a force?

9 A. It was a base area for the army.

13:25:49 10 Q. Which army?

11 A. Sierra Leone Army.

12 Q. So there's a base of the Sierra Leone Army called the rapid
13 something force on the highway, yes?

14 A. Yes.

13:26:01 15 Q. And Rambo gets to there?

16 A. Yes, Rambo went around there, just beyond there and he was
17 ordered to report. I'm just telling you that those are places on
18 the highway.

19 Q. Right. He gets to - he goes beyond there and he's ordered
13:26:23 20 by who to report to where?

21 A. From Mosquito to Issa to report.

22 Q. Right. And do you hear his report on the radio?

23 A. Yes.

24 Q. What does he report?

13:26:32 25 A. He should report with all the men that he's moving with.
26 He should stop there and not to advance beyond that.

27 Q. So as far as you were aware, how far - how close to
28 Freetown did any RUF force as such get?

29 A. Waterloo. Benguema, Waterloo.

1 PRESIDING JUDGE: Sorry, who ordered the forces to report
2 to whom?

3 MR MUNYARD: He did actually say who ordered. He's already
4 answered that question, your Honour.

13:27:07 5 PRESIDING JUDGE: He said something like from Mosquito to
6 Issa to report. What does that mean?

7 THE WITNESS: From Mosquito to Issa to Rambo to report they
8 should not move further than that.

9 PRESIDING JUDGE: Report to whom?

13:27:22 10 THE WITNESS: They were advancing. They were asked to
11 report back on base is what I'm saying.

12 MR MUNYARD:

13 Q. Mr Kollah, who gave the order?

14 A. Mosquito gave the order.

13:27:31 15 Q. All right. Pause there. He gave the order to who?

16 A. To Issa.

17 Q. And what was the order that he gave to Issa?

18 A. Stop to where you are and report back on base.

19 Q. Right. And where was Issa?

13:27:50 20 A. Issa was in - he was around Masiaka.

21 PRESIDING JUDGE: Could I interrupt again and ask this of
22 the witness: Mr Witness, you said a little earlier that Mosquito
23 said on the BBC, "My forces have captured Freetown, I'm in full
24 control." He said this to Robin White, correct?

13:28:20 25 THE WITNESS: [Overlapping speakers] BBC.

26 PRESIDING JUDGE: Now my question is this: You've just
27 stated that there were in fact no RUF forces fighting along with
28 Gullit by this time in Freetown, so why did Mosquito claim that
29 his forces had captured Freetown and were in full control?

1 THE WITNESS: It was just a coincidence. Mosquito forces
2 were not in Freetown. He was in Buedu. It was just - it just
3 happened by chance. That's why Gullit was contacted and Gullit
4 did say that I am not fighting under Mosquito's command, we are
13:28:54 5 separate forces [overlapping speakers]

6 PRESIDING JUDGE: I know that, I know that, but why was
7 Mosquito claiming that his men were in full control in Freetown
8 when in fact they weren't? Why?

9 THE WITNESS: I don't know.

13:29:11

10 MR MUNYARD:

11 Q. Well, was it the truth?

12 A. Come again?

13 Q. Was Mosquito's claim true? Were his forces, the RUF --

13:29:28

14 A. No, no, that's why I say, it happened just by chance. He
15 was a flamboyant somebody who could just maybe say something to
16 and when it happened he would say yes indeed I was lucky to see
17 it and it happened. It was initially on that.

18 Q. Mr Kollah, when you say Mosquito told Robin White his
19 forces were in Freetown, was that the truth?

13:29:48

20 A. No.

21 Q. Was it a lie?

22 A. Yes.

23 Q. What do you mean by it was a coincidence or it was by
24 chance?

13:29:58

25 A. When he said his forces were in Freetown and they were not
26 there and then it happened that fighting was in Freetown, then
27 that's what I say; it just happened by coincidence, but his
28 forces were not in Freetown.

29 Q. Sorry, what happened by coincidence?

1 A. Anything that happened by chance, by means of chance, it
2 happened by - as coincidence.

3 Q. No, what was it that had happened, you say, by chance or
4 coincidence?

13:30:29 5 A. When Mosquito said his forces were in Freetown and Gullit
6 said they have captured Freetown.

7 Q. Pause there. Were some forces in Freetown?

8 A. Yes, Gullit --

9 Q. And whose forces were they?

13:30:48 10 A. Gullit and his men were in Freetown.

11 Q. And were those forces in Freetown when Mosquito told the
12 BBC a lie, saying that it was his forces in Freetown?

13 A. They were there.

14 Q. Sorry?

13:31:01 15 A. Yes, they were there. They were there when Mosquito said
16 his forces were in Freetown.

17 Q. Yes, when Mosquito told a lie, yes?

18 A. Yes.

19 Q. Thank you. So --

13:31:14 20 PRESIDING JUDGE: Mr Munyard, we are way over the luncheon
21 break.

22 MR MUNYARD: Yes, I can see from this angle we're at least
23 a minute and a half.

24 PRESIDING JUDGE: Very well, we will adjourn for the
13:31:24 25 luncheon break to 2.30. Court is adjourned.

26 MR MUNYARD: I think your Honours ought to cut me off.

27 [Lunch break taken at 1.32 p.m.]

28 [Upon resuming at 2.33 p.m.]

29 PRESIDING JUDGE: Good afternoon. Mr Munyard, please

1 continue.

2 MR MUNYARD: Thank you, Madam President. Before we get
3 back to the body of the evidence, one thing I forgot to do was to
4 ask the witness to sign and date the photograph MFI-1, and I
14:33:23 5 wonder if that can simply be brought over now before we resume
6 proceedings.

7 While that's being done, may I also invite the witness,
8 Mr Kolleh, Mr Kolleh, Mr Kolleh, can I invite you to keep your
9 head up and face the judges, look at the judges when you're
10 giving your evidence, because they have to hear what you say. It
11 may be a little bit strange that you're being questioned from one
12 position and being asked to look in a different position. But
13 please try and look at the judges when you give your evidence.
14 We're just going to get you to sign and date the photograph that
14:34:01 15 you identified several people on earlier.

16 THE WITNESS: You mean today?

17 MR MUNYARD: Yes, it's the 1st of November, All Saints' Day
18 2010. Yes, thank you very much, Madam Court Officer, we've now
19 seen that that document has been correctly dated and signed.
14:35:16 20 Thank you.

21 I just want to ask you one last thing, Mr Kolleh, about
22 what you were saying in relation to Sam Bockarie claiming that it
23 was his forces that were in Freetown on January 6th, 1999. You
24 described Sam Bockarie as "flamboyant", what did you mean by
14:35:46 25 that?

26 A. Sam Bockarie was somebody who was, you know, full of a big
27 show and he always boasts of what he did.

28 Q. Right. So he was a boaster?

29 A. Yes.

1 Q. Right. I now want to ask you about where you went during
2 the course of the year that followed the January 6 invasion. Did
3 you stay in that location, between Manowa Ferry and Pendembu
4 between the whole of 1999 or did you go somewhere else?

14:36:53 5 A. 1999, I went to Kailahun on another assignment.

6 Q. And what was that assignment?

7 A. Chief security officer.

8 Q. And chief security officer to whom?

9 A. To the RUF.

14:37:20 10 Q. Right. And when did you move to Kailahun?

11 A. It was in December 1999.

12 Q. Right. Now, when you went there, were you still working
13 with - or under Sam Bockarie?

14 A. No.

14:37:44 15 Q. Where was Sam Bockarie in December 1999?

16 A. He was off the RUF.

17 Q. What do you mean "he was off the RUF"?

18 A. He was no longer with the RUF.

19 Q. Right. Why was that?

14:38:09 20 A. Pardon?

21 Q. Why was he no longer with the RUF?

22 A. There was a problem between Sankoh and Mosquito,
23 Sam Bockarie, that led him out of the RUF.

24 Q. Right. And where did he go when he left the RUF?

14:38:34 25 A. He went to Liberia.

26 Q. And how was it that he came to go to Liberia?

27 A. It was by negotiation of the United Nations.

28 Q. And what do you mean by "negotiation of the
29 United Nations"?

1 A. When Sankoh had problem with Sam Bockarie and Sam Bockarie
2 sent Pa Rogers in Freetown to talk to Sankoh and Sankoh could no
3 longer listen, he kept telling him to leave the RUF, he was not
4 part of his revolution, he, Sankoh, brought.

14:39:31 5 Q. Right. Pause there. You've said that there was a problem
6 between Sankoh and Mosquito, but what I want to know is what was
7 the role of the United Nations?

8 A. The United Nations talked to Mosquito to leave the RUF for
9 the sake of peace.

14:39:56 10 Q. Do you know - first of all, how do you know this?

11 A. I was in Buedu.

12 Q. And?

13 A. Some officers of the United Nations came to him.

14 Q. Right.

14:40:12 15 A. To get his address, his phone number, sat phone number.

16 Q. Right.

17 A. And then that was taken to Liberia.

18 Q. Now, did you see these officers of the United Nations?

19 A. Yes, I was present on the ground.

14:40:28 20 Q. Right.

21 A. That was a very sensitive time, most officers were on the
22 ground.

23 Q. And when you, yourself, used the expression to get his
24 address or to get somebody's address, what do you mean by

14:40:43 25 "address"?

26 A. I mean they were trying to get his phone number, sat phone
27 number.

28 Q. Right.

29 A. And he gave it.

1 Q. Right. And did he speak to you about them, about what had
2 gone on?

3 A. Yes, he told me that the problem continuing to exist and
4 Sankoh is asking him to leave but he has nowhere to go, and
14:41:12 5 United Nations is asking him - sorry - Guinea, Liberia, Nigeria,
6 which one of choice. And he say he would not leave because he
7 has nowhere to go. And they said we can make a way for you to go
8 to Liberia, and that was the time they took his sat phone
9 number to pass it through Liberia.

14:41:40 10 Q. Right. Do you know when it was that he left the RUF?

11 A. Mosquito left the RUF 1999, December 16.

12 Q. Right. And so who was left in Sierra Leone leading the
13 RUF?

14 A. Issa H Sesay.

14:42:13 15 Q. Where was Foday Sankoh in December 1999?

16 A. Foday Sankoh was based at Freetown.

17 Q. Right. And was Foday Sankoh still the leader of the
18 organisation?

19 A. Yes.

14:42:35 20 Q. Right. And so what was Issa Sesay's role
21 then, December 1999?

22 A. Issa Sesay was now - was now the field commander of the
23 RUF.

24 Q. Right. And you're the chief security officer?

14:43:05 25 A. Yes.

26 Q. What were your responsibilities as chief security officer?

27 A. I was there to give update of happenings to Issa Sesay. I
28 was also there to make sure that the brigade commander functions
29 well. I was also there to make sure that combatants, civilians

1 don't go into problem.

2 Q. Right. And how long did you carry out that responsibility?

3 A. Up to disarmament.

4 Q. And that was what year?

14:43:55 5 A. 2001.

6 Q. Right. Where were you based from the end of 1999

7 throughout the year 2000?

8 A. I was based at Kailahun.

9 Q. Any particular place in Kailahun?

14:44:18 10 A. Kailahun Town.

11 Q. Right. Now, where did you go after Kailahun Town? Where
12 was the next place you went to?

13 A. I don't remember what you were saying.

14 Q. Well, let me put another way. You've told us that you're
14:44:50 15 chief security officer and you remained in that position until
16 disarmament in 2001, does that mean that you stayed in Kailahun
17 Town all that time, up to 2001 or did you ever move to anywhere
18 else?

19 A. Yes, I was in Kailahun up to 2005.

14:45:09 20 Q. All right. Well, I'm staying with '99/2000. I want to ask
21 you specifically about an event. Did you - a specific event
22 involving activities on the Guinean border with Sierra Leone.

23 A. Yes.

24 Q. Were you aware of any RUF activity on or around the border
14:45:52 25 with Guinea?

26 A. Yes.

27 Q. Can you tell us what happened that you're aware of.

28 A. At one time I saw Matthew Barbue.

29 Q. Now, who is Matthew Barbue?

1 A. He was one of the senior officer of the RUF.

2 Q. Right. And where did you see him?

3 A. He met me in Kailahun.

4 Q. And was he alone?

14:46:31 5 A. No.

6 Q. Who was he with?

7 A. He had some armed men and he went towards the border with
8 Guinea.

9 Q. Right. And did you know why he'd gone to the border with
14:46:47 10 Guinea?

11 A. Yes, we suspected Kamajors invasion from Guinea, so he also
12 went there while we were on the alert.

13 Q. Why did you suspect Kamajor invasions from Guinea?

14 A. We have always been attacked from Guinea from Kailahun
14:47:11 15 District, from Sandaru town to Guinea border and we have been
16 attacked twice on the Guinean border, also from Kailahun,
17 Mofindor crossing point. So we have always been on the alert.

18 Q. So from Kailahun, which crossing point?

19 A. Around Mofindor and Yebeima, an area called Yebeima. We
14:47:41 20 were suspecting attack again from there.

21 Q. Right. Can you spell those two places, please.

22 A. Yebeima. Y-E-B-E-I-M-A.

23 Q. Right. And the other place, the first one you mentioned?

24 A. M-O-F-I-N-D-OR.

14:48:18 25 Q. M-O-F, what's the next letter?

26 A. F-I-N-D-O-R.

27 Q. Right, Mofindor. Thank you.

28 And when you say that's a crossing point, what is it that
29 you cross? Is it land or water to get to the other place?

- 1 A. Water.
- 2 Q. Is that a river, a lake or what?
- 3 A. River.
- 4 Q. What is the river?
- 14:48:55 5 A. Moa River.
- 6 Q. Thank you. And what's on the other side of the river?
- 7 A. It's Guinea.
- 8 Q. Thank you. Is Yebeima on the river?
- 9 A. Yes, it's another crossing point. You go up with the river
- 14:49:16 10 all the way towards Koindu. It's also on the river, is what I'm
- 11 trying to say.
- 12 Q. And what is the country on the other side of the river
- 13 there?
- 14 A. Across the river?
- 14:49:28 15 Q. Yes.
- 16 A. It's Guinea.
- 17 Q. That's also Guinea, thank you. So you'd had attacks in
- 18 that area and you were?
- 19 A. We were suspecting attack.
- 14:49:39 20 Q. You were suspecting another?
- 21 A. Yes.
- 22 Q. And so what did Matthew Barbue tell you he was there for?
- 23 A. He told me he had been ordered to move to Guinea border,
- 24 that Kamajors are planning to attack our opposition and that's
- 14:50:00 25 how he moved. I go with him, we went to Koindu, I escorted him
- 26 to the river bank.
- 27 Q. Right. And the river bank is where?
- 28 A. It's between Sierra Leone and Guinea.
- 29 Q. All right. And you said you went with him to Koindu, you

1 escorted him to the river bank. Is that at Koindu or beyond
2 Koindu?

3 A. Come again?

4 Q. Is the river bank at Koindu or is it after Koindu, beyond
14:50:32 5 Koindu?

6 A. It's beyond Koindu. I think 3 miles or something.

7 Q. Right?

8 A. From Koindu to the river bank.

9 Q. Now, why did you escort him to the river bank?

14:50:43 10 A. It was my assignment area, I had to move with him.

11 Q. Right. And was it him and the people - the men that he was
12 with or just him?

13 A. No, he was with the men that he came with.

14 Q. So did you yourself go across the river into Guinea on that
14:51:03 15 occasion?

16 A. No.

17 Q. What did you do?

18 A. I stopped at the river bank and went back to Koindu and
19 then to Kailahun.

14:51:16 20 Q. And did you - you've told us earlier that you had to report
21 happenings. Did you report that particular happening?

22 A. Yes.

23 Q. Who did you report it to?

24 A. To Issa.

14:51:31 25 Q. Right. Did you ever see Matthew Barbue and that group of
26 men again?

27 A. Yes.

28 Q. How long afterwards?

29 A. Almost a week, a week - a week plus.

1 Q. Right. And where did you see them?

2 A. I - they saw me in Koindu town.

3 Q. Right. And did they tell you anything about what had
4 happened when they'd gone - where they'd headed for?

14:52:23 5 A. Yes, they told me they attacked the Kamajors inside Guinea.

6 Q. Right. Did they mention any other forces there?

7 A. He told me why they were fighting at Nongowa area, they
8 were also hearing another sound, fire off from them too, that's
9 what they told me.

14:52:55 10 Q. Yes. And did they tell you who it was who was making the
11 other sound firing off at them?

12 A. He told me, he said the sound too was coming from Liberia
13 into Guinea.

14 Q. Right.

14:53:12 15 A. And I asked him how you knew, he told me when they were
16 pushed back by the Kamajors and the Guinean, by the river bank
17 and some managed to make their way very close to Liberia border
18 to cross on island there, inside Koindu to come back.

19 Q. Some managed to make their way very close to the Liberia
14:53:36 20 border and cross on an island there?

21 A. Yeah.

22 Q. And what did they tell you or what were you told about
23 those who had managed to make their way close to the Liberian
24 border?

14:53:47 25 A. Many of them got dragged into the river and died there.
26 Some crossed over to Sierra Leone and they later headed for their
27 various assignment areas in Kono area, Makeni area.

28 Q. Were you told anything more about the sound coming from
29 Liberia into Guinea?

1 A. No.

2 Q. Did Matthew Barbue tell you anything about any people he
3 met when he was on this operation in Guinea?

4 A. He told me when he retreated he met in the savannah,
14:54:46 5 there's a savannah there, open area, he met some Liberian fighter
6 too trying to retreat from Guinea.

7 Q. Right. Did he give you the names of any of them?

8 A. He told me of one Stanley, one Stanley. He told me of one
9 Stanley.

14:55:18 10 Q. Right. Any other names?

11 A. No.

12 Q. And was Matthew Barbue the only RUF commander who you were
13 aware of going into Guinea on that occasion or were there any
14 others?

14:55:40 15 A. I also saw some of Superman's bodyguard also running into
16 Koindu town, some crossed banana stakes and others and they were
17 telling me that Cowpupu and others also die in the river when
18 Superman also was attacking Nongowa opposite Koindu, into Guinea.

19 Q. Let's take that in stages. You saw some of Superman's
14:56:07 20 bodyguards running into Koindu town, and they told you amongst
21 other things, I'll deal with them all, that some died when
22 Superman was also attacking Nongowa opposite into Guinea. What
23 do you mean by Superman was also attacking Nongowa, in what
24 country is Nongowa?

14:56:32 25 A. It was the same Guinea I'm talking about. When they were
26 also pressed on the river bank some of the guards, bodyguards and
27 other fighters jump in the river to cross and in the process some
28 die.

29 Q. All right. I'm going to come to that. I'm interested

1 first of all in who else was involved in an attack on that
2 occasion on Guinea. You've told us about Matthew Barbue and his
3 crew. Do you know where they went in Guinea, what was the name
4 of the place that they went to?

14:57:09 5 A. They cross into Guinea between Gueckedou and Nongowa, I
6 can't tell now which way they headed.

7 Q. All right. Are you able to tell us how to spell Gueckedou.

8 MR KOU MJIAN: I have no problem. That's on the record.

9 MR MUNYARD: Thank you. Don't worry, we've got a spelling
14:57:33 10 of that, Mr Kolleh.

11 PRESIDING JUDGE: Mr Munyard, do we have time frames for
12 these attack news Guinea, I think not? The first attack by
13 Matthew Barbue and then this other attack.

14 MR MUNYARD: We'll certainly deal with it now.

14:57:48 15 Q. I'd asked you about events - we were dealing with the year
16 2000, when I asked you about these questions. When did this
17 particular incident take place?

18 PRESIDING JUDGE: Which incident are we talking about?
19 There were two incidents.

14:58:07 20 MR MUNYARD: This attack into Guinea from various - on
21 various fronts.

22 Q. Let's deal with the Matthew Barbue part of it. When did
23 you meet Matthew Barbue on his way into Guinea when he ends up
24 between Nongowa and Gueckedou?

14:58:25 25 A. This was early 2000.

26 Q. Early 2000?

27 A. Yes.

28 Q. What season was it?

29 A. It was the summer, dry season.

1 Q. Right. When you say the summer and the dry season, when is
2 the rain - what months does the rainy season cover?

3 A. From May - April to May, October.

4 Q. Right.

14:59:02 5 A. Rainy season.

6 Q. All right. So when you say the dry season, which end of
7 the year are you talking about, before May or after October?

8 A. It happen I said early 2000, somewhere around February
9 or March.

14:59:21 10 Q. All right. So that's when Matthew Barbue goes there and
11 you meet him. And when was it that you saw some of Superman's
12 forces running back into Koindu?

13 A. The same time Matthew Barbue retreated from Guinea was the
14 same time I saw some of Superman's bodyguards.

14:59:52 15 Q. All right. Thank you. Anybody else from the RUF that you
16 were aware of involved in an incursion into Guinea at around that
17 same time?

18 A. Apart from those two groups, no.

19 Q. Who was Superman under at that stage? Who was Superman's
15:00:23 20 overall commander at that stage?

21 A. Superman was operating under Issa Sesay.

22 Q. And do you know where Issa Sesay was at that time?

23 A. Issa Sesay was at Makeni.

24 Q. I just want to ask you a little bit more about Superman and
15:01:09 25 Issa Sesay. After that incident, did Superman continue to work
26 under the authority of Issa Sesay?

27 A. No.

28 Q. What happened?

29 A. Issa Sesay was not too satisfied with Superman for security

1 reason, one. When Mosquito was within the RUF, Superman split
2 with the RUF and Issa Sesay was on the side of Mosquito, so that
3 relation begin to get sour between that time and discontinue.

4 Q. All right. And so did Superman join any other force?

15:02:08 5 A. Yes, when Superman went back - when he went back he left me
6 in Koindu, he went back. After some time I got information that
7 Superman was no longer with the RUF.

8 Q. And what year was that?

9 A. The same 2000.

15:02:24 10 Q. Thank you. Now, when did you first become involved in the
11 disarmament process?

12 A. Come again?

13 Q. When did you first become involved in the process of
14 disarmament?

15:02:43 15 A. I particular?

16 Q. Yes.

17 A. I don't understand.

18 Q. You told us earlier that you were in Kailahun throughout
19 2000. In fact, I think you said all the way to 2005.

15:03:06 20 A. Yes.

21 Q. Yes? You were chief security officer from sometime in '99
22 onwards. Did you continue to be chief security officer or did
23 your role change?

24 A. I continued. I continued to be chief security officer.

15:03:30 25 Q. And in that capacity, did you have anything to do with the
26 disarmament of the RUF?

27 A. Yes, I was fully in charge of disarmament in Kailahun Town
28 - District, sorry.

29 Q. Right. And what did that involve? What were your actual

1 responsibilities as far as disarmament was concerned?

2 A. I'd make sure to instruct the brigade commander to instruct
3 all battalion commander, to instruct all company commanders, to
4 instruct all target commanders to report their arms by group,
15:04:10 5 that was my function.

6 Q. All right. Did you, yourself, ever carry any of the arms
7 that were being taken for the process of disarmament?

8 A. Yes, I carried two pick-up load of arms from Kpandabu to
9 Kailahun for disarmament.

15:04:30 10 Q. From where?

11 A. Kpandabu.

12 Q. How do we spell Kpandabu?

13 A. K-P-A-N-D-A-B-U.

14 Q. And are you --

15:04:38 15 PRESIDING JUDGE: Sorry, he carried what?

16 MR MUNYARD: Two pick-ups, he said.

17 THE WITNESS: Two pick-up full arms from Kpandabu to
18 Kailahun Town.

19 MR MUNYARD:

15:04:49 20 Q. Now, why would you be carrying that?

21 A. These arms were reserves. Some were strapped - some were
22 strapped and some were functional. So during the time of
23 disarmament I use a pick-up from the DDR boss Massaquoi in
24 bracket to get these arms from Kpandabu to Kailahun Town.

15:05:18 25 Q. Well, what I asked was why would you, rather than somebody
26 else, take those arms for disarmament?

27 A. It was part of my responsibility.

28 Q. Did you ever take any more than those two pick-ups of arms
29 from Kpandabu to Kailahun Town?

1 A. Come again?

2 Q. Were they the only two occasions when you, personally,
3 transported arms for disarmament, or did you do it on other
4 occasions as well?

15:05:53 5 A. I did it on other occasions as well.

6 Q. All right. And who were you working for at that time?
7 What organisation?

8 A. I was working for the RUF.

9 Q. And who were you working in conjunction with?

15:06:10 10 A. The DDR.

11 Q. And what is the DDR?

12 A. Disarmament demobilisation rehabilitation or resettlement,
13 something like that.

14 Q. Right.

15:06:28 15 A. Resettlement.

16 Q. Sorry?

17 A. No, I said resettlement.

18 Q. Right. Thank you. You mentioned the name of a person, you
19 said something Massaquoi earlier, who was he?

15:06:42 20 A. Massaquoi was the DDR coordinator in Kailahun.

21 Q. Right. And how closely, or otherwise, did you work with
22 him?

23 A. Very nice. Fine.

24 Q. These pick-ups, who did they belong to?

15:07:06 25 A. DDR.

26 Q. Right. And on all the occasions when you transported arms,
27 were they always in DDR vehicles or sometimes in vehicles
28 belonging to others?

29 A. No, apart from the two, in fact, Massaquoi was queried by

1 his overall boss, I don't know, from Freetown. So he stopped
2 giving me the pick-up and I used manpower. We sometimes walked
3 to Kpandabu. I gave you the arm. I said, "You carry this to go
4 and disarm." So I deliver on feet sometime.

15:07:44 5 Q. Right. Did you ever carry arms during the disarmament
6 process into Liberia?

7 A. No.

8 Q. Would you ever have had any reason to take arms into
9 Liberia rather than to the place where they were being handed in
10 as part of the disarmament process?

11 A. Please repeat.

12 Q. Did you ever have any reason to take arms to Liberia rather
13 than hand them in for disarmament?

14 A. No. In fact, during the time of the RUF, in Kailahun you
15:08:30 15 had a lot of unarmed, disabled. They were already looking for
16 arms to disarm, because we were getting money for disarmament.
17 Would these people sit and see me taking arms into Liberia, they
18 would not report me to the DDR or the MILOBs, the military
19 observers, by that time? They would.

15:08:51 20 Q. And who were you getting the money from for disarmament?

21 A. From the DDR.

22 PRESIDING JUDGE: Mr Munyard, when the witness described
23 some of the arms as being strapped and some being functional,
24 what did he mean by "strapped"?

15:09:13 25 MR MUNYARD: Certainly.

26 THE WITNESS: Arms that were no longer functioning. They
27 were strapped arms. Parts were missing. Arms that were
28 functional, they were arms that could still be used.

29 MR MUNYARD:

1 Q. What was the general condition of the arms that you handed
2 in during the disarmament process?

3 A. About 50 to 60 per cent of the arms that were handed in
4 were all right, were good, were functional.

15:09:48 5 Q. All right.

6 A. And about 25 to 30 per cent, they were strapped.

7 Q. And over what period of time did disarmament take place?

8 A. I think it was three months, I think.

9 Q. And in what year?

15:10:07 10 A. 2001.

11 Q. Thank you. I should have asked you about the arms that
12 were handed in. Were any of them new arms?

13 A. Yes. Not new brand but some arms were all right, were
14 functional.

15:10:31 15 Q. I didn't mean functional, I meant were any of them new.
16 Talking of functionality, my screen isn't functioning at
17 all.

18 PRESIDING JUDGE: Madam Court Manager, can you please look
19 into this.

15:10:54 20 MR MUNYARD: Everything has gone black along here.

21 MS IRURA: Your Honour, I will look into it.

22 MR MUNYARD: I'll carry on. I don't need the LiveNote.

23 PRESIDING JUDGE: Mr Munyard, we were just wondering with
24 Judge Doherty, perhaps the witness didn't mean strapped but meant
15:11:13 25 stripped but pronounced it as strapped.

26 MR MUNYARD: I heard another variation on strapped as a
27 possibility, so let's ask him.

28 Q. Mr Kolloh, first of all, would you spell the word that
29 you're using in relation to the state of these arms that were not

1 functional?

2 A. I think it's S-T-R-A-P-E-D, strapped.

3 Q. All right. Have you ever heard the expression "scrap
4 metal"? Have you ever heard an expression like that?

15:12:00 5 A. Scrap?

6 Q. Yes. Scrap metal. Is that an expression you've ever
7 heard?

8 A. No.

9 Q. All right, I won't pursue that one. Do you know an
15:12:20 10 expression "to strip arms"?

11 A. Come again?

12 Q. Have you ever heard the expression "strip arms"?

13 A. Yes, arms that all parts were not correct, we consider it
14 to be strapped arms.

15:12:38 15 MR MUNYARD: Your Honour, I don't think I'm going to pursue
16 this any further. I'll leave it at strapped.

17 Q. In any event, it's perfectly clear that you are saying that
18 strapped arms were arms that weren't in working order, correct?

19 A. Come again?

15:12:53 20 Q. By strapped arms, you are telling us you mean arms that
21 were not functioning?

22 A. Thank you.

23 MR MUNYARD: I am now going on, your Honours, to ask the
24 witness about certain transcripts, evidence of Prosecution
15:13:21 25 witnesses who've mentioned this witness. And if you'll give me
26 just a moment. I am actually still literally in the dark on my
27 screens, but I'll press on nonetheless and do it purely
28 chronologically in terms of the dates of the transcript, there's
29 no particular order here. I'm just taking them in chronological

1 order.

2 The first transcript I want to ask the witness about is on
3 the 9th of April 2008. It's page 7070. I would give you the TF1
4 number for the witness but I had it up on my screen until the
15:14:25 5 screen went black, but I can get it in a moment. I'm hoping that
6 the transcript can be brought up. It starts at page 7070, I'm
7 going on to a later page. Thank you. I'm told we have that part
8 of the transcript up.

9 PRESIDING JUDGE: Mr Kollah, do you have the transcript in
15:15:21 10 front of you on the screen?

11 THE WITNESS: Yes.

12 MR MUNYARD:

13 Q. Right. I'm going to ask you to look at page 7070, starting
14 at line 21. There's a question:

15:15:36 15 "Q. Now, following that communication which Issa had with
16 Yeaten, what happened?

17 A. Issa Sesay himself came to Foya, Liberia."

18 May I say I'm going to miss out irrelevant - I'm
19 summarising this, I hope, accurately. I'll be corrected if it's
15:15:55 20 not accurate.

21 "He came with armed men, a good number of armed men and
22 together with Benjamin Yeaten and some other fighters they
23 set in for Surumba.

24 Q. What happened after Issa came when they set in for
25 Surumba?"

26 Over the page, 7071:

27 "A. The forces were mobilised and they cross into Guinea.
28 We launched an attack on a town called Gueckedou.

29 Q. Now, which other forces did the RUF ally with in this

1 operation?

2 A. The operation included the AFL, the SOD.

3 Q. And do you know what happened during the operation?

15:16:45

4 A. They attacked Gueckedou but the mission commander for
5 that particular operation was one General Barbue, Matthew
6 Barbue. Some other senior officers I can remember were one
7 Abu Keita, John B Vincent, and Chucky, from Sierra Leone,
8 RUF/SL. Those were brought by General Issa Sesay. They
9 are - came under the command of General Issa Sesay."

15:17:15

10 Then there is a question I needn't trouble you with. And
11 then the witness says.

12 "A. I have left one Sam Kolleh out. Sam Kolleh was also
13 part of that operation."

15:17:34

14 And he's asked to spell the name and he spells it S-A-M
15 K-O-L-L-E-H. And then just going over the page to page 7072,
16 line 1:

17 "Q. What happened during the operation?

15:17:56

18 A. The target was captured, they spent some time there and
19 they ran out of ammunition. They were beaten back by the
20 Guinean forces, so everybody crossed into Liberia and those
21 RUF fighters who came and took there with General Issa
22 Sesay started escaping back to Sierra Leone."

15:18:24

23 Now, I just want to ask you this: Did you go on an
24 operation to Gueckedou with Issa Sesay, or certainly with Matthew
25 Barbue, Abu Keita, John Vincent, and Chucky from the RUF?

26 A. No.

27 Q. Did you go into Guinea at all with Matthew Barbue?

28 A. No.

29 Q. Right. Thank you. You've told us about seeing Matthew

1 Barbue and his group of men and also seeing some of Superman's
2 men when they came back. Did you see Abu Keita at that time
3 anywhere near either Koindu or the Guinean border?

15:19:36

4 A. I only saw - no. I only saw Superman's bodyguards, some of
5 Matthew Barbue himself.

6 Q. Right. Thank you. Now, the next transcript is the same
7 witness, and it starts at page 7103. I'm going to ask you about
8 the passage that starts on that page at line 19 - well, I better
9 start at line 18 actually and then I'll go over the page. The

15:20:27

10 witness is asked a question:

11 "Q. Did they continue to be in Liberia?

12 A. Some remained there and before that time disarmament
13 was going on in Sierra Leone and General Issa Sesay again
14 sent another group. The commander of that group was one
15 Hindolo. In fact, all the strong weapons were evacuated.
16 Those weapons that were captured from the UN peacekeepers.
17 The new weapons were evacuated and taken into Liberia.
18 Those men crossed into Vahun, they were to meet with
19 General 50, they were there.

15:21:09

20 Q. How do you know that these weapons were captured from
21 UN peacekeepers?

22 A. Those were new weapons. Before that time the weapons
23 with the RUF were not like that. These were new 50 calibre
24 weapons."

15:21:23

25 Over the page, 7104:

26 "New, new weapons.

27 Q. And they were coming from where?

28 A. From Kono. At that time disarmament was getting closer
29 in Kono.

1 Q. Who brought these weapons, do you say?

2 A. The commander was Hindolo and Sam Kolleh and some other
3 officers were running that mission, evacuating weapons.

4 They had a special jeep for that, moving from Kono to

15:21:51 5 Liberia with those weapons."

6 Now, did you, Mr Kolleh, ever go into Liberia with a
7 commander called Hindolo, to evacuate weapons from the RUF into
8 Liberia rather than to the disarmament process?

9 A. No.

15:22:24 10 Q. Do you know the commander Hindolo?

11 A. I knew Hindolo in the RUF.

12 Q. Yes. Did you ever work with him in any way?

13 A. No, he was far off from me, way in Makeni area. We have
14 never operated together before.

15:22:39 15 Q. And where were you at the time of disarmament?

16 A. I was in Kailahun Town.

17 Q. Right.

18 A. Kailahun Town, Buedu, Koindu, during disarmaments.

19 Q. Right. I'm going to - oh, I should tell your Honours that
15:23:02 20 the witness in both of these extracts is witness TF1-516 and that
21 is as much as I'm able to say about that witness in terms of
22 identifying the witness.

23 PRESIDING JUDGE: Did he testify by pseudonym?

24 MR MUNYARD: Yes. Open session but pseudonym. I think
15:23:22 25 that's right.

26 Q. I'm going to read on now, on that same page, 7104, after
27 he'd said that they - that you and Hindolo and some other
28 officers were running this mission, he was asked:

29 "Q. Did you yourself see them?

1 A. I saw them, they met me in Vahun at some point in time,
2 they met me in Vahun.

3 Q. Did you see these weapons yourself?

15:23:55

4 A. Yes, sir, I saw the weapons. A good number of those
5 weapons were taken from Sierra Leone into Liberia.

6 Q. How do you know they were UN peacekeepers' weapons?

7 A. Those were not, I knew this. The information was
8 there. The information was there that those weapons were
9 to be taken. In fact, there was a plan to have some RUF

15:24:12

10 fighters to cross into Guinea like one Colonel Chucky, but
11 he refused also, he escaped from the axis of Vahun and back
12 into Sierra Leone."

13 Now, Mr Kolleh, you said that you were in Kailahun. If you
14 wanted to go into Liberia from Kailahun, where is the nearest

15:24:36

15 town from Kailahun into Liberia?

16 A. Buedu, Dawa. Buedu, Kangama.

17 Q. Pause there for a moment. Buedu is in where?

18 A. After Kailahun.

19 Q. Yes, what country is it in?

15:24:55

20 A. Sierra Leone.

21 Q. Right. Where is the nearest place in Liberia to Buedu in
22 Kailahun District in Sierra Leone?

23 A. Foya Tinkia. Foya Town is different from Foya Tinkia.

24 Q. Right?

15:25:14

25 A. From Buedu to Dawa, from Dawa, Foya Tinkia to Foya.

26 Q. Right. And how long would it take to go from Buedu to
27 Foya?

28 A. Nearly four to five hours.

29 Q. Right. How far is Vahun from Kailahun?

1 A. I don't even know Vahun. I don't know the distance.

2 Q. But do you know where Vahun is, what part of Liberia it's
3 in?

4 A. Vahun is opposite Bawala, yes.

15:25:51 5 Q. Opposite Bawala?

6 A. Yes.

7 Q. Just before we have a spelling, tell us what country is
8 Bawala in?

9 A. Bawala is in Sierra Leone.

15:26:00 10 Q. And how do you spell it?

11 A. B-A-W-A-L-A.

12 Q. And whereabouts in Sierra Leone is Bawala?

13 A. Come again?

14 Q. In what district of Sierra Leone is Bawala?

15:26:14 15 A. Kailahun District.

16 Q. Right. And where - how far is it from Buedu?

17 A. Very far off.

18 Q. How many hours would it take to get there?

19 A. It would take nearly five or six hours.

15:26:30 20 Q. Right?

21 A. From Buedu to Bawala.

22 Q. And from Bawala to Vahun, how far is that?

23 A. I don't know the distance. I don't know Vahun.

24 Q. Have you ever been to Vahun in Liberia?

15:26:43 25 A. No.

26 Q. All right. Thank you.

27 JUDGE DOHERTY: Mr Witness, this five or six hours, is that
28 five or six hours walking or five or six hours driving?

29 THE WITNESS: Walking.

1 MR MUNYARD:

2 Q. Right. If you went by vehicle, which is what this witness
3 is suggesting, how long would it take?

4 A. From where to where?

15:27:14 5 Q. From Buedu, first of all, to Foya, and from then from Buedu
6 to Bawala?

7 A. Please repeat.

8 Q. How long would it take by vehicle from Buedu to Foya?

9 A. You would spend nearly one hour 30 minutes or two hours.

15:27:42 10 Q. Right. What about from Buedu to Bawala, how long would
11 that take?

12 A. I think you'd spend about 2 hours 30 minutes from Buedu to
13 Bawala, 2 hours 30 minutes.

14 Q. All right. I'm going to ask you now about another passage
15:28:11 15 and this is same witness, starting on page 7270 and going over
16 the page to the next one. I'm going to start at line 20, the
17 answer beginning there.

18 MR KOUMJIAN: Could I just ask for the date. I had a
19 computer shutdown and had to restart it. I'm sorry.

15:28:54 20 MR MUNYARD: We've moved from the 9th of April to the 10th
21 of April 2008.

22 Q. And I'm going to pick-up, the answer that starts at the end
23 of line 21 because it makes more sense to start there.

24 Do you see at the end of line 2 is.

15:29:17 25 "Q. Whilst in Lofa while the Guinea operation was going on
26 in Foya --

27 PRESIDING JUDGE: We actually don't have the transcript
28 yet.

29 MR MUNYARD: Sorry. Some of us do. I certainly don't.

1 It's a little bit of technical chaos here.

2 PRESIDING JUDGE: Now we do.

3 MR MUNYARD: Can I direct everybody to the end of the last
4 two words on line 21 on page 7270.

15:29:52 5 "A. Whilst in Lofa --

6 Q. Have you got this transcript, Mr Kolleh? Mr Kolleh, have
7 you got it?

8 A. Yes.

9 Q. Thank you.

15:30:06 10 "A. Whilst in Lofa when the Guinea operation was going on
11 in Foya I can remember twice crossing into Koindu and back
12 and that was in Sierra Leone. And again when we came under
13 attack in Foya, I retreated to Buedu, I spent some time
14 there. Back to Vahun, I spent - I was sent with one
15:30:24 15 Christopher Varmoh, that was a Mosquito, the Liberian
16 Mosquito, to the ferry crossing point. I came again with
17 General 50 himself to the ferry. He came to the ferry and
18 met with General Issa Sesay and left some boxes of
19 ammunition."

15:30:43 20 Over the page 7271.

21 "A. Those boxes of ammunition got drowned in the river.

22 Those assigned at that point to the ferry were Sam Kolleh
23 and some other men. So many instances - so many times I
24 crossed back into Sierra Leone and some of the times they

15:31:02 25 were moving with materials. He would tell me to join them
26 to be given informations."

27 Now, I want to ask you about that. Were you assigned to a
28 ferry crossing point?

29 A. Yes.

1 Q. Was it the ferry crossing point or a ferry crossing point
2 that would lead you from Sierra Leone to Vahun?

3 A. No.

4 Q. Which ferry crossing point were you assigned to?

15:31:43 5 A. Manowa.

6 Q. And Manowa, you told us earlier, was a few miles from
7 Pendembu?

8 A. Yes.

9 Q. Is the Manowa ferry crossing, is that a border between two
15:32:04 10 countries or not?

11 A. Not.

12 Q. Were you ever assigned to a ferry crossing point between
13 two countries, a border ferry crossing point?

14 A. No.

15:32:22 15 PRESIDING JUDGE: Could I ask you a question. Mr Witness,
16 when you - when we refer to a ferry crossing, is there more than
17 one ferry crossing that you're aware of or is there just the one
18 ferry crossing?

19 THE WITNESS: I am aware of one in Kailahun.

15:32:42 20 PRESIDING JUDGE: And what was the name of that ferry
21 crossing?

22 THE WITNESS: Manowa.

23 PRESIDING JUDGE: Thank you.

24 MR MUNYARD:

15:33:06 25 Q. You've told us about the Manowa Ferry crossing but you also
26 told us earlier, Mr Kolleh, about a river crossing between
27 Sierra Leone and Guinea. Remember when you were talking about
28 escorting Matthew Barbue?

29 A. Yes.

1 Q. And his party towards a ferry - towards a river crossing?

2 A. Yes.

3 Q. Yes. Is that the same Manowa Ferry or is that a different
4 place?

15:33:36 5 A. It's quite different.

6 Q. Right. And how far apart are they?

7 A. About 27 miles in distance.

8 Q. Right.

9 A. From Manowa to Koindu. Thirty miles. In Koindu town to
15:34:23 10 Manowa Ferry is 27 - 3 miles - 30 miles.

11 Q. Is there any ferry crossing between Liberia and
12 Sierra Leone?

13 A. No, I'm not aware.

14 Q. You talked earlier today about a place called Bo Waterside,
15:34:50 15 do you remember talking about that, much earlier today?

16 A. Yes.

17 Q. Is Bo Waterside on water?

18 A. Bo Waterside, there is a river.

19 Q. Yes?

15:35:03 20 A. Mano River.

21 Q. Right. The Mano River. And what is on the other side of
22 the Mano River from Bo Waterside? What's the name of the place?

23 A. Bo Gendema, Bo Waterside. Gendema, Sierra Leone;
24 Waterside, Liberia.

15:35:25 25 Q. Right. And how do you get across the river there?

26 A. It's a wide bridge.

27 Q. Right.

28 A. Concrete.

29 Q. All right. So did you ever meet someone called General 50

1 at the - at any ferry that you were ever stationed at?

2 A. No.

3 Q. Were you ever aware of any boxes of ammunition getting lost
4 in the river at any ferry point that you were stationed at?

15:36:26 5 A. Come again?

6 Q. At any time when you were stationed at a ferry crossing,
7 did you ever learn of any boxes of ammunition being lost,
8 drowned, as it said, in that river?

9 A. No.

15:36:45 10 Q. Thank you. Are you aware of any drowning incident?

11 A. What?

12 Q. Are you aware of anything or anyone being drowned in the
13 river?

14 A. No.

15:37:27 15 Q. No. All right. Thank you. Now, I want to move on to
16 another transcript.

17 PRESIDING JUDGE: Didn't the witness earlier say that some
18 people drowned and he mentioned somebody, Barbue's people.

19 THE WITNESS: Yes, I said it but that was not Manowa, this
15:37:55 20 is Guinea.

21 MR MUNYARD: That's absolutely right. I was talking about
22 where he was based, Manowa Ferry.

23 Q. Just for the sake of clarity, tell the judges who it was
24 that drowned in the river which you mentioned earlier which is on
15:38:09 25 the border between Guinea and Sierra Leone.

26 A. I said many fighters got drowned, some who die were
27 Cowpupu, that was a fighting name of another fighter, a lot of
28 them got drowned, some of them died in the incident between
29 Guinea and Sierra Leone.

1 Q. Right. How do you spell that fighting name?

2 A. Cowpupu. C-O-W-P-U-P-U, something like that.

3 Q. Right. All right. I can move on that, I hope, and on to
4 the next transcript.

15:38:55 5 The next one is 13th May 2008, page 9700. And I'm pretty
6 confident that this witness not only gave evidence in open
7 testimony but also without any pseudonym. But while that's being
8 checked, because I've lost my screen again completely, I'll carry
9 on and just put the allegation before I - even if I need to put a
15:39:29 10 name at some later stage.

11 Well, I'll put the allegation first and then deal with the
12 name.

13 Q. Mr Kolley, this was a witness who was giving evidence,
14 TF1-571, he was giving evidence about a meeting in or near Buedu
15:40:07 15 in late 1998. And what he said was this - and, in fact, I'm
16 reading from 9700 but it's a quotation from an earlier part of
17 the transcript. But it's a question, as it happened, it was a
18 question from me. Line 22:

19 "Q. Let's see what the Prosecution have recorded. I'm
15:40:44 20 starting here simply to establish that we're talking about
21 the right meeting."

22 And halfway down the page the witness said, this is the
23 quotation of the witness:

24 "A. The following questions refer to the time after
15:41:00 25 Sam Bockarie came back from Burkina Faso."

26 And the witness was asked:

27 "Q. Was there another meeting that took place at Sam
28 Bockarie's house that took place at night."

29 And he had answered.

1 "A. Yes it took place from 11 p.m. to 2 a.m."

2 And then when he was asked who was there, I'm going over
3 the page now to 9701, this was the answer he gave - and we'll go
4 through the answer and see if it was correctly recorded:

15:41:36 5 "A. Mike Lamin, SB, meaning Sam Bockarie, SYB Rogers,
6 Gbessay Ngobeh, CO Lion, Jungle, Martin, Gadaffi (Foday)
7 Issa Sesay, Jalloh, Tom Sandy, Rashid Sandy, Junior Vandi,
8 Sam Kollah and Major Francis, who was a Gambian."

9 Now, that's all I want to read from that transcript. First
15:42:20 10 of all, I'm going to ask you about the people listed there. Mike
11 Lamin, you've already told us you know. Sam Bockarie, you
12 obviously know. SYB Rogers you've mentioned before. Gbessay
13 Ngobeh, do you know who that is?

14 A. Yes.

15:42:41 15 Q. Who is he?

16 A. He was a fighter.

17 Q. For which group?

18 A. For the RUF.

19 Q. Right. CO Lion?

15:42:52 20 A. Senior officer.

21 Q. For?

22 A. Of the RUF.

23 Q. Right. Jungle?

24 A. Another RUF.

15:42:59 25 Q. Martin, did you know someone called Martin?

26 A. Yes.

27 Q. How many Martins did you know?

28 A. Two.

29 Q. And what were their names?

1 A. Martin Koker, Martin George.

2 Q. Right. Did you know somebody called Gadaffi or Foday?

3 A. Yes, that was his fighting name. He was a fighter of the
4 RUF.

15:43:27 5 Q. Thank you. Issa Sesay we know. Did you know someone
6 called Jalloh?

7 A. Yes, a Fulla by tribe.

8 Q. And what was he?

9 A. He was also a fighter, but later wounded.

15:43:38 10 Q. But was he which group?

11 A. RUF.

12 Q. Thank you. Tom Sandy?

13 A. MP, military police officer RUF.

14 Q. Rashid Sandy?

15:43:51 15 A. Secretary to Mosquito.

16 Q. Junior Vandj?

17 A. Foday Sankoh's bodyguard.

18 Q. Major Francis, a Gambian?

19 A. Senior officer RUF.

15:44:04 20 Q. Thank you. Now, did you ever attend a meeting at sometime
21 with all of those people late at night between 11 p.m. to 2 a.m.?

22 A. Which part of the year, sir?

23 Q. Well, did you ever attend a meeting late at night at those
24 sort of hours with that group of people?

15:44:26 25 A. No.

26 Q. Were you aware of Sam Bockarie going to and coming back
27 from Burkina Faso?

28 A. Yes.

29 Q. When was that?

1 A. This happened after July to August. I don't know the real
2 date.

3 Q. July to August of which year?

4 A. 1998.

15:44:50 5 Q. And when he came back did you ever attend a meeting
6 together with other people?

7 A. Yes.

8 Q. With Sam Bockarie?

9 A. Yes.

15:45:04 10 Q. When was that meeting? What time of day was that meeting
11 held?

12 A. It was in the daylight time in Buedu towards the water
13 tower direction called Waterworks.

14 Q. Right.

15:45:20 15 A. All front line commanders and officers were called. It was
16 a mass meeting.

17 Q. Roughly how many people attended that meeting?

18 A. We were over 40 to 60.

19 Q. Right. And you said all front line commanders?

15:45:41 20 A. Yes.

21 Q. Was there anyone at that meeting except front line
22 commanders?

23 A. Yes, IDU commanders, G5, all units.

24 Q. Why would you have been at that meeting, given that you
15:45:55 25 were not a fighter?

26 A. Come again?

27 Q. Why were you at that meeting, since you were not a fighter?

28 A. I in particular?

29 Q. Yes.

1 A. When those kind of meetings are called, once you are a
2 senior officer, you have to go there. They don't have to address
3 you personally. Senior officers, that's the first information,
4 all senior officers, front line commanders, you are to report.

15:46:26 5 Q. Yes. So you went to this meeting that was called after
6 Sam Bockarie came back from Burkina Faso?

7 A. Yes.

8 Q. And what was discussed at that meeting?

9 A. Commanders were asked to explain their conditions from
15:46:47 10 various assignment areas and then each commander tried to propose
11 and then suggest. At the same time the civilian leaders, which
12 is the G5 or the IDU tried also to express other condition, more
13 or less we call it salute report. People have to give a salute
14 report about assignment areas and happenings.

15:47:15 15 Q. Right. Did Sam Bockarie explain why he'd gone to Burkina
16 Faso?

17 A. Not in that meeting, no.

18 Q. Now, the names that we saw on that transcript page, were
19 any of those people at this daytime meeting that you went to with
15:47:46 20 the senior commanders? Let's just go through the list again.
21 Was Mike Lamin at the meeting you went to? If you can't
22 remember --

23 A. Mike Lamin was at Bawala. He was not there.

24 Q. Sorry?

15:48:12 25 A. He was at Bawala. He was not there.

26 Q. What was he doing at Bawala?

27 A. He was based there, because that is also closer to Daru.
28 So one of the most senior officers, he can decide where to stay
29 in time of the war. No one cannot restrict him. He was more

1 senior than Mosquito.

2 Q. But why wouldn't he be at the meeting just because he was
3 based at Bawala?

4 A. I don't know.

15:48:46 5 Q. Well, are you saying that he wasn't at the meeting because
6 he was at Bawala, or are you saying at that time he was based at
7 Bawala and he wasn't at the meeting?

8 A. He did not come --

9 Q. All right.

15:48:59 10 A. -- for the meeting.

11 Q. SYB Rogers, was he at that daytime meeting?

12 A. He was.

13 Q. Gbessay Ngobeh?

14 A. Yes, he was there in the daytime.

15:49:14 15 Q. CO Lion?

16 A. No. Lion was not there. Lion and others were ahead.

17 Q. Where do you mean when you say they were ahead?

18 A. They were beyond Kono and other places in the zoebush,
19 jungle.

15:49:38 20 Q. Right. We come on to the name Jungle now. Was he there?

21 A. Jungle was there, a black slim guy, Jungle. We had three
22 Jungles.

23 Q. Right?

24 A. The one I saw was the black slim guy.

15:49:54 25 Q. Are you able to help us with any more details about the
26 black slim Jungle. What nationality was he?

27 A. Jungle was a ULIMO - Liberian, sorry.

28 Q. Well, was he a ULIMO as well as being Liberian?

29 A. Yes. This other Jungle when we were called in Freetown,

1 the ULIMO that were in Freetown, some of them came to us and they
2 remained with us, so he was another Jungle, ULIMO too.

3 Q. Were either of the Martins that you know present at that
4 meeting?

15:50:31 5 A. Which Martin?

6 Q. You've told us - we've just got the name Martin here, we
7 don't know who it is?

8 A. Martin Koker.

9 Q. You've told us that you knew two Martins, Martin Koker and
15:50:43 10 Martin George.

11 A. Koker was present.

12 Q. Koker was present. All right. What about Gadaffi, Foday?

13 A. No, they were at the front.

14 Q. Was he a commander?

15:50:57 15 A. He was next to Eagle. Eagle came on the meeting.

16 Q. Mr Kolléh, was Gadaffi a commander?

17 A. Deputy, yes

18 Q. A deputy. All right. Issa Sesay, was he there?

19 A. No, I can't remember seeing him there.

15:51:19 20 Q. When you say, "No, I can't remember seeing him there", are
21 you saying he wasn't there or you can't remember whether he was
22 there?

23 A. I can't remember whether he was there.

24 Q. All right. Thank you. Jalloh, the Fulla, was he there?

15:51:34 25 A. Yes, he was there.

26 Q. Tom Sandy?

27 A. He was also there. Buedu was their base, so they were
28 there.

29 Q. Right. Rashid Sandy?

1 A. He was there.

2 Q. Junior Vandi?

3 A. Yes, he was there.

4 Q. And Major Francis, the Gambian?

15:51:47 5 A. He was there.

6 Q. All right. So these people were all at the meeting you
7 were at, but did you ever go on to any meeting with just them
8 late at night?

9 A. No.

15:52:00 10 Q. Right. Now, why was it that Sam Bockarie went to Burkina
11 Faso?

12 A. What?

13 Q. Why did Sam Bockarie go to Burkina Faso?

14 A. That was the time of the peace accord. He went to Burkina
15 Faso.

15:52:22 15
16 Q. Which peace accord?

17 A. The July 7, 2008. There was a peace accord signed and he
18 went to Burkina Faso to meet Compaore, I remember.

19 Q. What year did he go to --

15:52:54 20 A. 2009.

21 Q. Right. We're in 2010 now. Do you mean last year?

22 A. Sorry, 1999, sorry.

23 Q. You can be assured that you're not the only one to skip a
24 decade. Many of us, including myself, have done it. What year
15:53:18 25 then did Sam Bockarie go to Burkina Faso?

26 A. 1999, after July 7, the peace accord signing.

27 Q. Did he go at any other time that you're aware of?

28 A. No.

29 Q. All right.

1 PRESIDING JUDGE: Sir, then, this meeting at Waterworks
2 took place when exactly?

3 THE WITNESS: This meeting took place just after the
4 arrival of Mosquito. About two, three days this meeting took
15:53:48 5 place.

6 MR MUNYARD:

7 Q. From arrival of Mosquito from where?

8 A. From Burkina Faso. After three days all officers, front
9 line commanders were ordered to report.

15:54:01 10 Q. All right. Pause there. You told us that the meeting took
11 place outside Buedu on the way to the Waterworks. Do you
12 remember saying that?

13 A. Yes.

14 Q. How far from the Waterworks did the meeting take place?

15:54:19 15 A. At Waterworks itself, not too far from Buedu.

16 Q. All right.

17 PRESIDING JUDGE: Mr Munyard, I still need to press this
18 witness as to - he says two or three days after Bockarie arrived,
19 but can the witness be more precise. A month, year, when this
15:54:38 20 meeting at or near Waterworks happened. When?

21 THE WITNESS: Mosquito arrive 1999, from Burkina Faso.

22 MR MUNYARD:

23 Q. And what did he tell you he'd been doing in Burkina Faso?

24 A. He did not personally talk to me on any issue towards that.

15:54:59 25 Q. Did he tell anybody else what he'd been doing who
26 subsequently told you?

27 A. Apart from Junior Vandi, he only said he travelled to
28 Burkina Faso and he came back, everything was all right. From
29 Junior Vandi and the bodyguards of Foday Sankoh. Apart from

1 that, no.

2 Q. Was that information you got from Junior Vandj?

3 A. From Junior Vandj.

4 Q. Did you learn how he had gone to Burkina Faso?

15:55:34 5 A. Well, according to Junior Vandj, they travelled through
6 Monrovia to Burkina Faso.

7 Q. Right. Did they stop in Monrovia from the information you
8 heard?

9 A. No, he did not mention about staying to Monrovia.

15:56:06 10 Q. Right. And after this meeting, shortly after Sam Bockarie
11 had got back from Burkina Faso, did anything in particular happen
12 after that meeting that you can now remember? Did anything
13 important happen after that meeting?

14 A. Yes. Kono was attacked.

15:56:35 15 Q. All right.

16 A. That's what I know of.

17 Q. And in what year was Kono attacked?

18 A. Sorry, come back again.

19 Q. What year was this attack on Kono?

15:56:50 20 A. This attack on Kono, sorry, was 2008. The arrival of
21 Mosquito from Burkina Faso attack did not take place.

22 Q. Sorry, you've just said the attack was in 2008?

23 A. Yes.

24 Q. Two years ago?

15:57:06 25 A. Yes.

26 Q. It's now 2010 as we sit here today.

27 A. 1998, sorry.

28 Q. That's all right.

29 PRESIDING JUDGE: Mr Witness, it appears to me you are

1 probably tired. However, I ask you to bear with us. Everybody's
2 tired but we only have half an hour left and then we'll rise. So
3 perhaps have a glass of water, just bear with us. We'll be
4 finished for today in half an hour.

15:57:39 5 MR MUNYARD: Thank you, your Honour. I wonder if while the
6 witness has a short pause and a glass of water if I can go down
7 the Bench to have a look at LiveNote which is now some distance
8 from me.

9 I don't think the witness has had any water from what I can
15:58:28 10 see because his glass is inverted.

11 Q. Mr Kolleh, are you all right to carry on?

12 A. Yes, sir.

13 Q. I'm still asking you about this trip by Sam Bockarie to
14 Burkina Faso. What year did it take place?

15:59:14 15 A. 1999, July.

16 Q. So when was the attack on Kono?

17 A. 1998.

18 Q. Very well. What then was the purpose of the meeting that
19 you went to that was called by Sam Bockarie for all the
15:59:46 20 commanders to meet at? What was the point of him calling that
21 meeting?

22 A. I told you earlier; I said all officers, commanders, unit
23 commanders were ordered to report to brief what happened when he
24 was not present on the ground.

16:00:09 25 Q. Yes.

26 A. And what would they like to propose. Other people
27 explained and they suggested to him what to be done on each
28 target, each front line.

29 Q. Did you still have front lines in July of 1999?

1 A. We have not disarmed. We still existed. We still had
2 front lines though it was not fighting time but we still had
3 defensive put up, though we were on a ceasefire but until we were
4 ordered to disarm we were still deployed.

16:00:52 5 Q. Right. And do you know someone called Ellie Maybey?

6 A. Ellen who?

7 Q. Ellie Maybey?

8 A. I know of Eddie Murphy, I don't know Ellie Maybey.

9 Q. I think we all know of Eddie Murphy. Ellie Maybey, have
16:01:18 10 you ever heard of someone by that name?

11 A. No.

12 Q. I do appreciate there is more than one Eddie Murphy that's
13 been mentioned in this case. You've never heard of Ellie Maybey,
14 very well. Do you know of somebody called Karmoh Kanneh?

16:01:37 15 A. Come again.

16 Q. Do you know of someone called Karmoh Kanneh?

17 A. Yes. Karmoh Kanneh, Eagle, he was one of the brigade
18 commanders.

19 Q. Right. You've told us a little while ago that Gadaffi was
16:01:52 20 deputy to Eagle?

21 A. Yes.

22 Q. And Eagle I think you said was at that meeting that you've
23 been talking about?

24 A. Yes.

16:02:04 25 PRESIDING JUDGE: Does the witness know Mortiga perhaps?

26 MR MUNYARD: Mortiga.

27 Q. Do you know Mortiga?

28 A. Yes.

29 Q. Who is Mortiga?

1 A. Radio operator.

2 Q. Where was Mortiga based?

3 A. Mortiga was deployed in Pendembu.

16:02:32

4 Q. Was Mortiga deployed in Pendembu at the time you were
5 there?

6 A. I was in Kailahun when Mortiga was deployed in Pendembu
7 with Eagle. Eagle was the brigade commander by then.

8 JUDGE SOW: Mr Munyard. Excuse me. Did you pronounce
9 well -- it's me over here.

10 MR MUNYARD: I'm sorry, Judge Sow.

11 JUDGE SOW: I'm asking if he pronounced well the name.
12 Ellie Maybey?

16:03:06

13 MR MUNYARD: Thank you. I may well have misled the witness
14 by lack of proper pronunciation. Maybe I'll try again. Thank
15 you.

16 Q. Mr Kanneh, I asked you if you ever knew a person called
17 Ellie Maybey. Did you ever know a person called Ellie Maybey?

18 A. I know - I only know Eddie Murphy.

16:03:27

19 Q. Forget Eddie Murphy. Totally different person, either the
20 fighter or the film star. We're talking about somebody whose
21 name is spelt completely differently. E-L-L-I-E, and then,
22 Maybey, is it Maybey, your Honour? M-A-Y-B-E-Y .

23 A. No.

16:03:51

24 MR MUNYARD: All right. Thank you. Right. I'm going to
25 go on to a photograph now and in the bundle, it should be behind
26 the first - yes, your Honours, there should be three pages of
27 photographs together and I'm afraid I don't know behind which tab
28 they are because I've put them out of order in mine. I think it
29 might be behind tab 3, but it might not.

1 Do your Honours have these three page as soon as they are
2 all the same exhibit and actually exhibit D-57A, B and C and I
3 asked for the whole exhibit, even though I actually only want to
4 refer to one photograph. They're all photographs like this.

16:04:57 5 There's either two or three photographs per page.

6 PRESIDING JUDGE: Mr Munyard, I'm afraid none of us appear
7 to have those photographs at all - or anything looking like those
8 photographs.

9 MR MUNYARD: It may be that they've simply - we've simply
16:05:23 10 asked the Court manager to produce them. I noticed that it's
11 confidential and so I'm not sure whether it should go on the
12 overhead. It's D-57C that I'm interested in, and it's just the
13 top of the two photographs on that --

14 PRESIDING JUDGE: These are already exhibits on the record?

16:05:47 15 MR MUNYARD: Yes.

16 MS IRURA: Your Honour, D-57C is not confidential. D-57A
17 is.

18 MR MUNYARD: I'm very grateful. Thank you. So it can go
19 on the overhead. And everyone, apart from me, can see it. I can
16:06:10 20 see it now. It's -- right.

21 Q. Do you see that photograph, Mr Kollah?

22 A. Yes, sir.

23 Q. It's the one with the man standing up in some sort of
24 military uniform holding a piece of paper and he's sitting at a
16:06:52 25 table and there's a number of other people around. Now, somebody
26 has put numbers on parts of the photograph. Do you see there's a
27 number "1" on the piece of paper that the man is holding there?

28 A. Yes.

29 Q. Who is the man who's holding the piece of paper marked

- 1 number "1"?
- 2 A. He's Sam Bockarie.
- 3 Q. Right. And how would you describe what he's wearing?
- 4 A. Camouflage uniform.
- 16:07:34 5 Q. Right. Camouflage uniform. Looking at the photograph on
6 the screen, he's wearing a red beret. What is that on the very
7 front of the beret in gold colours?
- 8 A. It's a round.
- 9 Q. Yes, what is it, can you tell?
- 16:08:02 10 A. I'm not seeing it too clear but it's kind of a round like a
11 badge on the beret.
- 12 Q. All right. We'll come back to that if we have to in due
13 course. Next to him, sitting down, at the table with the white
14 table cloth is a man with the number "2" marked on his arm. Who
16:08:26 15 is that?
- 16 A. It's Foday Sankoh.
- 17 Q. Right. Behind and to the left of both of them, as we look
18 at the picture, there are a number of other people in uniform.
19 There's a man sitting next to Foday Sankoh wearing a green
16:08:51 20 uniform. Do you know who that is?
- 21 A. They are Nigerian peacekeepers.
- 22 Q. No. Do you know who the man in the green uniform is?
- 23 A. He is a Nigerian soldier - officer.
- 24 Q. Right. Now, how do you know he's an officer?
- 16:09:08 25 A. They were the one that brought Sankoh in Kailahun.
- 26 Q. Yes. Have a look at the man's shoulder. Can you see
27 anything on the man's shoulder?
- 28 A. Yes.
- 29 Q. What can you see there?

1 A. It is his rank and his flag for his country.

2 Q. Right. Standing behind him there is a man who's wearing
3 camouflage uniform, a white belt and what looks like a white
4 cravat, white thing around his neck. Can you see him?

16:09:46 5 A. Clearly.

6 Q. Now, does he have anything on his shoulders?

7 A. He had captain rank on his shoulder.

8 Q. How are you able to say it's captain rank?

9 A. It's three buttons.

16:09:58 10 Q. Three buttons?

11 A. He's captain.

12 Q. And has he got three buttons on both shoulders?

13 A. Yes.

14 Q. Thank you. On the front of his uniform over what would be
16:10:10 15 the left side of his chest, is something pinned to the left side
16 of his chest?

17 A. It's another badge hanging there, indicating his country's
18 flag.

19 Q. Right. And on this white, whatever it is, around his neck,
16:10:27 20 can you see there seems to be two colours as well; red and green
21 they look like. Do you know - are you able to tell us or not
22 what that signifies?

23 A. You mean the white on the neck?

24 Q. No, the two colours in the middle of the white. Don't
16:10:47 25 worry if you can't tell us what that means.

26 A. No.

27 Q. All right. Do you know who he is?

28 A. He is Eddie Kanto [phon], the commander in charge that
29 escorted Foday Sankoh to Kailahun.

- 1 Q. Right. How are you able to say that?
- 2 A. I know. I was present.
- 3 Q. You were present?
- 4 A. Yes. He arrived --
- 16:11:10 5 Q. Where were you?
- 6 A. I was in Kailahun when Foday Sankoh came.
- 7 Q. No, sorry, in terms of this photograph, were you present at
- 8 this particular event being addressed at the moment by
- 9 Sam Bockarie but with Foday Sankoh there and these Nigerian
- 16:11:30 10 soldiers there? Were you present at that?
- 11 A. Come again?
- 12 Q. Were you actually at that event that we're looking at a
- 13 photograph of?
- 14 A. Yes, I were present on the ground.
- 16:11:41 15 Q. Yes. Where was this event?
- 16 A. In Buedu Town.
- 17 Q. And what was it all about?
- 18 A. It was about receiving Foday Sankoh, it was about telling
- 19 Sankoh how is the ground and how he was welcome.
- 16:12:03 20 Q. When was it?
- 21 A. I don't remember the actual date but that was the time
- 22 Sankoh came from jail back to the RUF.
- 23 Q. Which year?
- 24 A. 1999
- 16:12:19 25 Q. Right. And where had he been before this meeting in Buedu
- 26 Where had he come from to Buedu?
- 27 A. He came from Monrovia.
- 28 Q. And what had he been doing in Monrovia?
- 29 A. He was on the way from Nigeria to Monrovia to Sierra Leone.

1 Q. All right. And you've talked earlier today about a peace
2 accord in July of 1999. When was this meeting in relation to the
3 peace accord?

4 A. A meeting was held very close to Buedu in the bush, where
16:13:02 5 we had a mass meeting.

6 Q. Yes. In terms of time, when was it in relation to the
7 peace accord?

8 A. I am not understanding you.

9 Q. Had the peace accord already been signed before this
16:13:20 10 meeting took place?

11 A. We were asked - no. The meeting took place before the
12 signing, because we were on the ceasefire. It is from this
13 meeting - the meeting held, sorry - it was from that meeting
14 Mosquito went to Burkina Faso.

16:13:48 15 Q. So Sankoh's been released from prison in Nigeria, brought
16 to Monrovia, that's what you've told us, and then brought from
17 Monrovia to Kailahun?

18 A. Yes.

19 Q. A meeting is held and he is attended by Nigerian
16:14:14 20 peacekeepers, yes?

21 A. Yes.

22 Q. And where were you in relation to this event that is
23 happening in this photograph?

24 A. I was in Buedu. This was a joyous occasion in Buedu,
16:14:31 25 people playing all around.

26 Q. Let me try another way. Was this meeting inside a
27 building? We can see a wall at the back there, but I don't know
28 whether it's a wall or a canvas tent or what. Was it in a
29 building?

1 A. No, it was outside.

2 Q. This meeting here?

3 A. Yes.

4 Q. So is there some sort of canopy over the people sitting
16:14:59 5 there?

6 A. Yes.

7 Q. And why were the Nigerian peacekeepers there?

8 A. We were now on the peace accord, so they were providing
9 security for Foday Sankoh.

16:15:13 10 Q. Right. Did you see Mosquito giving this speech that we can
11 see him apparently doing in the photograph?

12 A. Yes.

13 Q. So where were you in terms of this picture? How close to
14 the speakers were you?

16:15:35 15 A. I was not too far from there, but that was on the official
16 table so --

17 Q. Right.

18 A. Yes.

19 Q. So where were you?

16:15:43 20 A. I was in Buedu, I was close to this area.

21 Q. We know you were in Buedu. I'm talking about this event.
22 There's a canopy, there's an official table. How many people
23 attended this meeting, this joyous occasion?

24 A. Uncountable.

16:16:00 25 Q. Sorry?

26 A. Number uncountable.

27 Q. Yes, but give us a rough estimate. Are we talking 35, 200,
28 2,000?

29 A. It was more than 400 to 500 people.

1 Q. Right, thank you. And were they all gathered in front of
2 this table?

3 A. You mean?

4 Q. The people. The 400 to 500. Were they all standing --

16:16:23 5 A. No, they were standing outside just in an environment.

6 Q. If the witness bench where you're sitting is this table
7 with the speakers, give us an idea, using the courtroom, where
8 the crowd was who were listening to this event.

9 A. People stood around in circle and they listened to
16:16:53 10 Mosquito's speech.

11 Q. Yes. Where were they? If you're Mosquito there at the
12 witness - at that table, and I'm not going to suggest that
13 Ms Irura is Foday Sankoh, but if you're Mosquito there, where are
14 these 400 to 500 people?

16:17:09 15 A. They were around. They were standing all around to listen.

16 Q. Mr Kollah, look at the courtroom and tell us. Where are
17 the 400 to 500 people? How close to this table are the first of
18 them?

19 A. I don't understand what you say. Because here, I mean, the
16:17:29 20 people were all around standing by. This photograph is just from
21 the table.

22 Q. Yes?

23 A. Where this identical group was sitting.

24 Q. All right. Well, let me try a different route. Where were
16:17:42 25 you - if that's the table where you're sitting now, if that's the
26 table with Mosquito and Foday Sankoh, where were you? Can you
27 indicate somewhere within the courtroom or were you further away?

28 A. I was further away.

29 Q. So just point to the direction you were in but beyond the

1 walls of this courtroom.

2 A. We were standing on the left side of Mosquito.

3 Q. Right. You actually used your right hand when you did
4 that.

16:18:15 5 A. Yes, I said on the left of Mosquito we were standing, I was
6 standing.

7 Q. So where would you - point to - point in the direction that
8 you were standing. If you're Mosquito, where was Sam Kolleh?

9 A. On my left.

16:18:31 10 Q. Yes. How far away?

11 A. Just like from here to the wall.

12 Q. To that wall over there?

13 A. Yeah.

14 Q. Thank you very much. Now, keeping the photograph there
16:18:42 15 still, I'm going to ask for - oh, I don't think we can do it.
16 I'm going to ask for a transcript to be brought up. It's
17 29 August, witness TF1-367, page 14996.

18 PRESIDING JUDGE: Mr Munyard, whilst that is being located,
19 when the witness said he was standing like from the table where
16:19:22 20 he's sitting up to the wall, that would be a distance of
21 approximately, what, 20 metres?

22 MR MUNYARD: My guess is it would be more like 30 feet. So
23 that's my estimate. Maybe the padded cell pads are a particular
24 size and we can use them as a measuring tool. I don't know how
16:19:48 25 big these pads are, but certainly at least 30 feet.

26 PRESIDING JUDGE: Very well.

27 MR MUNYARD: Do we have the transcript?

28 MS IRURA: Could counsel please indicate which year.

29 MR MUNYARD: Sorry. 29 August 2008. Actually, we had

1 better start at page 14995, just so that we can get the context.

2 Do we have that? Thank you very much.

3 Q. 14995, what's being discussed here is a photograph, and I'm
4 starting at the top, line 1:

16:20:57 5 "A. It is Sam Bockarie.

6 Q. Which one is Sam Bockarie?

7 A. The one standing before the paper, before with the
8 paper in his hands with the red cap and the microphone.

9 Q. And seated next to him is who?

16:21:09 10 A. It's Foday Sankoh.

11 Q. Do you recognise any of the people in the background of
12 that photograph?

13 A. Yes."

14 And then he's asked in the next question to write a
16:21:20 15 number next to the people he recognises and by the end of that
16 page he has marked numbers on the photograph. The last question,
17 line 28:

18 "Madam President, 3 is marked on the face of the gentleman
19 there if you look closely." And the Presiding Judge says, "Yes,
16:21:44 20 indeed". And then the witness is given the document back. Line
21 7:

22 "Q. Now, you've identified for us helpfully number 1 as
23 being Sam Bockarie, number 10, number 2 is Foday Sankoh.
24 Well, who is number 3?

16:22:01 25 A. Number 3 is Sam Kolleh."

26 Now, looking at that photograph, Mr Kolleh, which is the
27 photograph we are talking about, the exhibit we are talking
28 about, were you ever employed as a Nigerian peacekeeper at any
29 stage in your life?

1 A. No, sir.

2 Q. Is that person you?

3 A. I am not the one.

4 Q. Did you ever dress up as a Nigerian peacekeeper?

16:22:35 5 A. No.

6 Q. All right. I just want you to have a look, please, at - I
7 don't think I'm going to have time to do that one.

8 Madam President, I'm going to try, in the few minutes left,
9 to deal with one discrete piece of evidence. So I'm just going
10 to try and find a small piece of evidence.

16:22:54

11 Can we go to the transcript for 3 September 2008,
12 page 15275. This was witness TF1-338. And if everybody has
13 that, I'll start off at line 21. The witness TF1-338 is
14 cross-examined and at line 23:

16:24:14

15 "Q. Yesterday when we broke off we were looking at where
16 the RUF got its arms and ammunition from after ULIMO closed
17 the border between Liberia and Sierra Leone and we had just
18 dealt with the obtaining of arms and ammunition from
19 Guinean troops as well as arms and ammunition that you
20 captured from Sierra Leone Army supplies. Can I ask you
21 then about other sources of arms and ammunition. What
22 about ULIMO? Did you ever obtain arms and ammunition from
23 ULIMO?

16:24:29

24 A. Yes.

16:24:45

25 Q. Tell the Court what you obtained and when?

26 A. That was 1997 when our leader returned from Abidjan.

27 He came to Giema and gave some of the money to Sam

28 Bockarie, Mosquito. He said he should use that to purchase

29 arms from ULIMO. He had heard ULIMO were disarming and

1 they had a large cache of arms with them. So he went in to
2 get the ammunition from ULIMO and I too took part in that.

3 Q. You say this was 1997. Are you aware of Sam Bockarie
4 going to meet members of ULIMO in 1996 and obtaining or
16:25:16 5 negotiating to buy arms from them?

6 A. I remember when Sam Bockarie went to meet ULIMO, the
7 ULIMO people in Foya, to negotiate for arms and ammunition
8 but I don't recall the particular time that he went there,
9 but I recall that he went to Foya to negotiate for arms and
16:25:35 10 ammunition with ULIMO.

11 Q. And do you know who he went with?

12 A. He went with some RUF members. I recall the names of a
13 few but not all.

14 Q. Right. Can you help us with the names you remember,
16:25:49 15 please.

16 A. He went with number 1, myself. He went with one
17 Kennedy. He went with one Lion. He went with - also went
18 with one Sam Kolleh. He went with some other people too
19 but whose names I can't remember now.

16:26:16 20 Q. Do you know who it was from ULIMO that he met and got
21 the arms and ammunition from?

22 A. Well, I recall two of them, but the names they used to
23 call to us were war names. There was one called Farrah
24 Aidid and the other was called Musa Sidi bay, called
16:26:33 25 Jungle."

26 Now, Mr Kolleh, when you went on a trip with Sam Bockarie
27 to meet ULIMO to negotiate for arms and ammunition, did you go
28 with one Kennedy?

29 A. Yes, Kennedy went.

1 Q. Right. Did you go with one Lion?

2 A. Yes.

3 Q. And do you know do the names - the ULIMO war names Farrah
4 Aidi d and Musa Si di bay called Jungle, do they mean anything to

16:27:12 5 you? Do you know those names?

6 A. Yes, Farrah Aidi d was ULIMO.

7 Q. What about Musa Si di bay called Jungle?

8 A. I know of Jungle, I don't know whether he was Musa Si di bay.

9 MR MUNYARD: All right. I know we're a fraction early but

16:27:38 10 there's no other subject I can go on to and finish in three

11 minutes, your Honour. I'm in the Court's hands. I can,

12 of course, start another one.

13 PRESIDING JUDGE: That will suffice. We will adjourn

14 momentarily. Very well. Mr Munyard, we will adjourn at this

16:27:58 15 stage.

16 Mr Witness, before we adjourn, I have to remind you that

17 now that you've started your evidence, you are not to talk to

18 anybody about your evidence until such a time as all your

19 evidence is finished. This is the procedure of the Court.

16:28:18 20 And now to the parties, I regretfully have to tell you that

21 tomorrow the Court cannot sit because two of the judges will be

22 away. This is due to unavoidable personal circumstances. I am

23 not privy but I'm told that they are personal and that they could

24 not be rescheduled. However, we will sit again on Wednesday

16:28:47 25 morning at 9 o'clock. Thank you. So Court adjourns until then.

26 MR KOUMJIAN: Just to remind the witness, if he could bring

27 the original photograph that we discussed this morning with him

28 on Wednesday.

29 MR MUNYARD: Yes. It would be a good idea if he brings any

1 original documents, because there will be others we'll be
2 referring to and if he's got the originals, I'm sure he's
3 hearing, and I'm sure, Madam President, you won't mind if I
4 reinforce what Mr Koumjian said.

16:29:20 5 Will you please bring with you all documents you have got,
6 Mr Kolléh, if we need any originals, it would be good to have
7 them here in court with you.

8 THE WITNESS: Yes.

9 PRESIDING JUDGE: Thank you. Court is adjourned
16:29:33 10 accordi ngly.

11 [Whereupon the hearing adjourned at 4.32 p.m.
12 to be reconvened on Wednesday, 3 November 2010
13 at 9.00 a.m.]

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I N D E X

WITNESSES FOR THE DEFENCE:

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|------------------------------------|-------|
| DCT-102 | 48365 |
| EXAMINATION-IN-CHIEF BY MR MUNYARD | 48366 |