

Trial Hearing
WITNESS: CIV-OTP-P-0114

(Private Session)

ICC-02/11-01/15

1 International Criminal Court
2 Trial Chamber I
3 Situation: Republic of Côte d'Ivoire
4 In the case of The Prosecutor v. Laurent Gbagbo and Charles Blé Goudé
5 ICC-02/11-01/15
6 Presiding Judge Cuno Tarfusser, Judge Olga Herrera Carbuccion and
7 Judge Geoffrey Henderson
8 Trial Hearing - Courtroom 1
9 Wednesday, 24 May 2017
10 (The hearing starts in open session at 9.07 a.m.)
11 PRESIDING JUDGE TARFUSSER: [9:07:26] Good morning.
12 Good morning to everybody.
13 Madam court officer, can we go into private session just a minute.
14 (Private session at 9.07 a.m.)
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6 (Open session at 9.10 a.m.)

7 THE COURT OFFICER: [9:10:04] We are in open session, Mr President.

8 PRESIDING JUDGE TARFUSSER: [9:10:06] Thank you.

9 We are in open session. Now I ask the court usher to bring the witness in. And he
10 is accompanied by a psychologist. This is -- has been requested by the Chamber.

11 MR MACDONALD: [9:10:30] Should the -- good morning, your Honour.

12 PRESIDING JUDGE TARFUSSER: [9:10:35] Good morning.

13 MR MACDONALD: [9:10:37] Should the psychologist sit next to the witness, you
14 believe? Or it's at your discretion, because I'm not sure necessarily that's the plan.

15 PRESIDING JUDGE TARFUSSER: [9:10:44] No, I think he should sit there in one
16 seat beside, but ready to, to intervene if necessary, and then we'll see how it develops.
17 (The witness enters the courtroom)

18 PRESIDING JUDGE TARFUSSER: [9:11:17] Okay, that's, that's fine.

19 Good morning, Mr Witness. Bonjour.

20 WITNESS: CIV-OTP-P-0114 (On former oath)

21 (The witness speaks French)

22 THE WITNESS: [9:12:11] (Interpretation) Good morning.

23 PRESIDING JUDGE TARFUSSER: [9:12:14] Now, just to tell you that you are under
24 protection, meaning that the protection measures which have been granted to you are
25 in place. We are in this moment in public session, but you are not seen and you are

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1 not heard properly, so we start now with the questioning. I, I ask the psychologist to
2 be here so, in any case, if you need some help, he is available. And if you have any
3 other issue, you just tell me. Are you okay? Are you ready?

4 THE WITNESS: [9:12:56] (Interpretation) Yes.

5 PRESIDING JUDGE TARFUSSER: [9:13:05] Okay. Is it okay if we speak -- if you
6 speak French and the questions are in French?

7 THE WITNESS: [9:13:20] (Interpretation) Yes, in French, but not too -- but not too
8 heavy, not too heavy.

9 PRESIDING JUDGE TARFUSSER: [9:13:30] Yes. Okay. So we speak French and
10 you agree on the fact that we speak French and you speak French?

11 THE WITNESS: [9:13:40] (Interpretation) Yes, I understand, but not too heavy.

12 PRESIDING JUDGE TARFUSSER: [9:13:49] So now I give the floor to the Office of
13 the Prosecutor and I just want to remind you that you are here only to say what you
14 know, what you have seen and what you have heard. Okay? Nothing else. Okay.
15 Mr Prosecutor.

16 MR MACDONALD: [9:14:11] Thank you, your Honour.

17 QUESTIONED BY MR MACDONALD: (Interpretation)

18 Q. [9:14:19] Good morning, Witness.

19 A. [9:14:25] Good morning.

20 Q. [9:14:25] Perhaps just one question having to do with translation. Now, your
21 statement has been placed on the case record and so we have 30 minutes allocated for
22 me to put questions to you. And I'm going to focus on some very specific points.
23 First of all, just as an introductory question, and it is already in your statement, but
24 just to make sure, what's your level of education?

25 A. [9:15:12] My level of education? I respect --

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1 THE INTERPRETER: Inaudible.

2 BY MR MACDONALD: (Interpretation)

3 Q. [9:15:19] Did you go to school?

4 A. [9:15:21] No. But I did go to the Koranic school when I was young, when I was
5 little.

6 Q. [9:15:28] Very well. Now let's cut to the chase because we only have
7 30 minutes. We are going to show some video footage now and I would like to ask
8 you to watch it. This video lasts several minutes.

9 A. [9:15:54] Yes.

10 Q. [9:15:54] And then after, I will be asking you some questions.

11 A. [9:15:59] Yes.

12 MR MACDONALD: (Interpretation) [9:16:03] Could we please show
13 CIV-OTP-0077-0411. There's also a transcript. Now, this transcript is quite limited
14 in terms of content, substance. This is 0021-0104, and I am quite sure that the
15 interpreters are familiar with it.

16 Could we please have control over the video now, Madam court officer.

17 THE COURT OFFICER: [9:16:54] You have the floor. And it is a video, right?

18 MR MACDONALD: [9:17:00] (Interpretation) Yes. It's a public item. And after,
19 your Honour, I will be putting some questions and these questions will -- the initial
20 questions will have to be put in private session.

21 PRESIDING JUDGE TARFUSSER: [9:17:21] But the video itself?

22 MR MACDONALD: [9:17:25] (Interpretation) The video itself is public.

23 PRESIDING JUDGE TARFUSSER: [9:17:31] I do know. But if we show it in
24 public --

25 MR MACDONALD: [9:17:42] I understand what you mean, of course. I'm thinking

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1 right now, but I am in your hands. We were under the impression that it could be
2 shown publicly, but we are in your hands on this matter. If you prefer, we can play
3 it in closed session.

4 PRESIDING JUDGE TARFUSSER: [9:18:00] Well, if you think we can play it publicly,
5 we play it publicly. It's okay.

6 MR MACDONALD: [9:18:08] (Interpretation) Let's go ahead in public, just for the
7 playing of the video footage and then I'll put the questions in private session.

8 I just want to make sure that the witness can see the footage. I think we'll have to
9 ensure that the video is on evidence 2 channel.

10 Q. Is that okay, Mr Witness?

11 Let's go ahead.

12 (Viewing of the video excerpt)

13 THE INTERPRETER: [9:19:35] (Interpretation of the video excerpt)

14 The footage begins with the crowd chanting "ADO, ADO."

15 "Don't go. Stay behind. You don't know what's in front. Behind, behind. Go
16 behind first. Push, push."

17 The crowd continues to chant "ADO, ADO. Gbagbo is a killer. Go towards -- stay
18 back, stay back."

19 PRESIDING JUDGE TARFUSSER: [9:23:19] Can you stay, can you sit beside him.

20 VWU REPRESENTATIVE: Okay.

21 PRESIDING JUDGE TARFUSSER: [9:23:32] And switch off the mic, switch off the
22 mic.

23 MR MACDONALD: [9:23:46] (Interpretation)

24 Q. Mr Witness, right now do you think you can continue watching the video
25 footage?

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1 Could we go into private session, with your leave, your Honour?

2 PRESIDING JUDGE TARFUSSER: [9:24:14] To wait or?

3 MR MACDONALD: [9:24:18] (Interpretation) Mr MacDonald, I'd like to address
4 the Chamber in private session, with your leave, your Honour.

5 PRESIDING JUDGE TARFUSSER: [9:24:29] Let's go back into private session,
6 please.

7 (Private session at 9.24 a.m.)

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- 2 (Open session at 9.26 a.m.)
- 3 THE COURT OFFICER: [9:26:45] We are in open session, Mr President.
- 4 PRESIDING JUDGE TARFUSSER: [9:26:46] Yes.
- 5 So let's continue.
- 6 (Viewing of the video excerpt)
- 7 THE INTERPRETER: [9:27:51] (Interpretation of the video excerpt)
- 8 Behind, behind -- interpreter correction:
- 9 "Wait, wait. Easy, easy."
- 10 MR MACDONALD: [9:31:18] (Interpretation) Could we go into private session,
- 11 please.
- 12 PRESIDING JUDGE TARFUSSER: [9:31:28] Let's go into private session.
- 13 (Private session at 9.31 a.m.)
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24 (Open session at 9.44 a.m.)

25 THE COURT OFFICER: [9:44:04] We are in open session, Mr President.

1 MS NAOURI: [9:44:15] (Interpretation) Thank you.

2 Q. [9:44:20] Now, Mr Witness, on the day of the march of the women, the day
3 before you had decided to attend that march, right?

4 A. [9:44:45] The day before, women were saying that the men had done nothing or
5 that the boys had done nothing so that they were going to march. So I told myself
6 I was going to go there and see what they were going to do, how they were going to
7 get rid of the President.

8 Q. [9:45:05] Very well. Were you informed about the trajectory or the route of that
9 march?

10 A. [9:45:20] No. No, I was not on that side, on that side. But I only got
11 information that women were planning to, to march to get Gbagbo out. That's it.

12 Q. [9:45:41] Very well. But now you, Mr Witness, on the day of the march you
13 went to see what was happening at the march, correct?

14 A. [9:45:59] Yes.

15 Q. [9:46:04] To see what was happening, you needed to know where to go, right?

16 A. [9:46:10] I don't understand.

17 Q. [9:46:12] Now, let me rephrase. On the day of the march you went to see what
18 the women were doing?

19 A. [9:46:22] Yes, I decided to go and see for myself. They were at the train
20 station -- or I was at the train station near the mayor's office when I was told that the
21 women were at the Banco, and so I went to the Banco.

22 Q. [9:46:45] Who told you that the women were at the Banco?

23 A. [9:46:51] People were saying -- people said that women were at the Banco.

24 Q. [9:46:57] Is the Banco an assembly point?

25 A. [9:47:02] Banco is a roundabout. That's what I know. I was told that women

1 were at the Banco so I went there.

2 Q. [9:47:20] Is Banco far away from your location where you were at that time?

3 A. [9:47:28] Not too far away. Not too far away from me, about 15 minute walk
4 on foot.

5 Q. [9:47:40] Very well. Were there many people at the Banco?

6 A. [9:47:48] Yes. When I arrived at the Banco, women were coming there from all
7 over.

8 Q. [9:47:58] How many people approximately were there?

9 A. [9:48:02] I could not count. How could I do? Even the people in this
10 courtroom I cannot count them, so I don't know how many people approximately
11 were there. If I were to try to provide any figure I would be lying to you.

12 Q. [9:48:15] Very well. That's clear enough. Thank you.

13 MR NAOURI: Now, Mr President, could we now move into private session.

14 Thank you.

15 PRESIDING JUDGE TARFUSSER: [9:48:28] Let's go now into private session.

16 (Private session at 9.48 a.m.)

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- 11 (Open session at 10.57 a.m.)
- 12 THE COURT OFFICER: [10:57:36] We are in open session, Mr President.
- 13 PRESIDING JUDGE TARFUSSER: [10:57:40] We are -- no, I just want to say for the
- 14 public that we are in open session to watch a public video. And then for the
- 15 questioning, for the following questioning we will turn, revert again into private,
- 16 I think.
- 17 MR NAOURI: [10:57:56] (Interpretation) Only for some questions, Mr Witness.
- 18 PRESIDING JUDGE TARFUSSER: [10:58:02] Well, yes, yes. Okay.
- 19 Madam Naouri.
- 20 MR NAOURI: [10:58:05] (Interpretation) Thank you, Mr President.
- 21 Q. [10:58:08] Can you see the images? We will show you the images without the
- 22 sound.
- 23 (Viewing of the video excerpt)
- 24 MR NAOURI: [10:58:28] (Interpretation)
- 25 Q. [10:58:30] Can you see the images, Mr Witness?

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1 A. [10:58:32] Yes.

2 Q. [10:58:32] Very well. Mr Witness, how many men can you see on this image, on
3 this picture?

4 A. [10:58:53] I don't know.

5 Q. [10:58:56] You see the person with a turban just behind the person in red.

6 A. [10:59:11] There is a woman in blue and a woman in red.

7 Q. [10:59:17] Yes. And behind someone in a black T-shirt and someone in a grey
8 T-shirt, can you see those two?

9 A. [10:59:26] I don't understand. I am not an expert, I am not a specialist, so.

10 Q. [10:59:37] I have asked you to simply look at the images and tell us what you
11 can see.

12 Let's continue to the next sequence. Do you see the person in a red face cap?

13 A. [11:00:08] Yes.

14 Q. [11:00:10] Is that a man?

15 A. [11:00:12] I cannot confirm that. I cannot confirm whether it is a man or
16 a woman.

17 Q. [11:00:21] Is he holding a banner or a sign?

18 A. [11:00:30] Well, I don't know. There are people holding banners and signs, but
19 I don't know whether it's a man. I can't say whether it's a man.

20 Q. [11:00:40] But he was with the persons who were demonstrating; is that correct?

21 A. [11:00:45] Yes.

22 PRESIDING JUDGE TARFUSSER: [11:00:48] Can you please indicated always the
23 timestamp, because otherwise we will not find it anymore.

24 MR NAOURI: [11:00:54] (Interpretation) Yes, of course, Mr President. Thank you.

25 The first image was at 00.01. And the second at 00.03 timestamp. And the

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1 screenshots will be disclosed subsequently to this hearing.

2 Q. [11:01:28] Now, Witness, we will now show you the next segment.

3 Mr Witness, can you see the person holding the sign up, or the banner? Behind the
4 person in the red face cap. And I see, I note for the record that you are holding your
5 arms up.

6 A. [11:02:21] Yes.

7 Q. [11:02:21] Very well. Is that a man?

8 (Redacted)

9 (Redacted)

10 MR NAOURI: [11:02:33] (Interpretation) Mr President, the witness is about to say
11 something which needs to be redacted.

12 PRESIDING JUDGE TARFUSSER: [11:02:43] Yes, I noticed. You should just
13 answer yes or no to the question without going into explanation.

14 THE WITNESS: [11:02:57] Okay.

15 PRESIDING JUDGE TARFUSSER: [11:02:57] Okay. Thank you.

16 MR NAOURI: [11:03:06] (Interpretation) Very well.

17 Q. [11:03:09] Mr Witness, all I'm asking you to do is to look at the images I am
18 showing you and to tell me what you see today, that's all.

19 MR MACDONALD: [11:03:16] Your Honour.

20 PRESIDING JUDGE TARFUSSER: [11:03:19] Yes, please.

21 MR MACDONALD: [11:03:20] I think everybody sees what is on the video. The
22 witness is --

23 PRESIDING JUDGE TARFUSSER: Yes.

24 MR MACDONALD: -- not an expert in physical appearances, therefore this exercise
25 is not necessary because the Chamber can see if it is men or women, or if it's unclear if

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1 it's men or women, I would submit.

2 PRESIDING JUDGE TARFUSSER: [11:03:38] Yes.

3 MR MACDONALD: [11:03:39] And I also note the time.

4 PRESIDING JUDGE TARFUSSER: [11:03:41] I would submit the same. The
5 problem is I don't know where the Defence is going to. But I think, I think that we
6 interrupt here because we have the break now, and we come back in half an hour, at
7 11.30. But of course, I -- well, we all see the -- we all see what we see.

8 MR NAOURI: [11:04:10] (Interpretation) Of course, Mr President, but this has to
9 enter the record through this witness, otherwise it wouldn't be part of the case file.

10 Thank you, Mr President.

11 PRESIDING JUDGE TARFUSSER: [11:04:21] What? What was that? Well, okay,
12 let's break and come back in half an hour.

13 THE COURT USHER: [11:04:29] All rise.

14 (Recess taken at 11.04 a.m.)

15 (Upon resuming in open session at 11.38 a.m.)

16 THE COURT USHER: [11:38:10] All rise.

17 Please be seated.

18 PRESIDING JUDGE TARFUSSER: [11:38:38] Just a little clarification on what, what
19 was said before closing. This video is submitted in its entirety. We all saw the
20 video; therefore, it is completely useless to ask things we all can see. Obviously
21 questions which integrate the video can be done, but I mean not things which we all
22 can see without any, any problem. So this just for clarification.

23 Madam Naouri.

24 MR NAOURI: [11:39:25] (Interpretation) Thank you, your Honour.

25 Madam courtroom officer, I believe you have control over the display. Could I

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1 please have --

2 THE COURT OFFICER: [11:39:41] (Interpretation) You now have control over the
3 screen.

4 MR NAOURI: [11:39:48] (Interpretation) Your Honour, could we go into -- could we
5 go into private session, please.

6 PRESIDING JUDGE TARFUSSER: [11:39:54] Can we go into private session, please.

7 (Private session at 11.40 a.m.)

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- 8 (Redacted)
- 9 (Open session at 12.02 p.m.)
- 10 THE COURT OFFICER: [12:02:12] We are in open session, Mr President.
- 11 PRESIDING JUDGE TARFUSSER: [12:02:15] Madam Naouri.
- 12 MS NAOURI: [12:02:18] (Interpretation) Thank you, Mr President.
- 13 Q. [12:02:20] Mr Witness, I am going to be showing a slow version of an excerpt
- 14 and we are going to give you a screenshot and I am going to put a question to you, all
- 15 right?
- 16 A. [12:02:31] Yes.
- 17 Q. [12:02:31] So it's timestamp 4 minutes to 4.02. Can you see the image,
- 18 Mr Witness?
- 19 A. [12:03:07] Yes.
- 20 Q. [12:03:07] What can we see on this image?
- 21 A. [12:03:10] I can see the tanks.
- 22 Q. [12:03:12] Can you see the individuals?
- 23 A. [12:03:14] Yes.
- 24 Q. [12:03:16] Can you see that these are women?
- 25 A. [12:03:20] I can't say that this person is a woman, that person is a boy.

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1 Q. [12:03:29] Okay. So we'll show you another excerpt from 4.02 to 4.05 and we
2 shall also provide a screenshot.

3 (Viewing of the video excerpt)

4 MR NAOURI: [12:04:10] (Interpretation)

5 Q. [12:04:12] Can you see the image, Mr Witness?

6 A. [12:04:14] Yes.

7 Q. [12:04:16] What do we see?

8 A. [12:04:17] I could see the tanks.

9 Q. [12:04:18] Very well. And can you tell us how the barrel is positioned?

10 A. [12:04:26] I don't know.

11 Q. [12:04:28] Very well. So I'm going to be showing you another excerpt from 4.06
12 to 4.07.

13 (Viewing of the video excerpt)

14 MR NAOURI: [12:05:22] (Interpretation)

15 Q. [12:05:28] Mr Witness, can you see the image?

16 A. [12:05:31] It's blurred.

17 Q. [12:05:36] Is that better? You can see more or less the image?

18 A. [12:05:42] I can see a car.

19 Q. [12:05:44] Very well. That's perfect. Can you see anything on the road?

20 A. [12:05:57] Like what?

21 Q. [12:05:58] Can you see anything on the road?

22 A. [12:06:01] What is a chaussée.

23 Q. [12:06:07] It's the paved road.

24 A. [12:06:09] Yes, I can see clothes and shoes.

25 Q. [12:06:12] Very well. Fine.

- 1 THE INTERPRETER: [12:06:13] Message from the English interpreter: Could
2 counsel please be requested to observe the pause. There is a lot of overlapping going
3 on. Thank you.
- 4 MR NAOURI: [12:07:02] (Overlapping speakers)
- 5 PRESIDING JUDGE TARFUSSER: [12:06:21] Madam Naouri, the pause, the pause,
6 because otherwise we overlap continuously.
- 7 MR NAOURI: [12:06:30] Très biens, Monsieur le Président.
- 8 PRESIDING JUDGE TARFUSSER: [12:06:30] And to switch the microphone off
9 when the witness is answering to the questions. Thank you.
- 10 MR NAOURI: [12:06:38] (Interpretation) Thank you, Mr President.
- 11 Q. [12:06:41] So the last excerpt for the time being, from 4.07 to 4.11.
12 (Viewing of the video excerpt)
- 13 MR NAOURI: [12:07:30] (Interpretation)
- 14 Q. [12:07:31] Can you see the image, Mr Witness? Can you see what is brought up
15 on your screen?
- 16 A. [12:07:43] Yes.
- 17 Q. [12:07:44] Very well. Can you see anything on the tarmacked road?
- 18 A. [12:07:54] I can see the loincloths and shoes.
- 19 Q. [12:07:59] Very well.
- 20 MR NAOURI: (Interpretation) Mr President, for the next line of questioning we
21 would need to go back into private session, please.
- 22 PRESIDING JUDGE TARFUSSER: [12:08:07] Yes, let's go back into private session.
23 (Private session at 12.08 p.m.)
24 (Redacted)
25 (Redacted) .

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- 9 (Redacted)
- 10 (Open session at 12.15 p.m.)
- 11 THE COURT OFFICER: [12:15:08] We are in open session, Mr President.
- 12 PRESIDING JUDGE TARFUSSER: [12:15:10] Madam Naouri.
- 13 MR NAOURI: [12:15:12] (Interpretation) Thank you, Mr President.
- 14 Q. [12:15:16] So, Mr Witness, I would like you to concentrate well and I am going
- 15 to be showing you the screenshots that we established today. The first screenshot
- 16 was done at 4.02.
- 17 There we are, can you see it, Mr Witness?
- 18 A. [12:15:50] Yes.
- 19 Q. [12:15:51] Can you see the shops in the background?
- 20 A. [12:16:09] Yes. On the video too. On the video.
- 21 Q. [12:16:13] Can you see the shops? What colour?
- 22 A. [12:16:16] Blew, yellow and red.
- 23 PRESIDING JUDGE TARFUSSER: We can see the colours as well.
- 24 MR NAOURI: [12:16:20] (Interpretation) You will understand where we are getting
- 25 to, Mr President.

1 Q. [12:16:31] And there's nothing on the road at that moment in time; we agree on
2 that?

3 A. [12:16:35] That's correct.

4 Q. [12:16:37] Very well. So I'm going to show the second screenshot to you at 4.07.
5 Can you see the shops?

6 A. [12:17:05] Yes.

7 Q. [12:17:07] Are they the same, the same as we've just seen?

8 A. [12:17:11] I believe so.

9 Q. [12:17:12] Very well. Last screenshot, that's the third one taken at 4.11.
10 Can you see the shops?

11 A. [12:17:34] Yes.

12 Q. [12:17:36] Are they the same ones?

13 A. [12:17:37] Yes.

14 Q. [12:17:38] Can you see anything on the road?

15 A. [12:17:42] It's not the entire road that I can see.

16 Q. [12:17:45] I'm talking about the image, can you see anything on the road?

17 A. [12:17:49] No.

18 Q. [12:17:49] Very well. So we are going to come back to the last image of the
19 video that we had stopped with, that's the 4.47 one. Can you see that image?

20 A. [12:18:15] Yes.

21 Q. [12:18:16] Are these the same shops that we've just seen?

22 A. [12:18:19] No, it's not the same ones, I don't think so.

23 Q. [12:18:22] Is that right?

24 (Viewing of the video excerpt)

25 MS NAOURI: [12:18:38] (Interpretation)

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1 Q. [12:18:40] And here, Mr Witness, can you say whether they are the same shops?

2 A. [12:18:45] The other one was more yellow and red. This one is yellow, khaki
3 and white. You see? It's not even at the same height. The other one is tiling and
4 this one is corrugated iron.

5 MS NAOURI: [12:19:12] (Interpretation) Mr President, could we please move into
6 open session?

7 PRESIDING JUDGE TARFUSSER: [12:19:21] Yes, let's go into open session again.

8 THE COURT OFFICER: [12:19:26] To private session, you mean?

9 PRESIDING JUDGE TARFUSSER: [12:19:29] Well, let me see where we are
10 because -- yes, we are in open, yes. Let's move back to private session. Okay.

11 (Private session at 12.19 p.m.)

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8 (Open session at 12.23 p.m.)

9 THE COURT OFFICER: [12:23:55] We are back in open session, Mr President.

10 PRESIDING JUDGE TARFUSSER: [12:24:05] Thank you very much. Madam

11 Naouri.

12 MS NAOURI: [12:24:10] (Interpretation) Thank you, Mr President.

13 Q. [12:24:13] How long did you remain there whilst you were near those womens'

14 bodies?

15 A. [12:24:20] I no longer recall.

16 Q. [12:24:21] You can't even provide us with an approximation, half an

17 hour quarter of an hour?

18 A. If I tell you I would be lying.

19 Q. Very well.

20 PRESIDING JUDGE TARFUSSER: [12:24:30] Excuse me. Excuse me.

21 Was it for a few moments, seconds, or was it a long time? Did you remain there or

22 did you --

23 THE WITNESS: (Overlapping speakers)

24 PRESIDING JUDGE TARFUSSER: -- did you want to go away? You stood there

25 just for a short while. It is not in terms of minutes, it's a term of very short, short,

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1 long?

2 (Redacted)

3 (Redacted)

4 (Redacted)

5 MS NAOURI: [12:25:16] (Interpretation) Yes, Mr President, you are right.

6 Q. [12:25:27] Mr Witness, we are in open session so she -- we shall make sure that

7 what you have just said is not make public, but the question from the President

8 from -- subsequent to the question put to you is very simple in nature: How long

9 did you remain at that location?

10 A. [12:25:45] A little bit of time.

11 Q. [12:25:46] A few minutes, not longer?

12 A. [12:25:48] No, not longer.

13 PRESIDING JUDGE TARFUSSER: [12:25:51] Well, we give always, also to the record

14 that he made a sign with the two fingers like a centimetre, a couple of centimetres,

15 with a thumb and an index. I don't know how it is called in English, but, okay.

16 THE WITNESS: [12:26:09] (Interpretation) No, just a few minutes.

17 PRESIDING JUDGE TARFUSSER: [12:26:12] Thank you.

18 MS NAOURI: [12:26:15] (Interpretation)

19 Q. [12:26:20] And you went home alone?

20 A. [12:26:22] Yes.

21 Q. [12:26:23] Did you not help or provide assistance in transporting the bodies?

22 A. [12:26:29] I was a little bit disappointed, discouraged, that's why I went home.

23 Q. [12:26:38] Very well. And when you went home did you speak to anybody

24 about what happened?

25 A. [12:26:45] When I went home I had a bit of pain, if I remember correctly, I had

1 pain in my knee. And I no longer remember anything else, I just had pain in my
2 knee.

3 Q. [12:27:09] Very well.

4 Mr President, for the following few questions I think that in a precautionary measure,
5 we, as a precautionary measure, it would be better to go into private session.

6 PRESIDING JUDGE TARFUSSER: [12:27:20] So let's go back into private session.

7 (Private session at 12.27 p.m.)

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21 (Redacted)

22 (Open session at 12.32 p.m.)

23 THE COURT OFFICER: [12:32:44] We are back to open session, Mr President.

24 PRESIDING JUDGE TARFUSSER: [12:32:47] Madam Naouri.

25 (Redacted) .

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1 (Redacted)

2 A. [12:32:57] I don't remember whether it was the following day or three days later.

3 I no longer recall.

4 Q. [12:33:05] I would like to read out to you paragraph 51 of your statement to the
5 investigators.

6 MR MACDONALD: Just a reminder that we're --

7 PRESIDING JUDGE TARFUSSER: [12:33:18] Mr MacDonald.

8 MR MACDONALD: [12:33:19] Just a reminder that we are in public session right
9 now.

10 PRESIDING JUDGE TARFUSSER: [12:33:23] Yes, yes.

11 MR MACDONALD: [12:33:23] And that we have to be very careful.

12 PRESIDING JUDGE TARFUSSER: [12:33:29] I think Ms Naouri is well aware that
13 we are in public session.

14 MR NAOURI: [12:33:37] Oui, Monsieur le Président.

15 MR MACDONALD: [12:33:40] Sorry, the paragraph we're referring to?

16 MR NAOURI: [12:33:44] (Interpretation) 51.

17 MR MACDONALD: [12:33:49] 51, okay.

18 MR NAOURI: (Overlapping speakers)

19 MR MACDONALD: [12:33:51] No, no. Your Honour --

20 (Redacted)

21 (Redacted)

22 (Redacted)

23 PRESIDING JUDGE TARFUSSER: [12:34:03] I asked her to be aware of what she is
24 doing.

25 MR MACDONALD: [12:34:07] But, your Honour, if you look at the first line and

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1 the -- what was just mentioned by my colleague, it is, we submit, highly identifiable.

2 PRESIDING JUDGE TARFUSSER: [12:34:25] Let's go into private session.

3 (Private session at 12.34 p.m.)

4 (Redacted)

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8 (Redacted)

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- 19 (The hearing ends in private session at 1.36 p.m.)