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- 1 International Criminal Court
- 2 Trial Chamber V
- 3 Situation: Central African Republic II
- 4 In the case of The Prosecutor v. Alfred Rombhot Yekatom and Patrice-Edouard
- 5 Ngaïssona ICC-01/14-01/18
- 6 Presiding Judge Bertram Schmitt, Judge Péter Kovács and
- 7 Judge Chang-ho Chung
- 8 Trial Hearing Courtroom 1
- 9 Tuesday, 9 November 2021
- 10 (The hearing starts in open session at 9.33 a.m.)
- 11 THE COURT USHER: [9:33:55] All rise.
- 12 The International Criminal Court is now in session.
- 13 Please be seated.
- 14 PRESIDING JUDGE SCHMITT: [9:34:21] Good morning, everyone.
- 15 Could the court officer please call the case.
- 16 THE COURT OFFICER: [9:34:29] Good morning, Mr President, your Honours.
- 17 Situation in the Central African Republic II, in the case of The Prosecutor versus
- Alfred Yekatom and Patrice-Edouard Ngaïssona, case reference ICC-01/14-01/18.
- 19 And for the record, we are in open session.
- 20 PRESIDING JUDGE SCHMITT: [9:34:44] I ask for the appearances of the parties.
- 21 Mr Vanderpuye first.
- 22 MR VANDERPUYE: [9:34:48] Good morning, Mr President. Good morning,
- 23 your Honours. Good morning, everyone. Today the Prosecution is represented by
- 24 Manochitra Prathaban, Yassin Mostfa and myself Kweku Vanderpuye.
- 25 PRESIDING JUDGE SCHMITT: [9:34:58] Thank you.

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- 1 The victims' representatives, please.
- 2 MR SUPRUN: [9:35:04] Good morning, Mr President, your Honours. The former
- 3 child soldiers are represented by myself, Dmytro Suprun, counsel at the Office of
- 4 Public Counsel for Victims. Thank you.
- 5 PRESIDING JUDGE SCHMITT: [9:35:11] Thank you.
- 6 MR DANGABO MOUSSA: [9:35:14](Interpretation) Good morning, Mr President.
- 7 Good morning to everyone in the courtroom. I represent the Legal Representative of
- 8 Victims and my team is made up of Anne Grabowski and Ombeni. Thank you.
- 9 PRESIDING JUDGE SCHMITT: [9:35:29] Thank you.
- 10 Ms Dimitri.
- 11 MS DIMITRI: [9:35:30] Good morning, Mr President. Good morning,
- 12 your Honours. This morning -- good morning, everyone. This morning
- 13 Mr Yekatom, who is present in the courtroom, is represented by Dr Lena Casiez,
- 14 Mr Victor-Louis Lapointe Saint-Pierre, our new associate counsel, Ms Anta Guissé,
- 15 and myself.
- 16 PRESIDING JUDGE SCHMITT: [9:35:47] Thank you.
- 17 Mr Knoops.
- 18 MR KNOOPS: [9:35:50] Good morning, Mr President, your Honours. Good
- 19 morning everyone in the courtroom.
- 20 Mr Ngaïssona today is represented, apart from myself, by Ms Sara Pedroso,
- 21 Mathilde Couloigner, and Despoina Eleftheriou. Thank you.
- 22 PRESIDING JUDGE SCHMITT: [9:36:09] Thank you.
- 23 And also good morning to our witness and to Mr Aouini, the counsel of the witness.
- 24 Before we start, a brief scheduling matter. The Chamber has taken note of the
- 25 Prosecution's email yesterday at 17:23 to start with the testimony of the next

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- 1 Witness P-2232 one day later. The Chamber understands that this proposal is
- 2 intended to facilitate the preparation of the Defence and that it was discussed
- 3 inter partes.
- 4 In light of this, the Chamber agrees with this course of action. We will therefore
- 5 finish P-2843's testimony today and then reconvene on Thursday at 9.30.
- 6 So I don't assume that the representatives of the victims have any questions for
- 7 the witness.
- 8 MR SUPRUN: [9:37:01] No questions, Mr President.
- 9 PRESIDING JUDGE SCHMITT: [9:37:04] Yes.
- 10 So then I assume again that I will give the floor to Mr Knoops.
- 11 MR KNOOPS: [9:37:10] Again, good morning, Mr President, your Honours.
- 12 The Defence team of Mr Ngaïssona will today, in maximum three sessions, address
- 13 the witness with some questions. Excuse me. Ms Sara Pedroso, legal assistant, will
- take the first half hour in public session with the general topic, after which I will
- mainly deal with separate topics in mostly probably private session.
- 16 PRESIDING JUDGE SCHMITT: [9:37:38] Thank you for this information.
- 17 So I understand that we are in open session at the moment.
- 18 MR KNOOPS: [9:37:44] Yes.
- 19 PRESIDING JUDGE SCHMITT: [9:37:45] Yes, so then we can start with Ms Pedroso.
- 20 You have the floor.
- 21 MR KNOOPS: [9:37:50] Thank you, Mr President.
- 22 MS PEDROSO: (Interpretation) Good morning to everybody.
- 23 WITNESS: CAR-OTP-P-2843 (On former oath)
- 24 (The witness speaks French)
- 25 QUESTIONED BY MS PEDROSO: (Interpretation)

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- 1 Q. [9:37:57] Good morning, Mr Witness.
- 2 A. [9:38:01] Good morning.
- 3 Q. [9:38:03] I have a few questions for you today on a very specific topic and then
- 4 I'll leave the floor to my learned colleague Mr Knoops who will also have some
- 5 further questions for you.
- 6 I want to remind you that we are in open session and if at any time whatsoever you
- 7 feel like providing us with information that might identify you, please point that out
- 8 to me and I will ask for us to go into private session.
- 9 A. [9:38:34] Okay.
- 10 Q. [9:38:39] My first question, were you in Bangui when the Seleka arrived in
- the capital and at the time when Djotodia took power in March 2013?
- 12 A. [9:38:56] Yes, I was in Bangui.
- 13 Q. [9:39:03] You experienced the Seleka's march on the capital. Are you able to
- describe to us the atmosphere in Bangui at that time or during that period?
- 15 A. [9:39:20] During that period the situation in Bangui was out of control. When
- the Seleka rebels were moving on the capital, there was general panic in Bangui.
- 17 Now, when the Seleka entered Bangui, the president -- former President Bozizé fled
- 18 the country, so it was a general catastrophe across the country. There was no state.
- 19 The state no longer existed and there were killings everywhere. There was looting
- 20 and pillaging. And so Seleka did whatever it thought it could do. You see,
- 21 the Seleka movement was not really a well-organised movement. There were many
- 22 elements in their ranks who neither spoke French nor Sango. So there was total lack
- of communication between the Seleka elements and the population.
- 24 So it was extremely difficult times. Acts of violence were committed in
- 25 the neighbourhoods, houses were pillaged, and there were killings. And this was

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- 1 extremely difficult for the population.
- 2 Q. [9:41:04] Let me revisit a few points that you already mentioned. But first of all
- 3 let me ask you whether there were several foreign mercenaries within the Seleka who
- 4 came from Chad and from Sudan; is that correct?
- 5 A. [9:41:26] I am not able to identify those mercenaries, but everybody knew it and
- 6 I knew it myself that there were many mercenaries, there were many mercenaries.
- 7 Because if an individual is Central African, they must at least speak one of the
- 8 languages of the country, French or Sango or some other dialect. But these were
- 9 people who came and all they spoke was Arabic. They spoke no other language
- 10 apart from Arabic. So they are mercenaries, they were mercenaries. Some came,
- they did all types of things, they looted, they pillaged the vehicles and all types of
- 12 items and took them back to Chad or to Sudan. So one can say that they were
- mercenaries because even up to this day some armed groups are led by mercenaries
- 14 who are not Central Africans and everybody knows about that.
- 15 Q. [9:42:33] Did you hear mention of, or do you know, whether there were any
- 16 Janjaweed militia within the Seleka, to be specific?
- 17 A. [9:42:48] Yes, I heard mention of that, but I don't have any evidence to
- 18 substantiate it.
- 19 Q. [9:42:56] The presence of foreigners within Seleka, those mercenaries, was that
- 20 a point of concern for the population during that period?
- 21 A. [9:43:08] Obviously, because it was these mercenaries who committed several
- 22 acts of violence, several acts of violence. Even the president who came to power
- 23 could not control them. He did not have power to control them. So each leader of
- 24 the various groups did whatever they thought they wanted to do and even
- 25 the president who had taken over power had no control over them.

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- 1 Q. [9:43:42] You have mentioned the acts of violence and exactions committed by
- 2 Seleka, such as killings, pillaging, and last week you also mentioned the fact that
- 3 the federation had been pillaged or ransacked, so to speak. Can you give us a little
- 4 more detail on conditions of life, your conditions of life during that period, please?
- 5 A. [9:44:10] During that period, as I said a short while ago, life in the Central
- 6 African Republic was extremely difficult, extremely difficult. Many Central Africans
- 7 fled the country. Some crossed the river to the DRC or to Congo-Brazzaville, others
- 8 were able to go to Cameroon, some went towards Chad.
- 9 And then in Bangui many Central Africans sought refuge in churches, in churches.
- 10 In Fatima church, for example, the Catholic Church at Fatima, for example. At the
- monastery, at the cathedral, at Saint Paul. It was extremely difficult times. Very,
- 12 very difficult times.
- 13 Q. [9:45:06] I would like to show you a Facebook conversation of August 2013,
- 14 a conversation you had with someone else whose name I will not mention here
- 15 because we are in open session.
- 16 So I would ask the court officer not to display this document to the public because it is
- 17 a confidential document, document number 36 on our amended list of materials.
- 18 Reference CAR-OTP-2132-3712 at page 3764.
- 19 I would like to draw your attention to the third line. And here you say to your
- 20 interlocutor that it's a general psychosis in Bangui. What do you mean by general
- 21 psychosis? Can you give us a few more details on what you meant by general
- 22 psychosis.
- 23 A. [9:46:58] When I said there was general psychosis in Bangui, what I meant or
- 24 what I wanted to say was that the situation in Bangui was catastrophic and that
- 25 people were in a state of panic, that the entire population, especially women and

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- children, that there were cases of rape. So a state of general psychosis in Bangui, and
- 2 this affected everybody in Bangui. Everybody in Bangui was in a state of panic.
- 3 Q. [9:47:32] Let me draw your attention to the fourth line. And you say -- where
- 4 you say Boy-Rabe has been invaded since this morning and since this afternoon there
- 5 have been cannon shots being fired. And then we go further on and the question is
- 6 "Has there been a riposte?" And the answer is "No." That is your answer.
- 7 So when you say that Boy-Rabe was invaded, what do you mean by that?
- 8 A. [9:48:10] When Boy-Rabe (sic) took over Bangui, they targeted Boy-Rabe, they
- 9 identified Boy-Rabe as a target neighbourhood, so they entered Boy-Rabe. And I
- want to point out that there were several or many soldiers in Boy-Rabe at the time, so
- they identified Boy-Rabe as one of their target neighbourhoods. So they attacked
- Boy-Rabe and they started firing, they started pillaging Boy-Rabe before moving to
- 13 the other neighbourhoods in Bangui.
- 14 Q. [9:48:52] So you say that Boy-Rabe -- rather, that Seleka targeted soldiers
- specifically; is that the case?
- 16 A. [9:49:01] Yes, yes, of course. Yes.
- 17 Q. [9:49:08] When you say that cannon shots were fired, was Seleka firing cannon
- shots on the civilian population?
- 19 A. [9:49:25] Yes, of course. They fired on the population. First of all, there were
- 20 some soldiers in the neighbourhood who fired back, but they -- they fired on
- 21 the population, on the people and they fired on people. They had weapons.
- 22 Q. [9:49:46] Can we go to the next page, page 3765, please. At the top of the
- 23 page you're asked whether it was only Seleka that was shooting, and you said yes,
- 24 that you couldn't go out.
- Now let's go to the next page, please, page 3766. In the fourth line, this is what you

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1 say: "Even in Miskine it's terrible. Cannon shots are being fired by them into

- 2 the neighbourhoods."
- When you say they -- fired by them, are you referring to the Seleka?
- 4 A. [9:50:41] Yes, it is the Seleka. (Redacted)
- 5 (Redacted).
- 6 Q. [9:50:50] So you confirm that Seleka was also targeting the civilian population in
- 7 these neighbourhoods?
- 8 A. [9:50:57] Yes.
- 9 THE INTERPRETER: [9:50:59] Mr President, could the witness be advised to
- 10 observe a pause before answering.
- 11 MS PEDROSO: [9:51:10](Interpretation)
- 12 Q. [9:51:11] This document can be taken down now, thank you.
- 13 Were you yourself a victim of threats or violence by Seleka -- from Seleka?
- 14 A. [9:51:22] I was a victim several times over. I was threatened at my home and I
- 15 was forced to ask my wife and my children to leave the house, and they fled,
- and -- but I had to remain at home because during that time the thieves in
- 17 the neighbourhood also took advantage of the situation. That is why I was forced to
- 18 stay at home. (Redacted)
- 19 (Redacted)
- 20 (Redacted). So I came under threats. You see, Seleka, for example, I had two taxis
- and -- and they took one of them, Seleka took one of them.
- 22 PRESIDING JUDGE SCHMITT: [9:52:12] When something, such an issue arises, it
- 23 is -- if it is not extremely evident, I think we should not mention it, Mr Aouini. We
- 24 do -- we deal with it, you know, in a way that does not cause any attention.
- 25 Ms Pedroso, please continue.

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- 1 MS PEDROSO: [9:52:38](Interpretation)
- 2 Q. [9:52:38] I want to remind you that we are in open session. If you want to
- 3 move into private session where you want to provide a few more details on your
- 4 personal situation, please tell me. Let me know.
- 5 So now I have another question which is quite general. Did you say that the FACA
- 6 were specifically targeted? Since you said so, what about the Gbaya? People of
- 7 Gbaya ethnicity, were they also specifically targeted by Seleka?
- 8 A. [9:53:10] Yes, the Seleka targeted the Gbaya because they thought that the Gbaya,
- 9 all the Gbayas were close to or were relatives of former President Bozizé. So
- 10 the Gbaya were the first people to be targeted by the Seleka.
- 11 Q. [9:53:38] So you said that Seleka somehow confused or mixed up the Gbaya and
- 12 potential supporters of President Bozizé?
- 13 A. [9:53:46] Yes, there was a total confusion.
- 14 Q. [9:53:50] Were there any other segments of the population that were specifically
- 15 targeted by Seleka?
- 16 A. [9:53:59] I am not able to demonstrate that, but there was general confusion.
- 17 You see, Seleka was a group of very, very disorganised people, so there was disorder,
- 18 a lot of disorder.
- 19 Q. [9:54:20] Last week you said, and you said so again today, that everybody
- 20 wanted Seleka to leave. Do you think that this feeling was shared among the various
- 21 communities, ethnic communities, religious communities and the population at large?
- Was this a feeling that was generally shared?
- 23 A. [9:54:48] Yes, it was a feeling that was generally shared, because there came
- 24 a time when the youth had to organise themselves into self-defence groups in order to
- 25 protect the population, the civilian population. So at that time the entire population

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- 1 was in favour of Seleka leaving.
- 2 Q. [9:55:16] Without delving into any details in order to avoid identifying yourself,
- 3 can you give us a general reason why you were motivated to remain in Bangui during
- 4 that period?
- 5 A. [9:55:33] During that period I had no possibility of leaving. You see, if I were
- 6 alone I would have left, but I have a family, I have a wife, I have children, I have my
- 7 junior siblings, I have my grandfather and my grandmother and they are all under
- 8 my care, so it was not possible for me to leave.
- 9 Q. [9:56:00] So you had no other reason, apart from reasons pertaining to your
- 10 family's presence in Bangui, you had no other reason for remaining in Bangui during
- 11 that period?
- 12 A. [9:56:10] No.
- 13 Q. [9:56:17] Last week you mentioned, and you said so again today, that after
- 14 the arrival of Seleka, the country was uncontrollable and that there was chaos and
- 15 that the state did not exist. Can you give us more details as to what you meant by
- 16 the state did -- no longer existed?
- 17 A. [9:56:45] When I say the state did not exist, it is because the state did not control
- anything whatsoever. Even the head of state did not control or did not have control
- 19 over anything. Each Seleka group did as they wanted. So there was no state
- authority in place. People were being killed and the state couldn't do anything.
- 21 First of all, the police did not exist, people fled. The soldiers -- it was even worse for
- 22 the soldiers because the -- it was the civilian population that was protecting soldiers.
- 23 Some soldiers had to dress up like women in order to be able to flee. So this is how
- 24 things were. And the population was abandoned.
- 25 Q. [9:57:32] Now, in the absence of the security forces, that is you mentioned

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- the police and soldiers, how did the population manage to protect themselves?
- 2 A. [9:57:54] At the beginning it was difficult. At the beginning it was difficult.
- 3 But over time the young people were forced to organise themselves into self-defence
- 4 groups in order to provide protection for the neighbourhoods.
- 5 Q. [9:58:11] On Friday you testified that during that period even civilians were
- 6 armed. And I'm referring here to transcript -- real-time French transcript, page 67,
- 7 line 18.
- 8 Now, were you yourself a witness of this phenomenon of armed civilians?
- 9 A. [9:58:37] During that period many civilians had weapons in the neighbourhoods.
- 10 Many civilians had weapons, arms in the neighbourhoods. Even to this day there
- are civilians who still possess weapons or arms in the neighbourhoods.
- 12 Q. [9:58:57] According to you, this situation in which civilians were armed, did that
- also contribute to the chaos and confusion and acts of violence that were committed
- 14 during that period in 2013?
- 15 A. [9:59:17] Please can you repeat your question. I did not quite understand it.
- 16 Q. [9:59:23] Let me rephrase. During that period, were civilians also participating
- in the acts of violence or crimes or pillaging, were they also sometimes involved in
- 18 those types of actions?
- 19 A. [9:59:40] Yes, yes. There were people of bad conduct who had weapons in
- 20 the neighbourhoods and they took advantage of that period to commit some acts of
- 21 pillaging and armed robbery in the neighbourhoods.
- 22 Q. [10:00:00] Was it sometimes difficult to distinguish between those civilians who
- 23 were opportunistic and who committed a number of crimes, to distinguish them from
- 24 the members of various armed groups? Was it -- did it happen that there was
- 25 confusion between those various persons?

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- 1 A. [10:00:24] Yes, because sometimes some Seleka elements would be dressed in
- 2 civilian attire while bearing their arms. So if in the neighbourhood there were
- 3 civilians who had weapons or arms, it was difficult to distinguish between who was
- 4 what.
- 5 Q. [10:00:49] You also mentioned that sometimes you had to work from home
- 6 because of the situation of insecurity. I would like to know that during this period
- 7 your salary, without saying where you worked, but did your salary continue to be
- 8 paid during that period?
- 9 A. [10:01:15] During that period, when the Seleka entered Bangui, it was difficult,
- 10 because the situation wasn't stable, (Redacted)
- 11 (Redacted)
- 12 (Redacted)
- 13 (Redacted)
- 14 (Redacted)
- 15 (Redacted.
- 16 Q. [10:02:11] We are now in public session, so I would like to remind you. Could
- 17 you tell us when started to become more stable as regards your salary?
- 18 A. [10:02:27] I can't remember exactly, Madam. But it was when the situation
- 19 started (Redacted)
- 20 (Redacted)
- 21 (Redacted)
- 22 (Redacted).
- Q. [10:03:10] Can you remember whether it was before or after 5 December? Was
- 24 it in 2013 or 2014? Can you remember?
- 25 A. [10:03:21] No, it's before. Before.

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- 1 Q. [10:03:27] So what did you do in order to live during that time, if you had
- 2 difficulties in receiving your salary?
- 3 A. [10:03:38] Personally, (Redacted) I have other activities which would
- 4 generate some income. Also, during this period I had the possibility of travelling. I
- 5 want to tell you that (Redacted).
- 6 PRESIDING JUDGE SCHMITT: [10:04:09] (Overlapping speakers) I think we go to
- 7 private session here and ...
- 8 (Private session at 10.04 a.m.)
- 9 THE COURT OFFICER: [10:04:25] We are in private session, Mr President.
- 10 (Redacted)
- 11 (Redacted)
- 12 (Redacted)
- 13 (Redacted)
- 14 (Redacted)
- 15 (Redacted)
- 16 (Redacted)
- 17 (Redacted)
- 18 (Redacted)
- 19 (Redacted)
- 20 (Redacted)
- 21 (Redacted)
- 22 (Redacted)
- 23 (Redacted)
- 24 (Redacted)
- 25 (Redacted)

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- 1 (Redacted)
- 2 (Redacted)
- 3 (Redacted)
- 4 (Redacted)
- 5 (Redacted)
- 6 (Redacted)
- 7 (Redacted)
- 8 (Redacted)
- 9 (Redacted)
- 10 (Redacted)
- 11 (Redacted)
- 12 (Redacted)
- 13 (Redacted)
- 14 (Open session at 10.07 a.m.)
- 15 THE COURT OFFICER: [10:07:32] We are back in open session, Mr President.
- 16 MS PEDROSO: [10:07:40]
- 17 Q. [10:07:42](Interpretation) I have a final question as regards the finances, but it's
- of a general nature. We are in public session, I'd like to remind you.
- 19 During the crisis in 2013, during the Seleka government, was this chaos, chaotic
- 20 situation, did it affect the price of basic necessities and daily life?
- 21 A. [10:08:07] Yes, that situation affected everything, almost everything in
- 22 the country. The Central African Republic was in a difficult position because all
- 23 the basic products come from Cameroon, so during this period the vehicles didn't
- 24 operate and so it was really difficult. Even to find bread was really difficult.
- 25 The prices doubled, even tripled, so it was really difficult.

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1 Q. [10:08:56] Last week you mentioned that you took actions in a political field, for

- 2 example, demonstrations, casserole orchestra, going on the radio. Page 55, line 18 to
- 3 25 in the French version of real-time. You said these actions were taken to draw
- 4 the attention of the international community on the situation which you were
- 5 experiencing at that time.
- 6 My question is as follows: These actions, these political and civilian actions, were
- 7 they organised spontaneously by the population?
- 8 A. [10:09:45] Yes, and sometimes it's the political parties, it's the political parties
- 9 that organised in order to react. Others who had the courage and others who
- 10 couldn't leave the country were forced to speak out on the radio. For example,
- 11 the radio, the national radio was censored, but there are also private radios,
- 12 Ndeke Luka, for example, and they interviewed people in the neighbourhoods, they
- 13 interviewed young people, politicians. And the religious community also became
- 14 involved. They took steps in order to speak out so that the international community
- 15 would take some action.
- 16 Q. [10:10:34] During this period, so before December 2013, did the international
- 17 community remain passive vis-à-vis the situation in CAR?
- 18 A. [10:10:50] Well, firstly, initially I think it was France who sent a mission, the
- 19 Sangaris, and when the Sangaris arrived in Bangui the situation calmed down,
- 20 nevertheless. When the Sangaris arrived in Bangui, the situation calmed down.
- 21 Q. [10:11:15] And before the Sangaris arrival, was there political and civilian
- 22 actions that resulted in drawing the attention of the international community?
- 23 A. [10:11:30] No, before the Sangaris arrived it was very difficult.
- Q. [10:11:39] So despite all the efforts, and I'm talking before the Sangaris arrived,
- 25 the actions of the citizens was not enough to trigger an action from the international

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- 1 community?
- 2 A. [10:11:52] No, no, it was difficult.
- 3 Q. [10:11:58] Do you think that a purely political civilian action would have been
- 4 enough to make Djotodia leave?
- 5 A. [10:12:11] I don't think so.
- 6 Q. [10:12:18] Do I understand correctly that because of the situation that was
- 7 disastrous, as you said, and because of the fact that you didn't have any external
- 8 support in 2013, the population didn't have an alternative but to try and resist, to
- 9 make the Seleka fall?
- 10 PRESIDING JUDGE SCHMITT: [10:12:40] Before you answer, please,
- 11 Mr Vanderpuye.
- 12 MR VANDERPUYE: [10:12:43] Thank you. I don't have a problem with
- 13 the question as such, but the reference to the population in general seems to me to be
- obtuse and not specific enough to -- to ...
- 15 PRESIDING JUDGE SCHMITT: [10:13:01] Yeah, I agree with you. Can you
- 16 reformulate it, please.
- 17 MS PEDROSO: [10:13:06] Of course. Of course.
- 18 Q. [10:13:07](Interpretation) I'm going to rephrase. In your opinion, because of
- 19 the situation, the catastrophic situation, people who led these political and civilian
- 20 actions which you mentioned, do you think there was no alternative, no other choice
- 21 than to do something so that they could cause the Seleka regime to fall?
- 22 PRESIDING JUDGE SCHMITT: [10:13:38] Again, Mr Vanderpuye has an issue.
- 23 MR VANDERPUYE: [10:13:41] I do. This time it -- it seems to call rankly for
- 24 speculation.
- 25 PRESIDING JUDGE SCHMITT: [10:13:47] Yeah, that's true, and I have to -- I would

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1 have to say, yeah. So it's -- indeed, that's really a call for speculation. Yeah, I agree

- 2 with Mr Vanderpuye.
- 3 MS PEDROSO: [10:13:55](Interpretation) So it's the end of my questions for you and
- 4 I now -- Mr Knoops will continue with the investigation and questioning.
- 5 PRESIDING JUDGE SCHMITT: [10:14:06] Thank you very much, Madam Pedroso.
- 6 And, Mr Knoops, you have the floor.
- 7 QUESTIONED BY MR KNOOPS:
- 8 Q. [10:14:24] Good morning, sir. We didn't meet at the familiarisation meeting, so
- 9 my apologies. I was not able to meet you there because of my other obligations.
- 10 My name is Alexander Knoops. I'm counsel here in the Netherlands, in Amsterdam,
- and I'm one of the lawyers of Mr Patrice Ngaïssona. I have several topics to address
- 12 and the first one will be a topic which have to be dealt with in private session.
- 13 PRESIDING JUDGE SCHMITT: [10:14:59] Then we go to private session, please.
- 14 (Private session at 10.15 a.m.)
- 15 THE COURT OFFICER: [10:15:12] We are in private session, Mr President.
- 16 (Redacted)
- 17 (Redacted)
- 18 (Redacted)
- 19 (Redacted)
- 20 (Redacted)
- 21 (Redacted)
- 22 (Redacted)
- 23 (Redacted)
- 24 (Redacted)
- 25 (Redacted)

(Private Session)

Trial Hearing

WITNESS: CAR-OTP-P-2843

(Private Session)

Trial Hearing

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(Private Session)

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- 1 (Redacted)
- 2 (Redacted)
- 3 (Redacted)
- 4 (Redacted)
- 5 (Redacted)
- 6 (Redacted)
- 7 (Redacted)
- 8 (Redacted)
- 9 (Redacted)
- 10 (Redacted)
- 11 (Redacted)
- 12 (Redacted)
- 13 (Redacted)
- 14 (Redacted)
- 15 (Redacted)
- 16 (Open session at 12.42 p.m.)
- 17 THE COURT OFFICER: [12:42:37] We are in open session, Mr President.
- 18 PRESIDING JUDGE SCHMITT: [12:42:39] Thank you, Madam.
- 19 So, Mr Knoops, please, your question.
- 20 MR KNOOPS: [12:42:42]
- 21 Q. [12:42:43] Mr Witness, you just explained to us the decree issued by
- 22 Mrs Samba-Panza which didn't properly reflect the representation of the Anti-Balaka.
- 23 Do you know whether Mr Ngaïssona at that time, as being general coordinator, did
- 24 do anything to change this, as far as you know? Did he make any proposals to make
- 25 Mrs Samba-Panza change her position?

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- 1 A. [12:43:33] I cannot answer exactly. But I do know that during this period
- 2 the Anti-Balaka were dissatisfied and they reacted. After the decree was published
- 3 they were not happy and they reacted.
- 4 There was a communiqué published by the Anti-Balaka, if I remember correctly.
- 5 PRESIDING JUDGE SCHMITT: [12:44:05] Mr Knoops, I think with this witness we
- 6 don't get more information on that.
- 7 Back to private session.
- 8 MR KNOOPS: [12:44:11] Two final questions in private session.
- 9 PRESIDING JUDGE SCHMITT: [12:44:14] Okay. Fine. No, no, we discussed that.
- 10 Private session.
- 11 (Private session at 12.44 p.m.)
- 12 THE COURT OFFICER: [12:44:26] We are back in private session, Mr President.
- 13 (Redacted)
- 14 (Redacted)
- 15 (Redacted)
- 16 (Redacted)
- 17 (Redacted)
- 18 (Redacted)
- 19 (Redacted)
- 20 (Redacted)
- 21 (Redacted)
- 22 (Redacted)
- 23 (Redacted)
- 24 (Redacted)
- 25 (Redacted)

(Private Session)

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- 1 (Redacted)
- 2 (The hearing ends in private session at 2.42 p.m.)