



1 who had taken shelter in the *préfecture* office?

2 THE WITNESS:

3 When I arrived there around 9:30 a.m. on the 7th, those are the people I found there. But in the course
4 of the day, other people arrived at that place. In fact, the office became a sort of shelter for refugees. I,
5 too, actually, took up residence there, sort of. So many people arrived there during the day of the 7th
6 and even subsequent to that date.

7 BY MR. PHILPOT:

8 Q. And, Mr. Witness -- Mr. Renzaho, sorry, the two persons mentioned in that list, were they employees of
9 the prefect -- *préfecture*?

10 A. No, not at all.

11 Q. What did you do next, sir? Where did you go or who did you call?

12 A. Well, as I told you, I asked that my secretary be brought in. He opened for me and I instructed him to
13 call all service heads because I felt that it was absolutely necessary for us to make arrangements
14 cognizant of the developing critical situation, because there were refugees coming into the office and
15 there would be attendant problems in such a city like Kigali. So I gave him that assignment and I left to
16 go and find out whether the meeting would take place and if it were possible for me to attend that
17 meeting.

18 Q. Did you go to that meeting, sir?

19 A. Yes, I went to the meeting. Firstly, I dropped by staff headquarters and I was told that there were many
20 people who were to attend that meeting, and the meeting would not take place at staff
21 headquarters but, rather, at the *École supérieure militaire*, which had a huge meeting room. In fact, I
22 went there and I noticed that many people were there already.

23 Q. And about what time did you arrive --

24 MADAM PRESIDENT:

25 Wait, wait.

26 MR. PHILPOT:

27 I'm sorry, Your Honour.

28 MADAM PRESIDENT:

29 We need you to speak slower, Mr. Renzaho. And we need Mr. Philpot to make longer -- to respect a
30 longer pause.

31 BY MR. PHILPOT:

32 Q. So, did you go to this meeting, sir?

33 A. Indeed, I went.

34 Q. At what time, approximately?

35 A. That meeting started, say, ten minutes after ten.

36 Q. And who was present?

37 A. I'm not going to give you the names of all the officials who were present. I can mention the senior

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1 officials, those who chaired the meeting, perhaps.

2 Q. That would be sufficient. We do not want all the lists, sir, it's not relevant. But who was there among
3 the leadership? And my next question, which will flow into it is, who was there from the non-Rwandan
4 community? And then we can move on.

5 A. The hall, its configuration, has a podium where there was a high table and at the high table there was
6 General Nindiliyimana.

7 MADAM PRESIDENT:

8 *(Microphones overlapping)* ... the names, please.

9 THE WITNESS:

10 Spelling.

11 MR. PHILPOT:

12 We have that, Your Honour. It's number 360.

13 BY MR. PHILPOT:

14 Q. Continue, please, sir.

15 A. There was Colonel Bagosora.

16 Q. Anyone else, sir, at the podium or up in front?

17 A. There was a secretariat that was taking minutes of the meeting, but I know that there were a number of
18 officials amongst them. As for the rest, they were, rather, in the audience. And subsequently, others
19 arrived, and I'm referring to General Dallaire who joined the meeting later on. And as far as I'm
20 concerned, I had not been invited to participate in that meeting, so I asked for an authorisation to do so,
21 and I had to say that my presence might be helpful to the leaders who were trying to imagine what
22 problems could crop up in a capital that was in a dire situation. And they said that there was no
23 problem, that I could remain and participate in the meeting, and that is how I participated in that
24 meeting.

25

26 As for the other important officers who were there, there was Colonel Rusatira, who was not at the high
27 table but, rather, in the audience, and there were other officers who worked at the national ministry of
28 defence, and I do not believe it is necessary to mention them. What I do know is that there were a lot of
29 people. There were many people in the audience.

30 Q. Who were you sitting with, if you recall?

31 A. I was with the other members of the public. I do not know who was sitting beside me. I was with the
32 officials who were in the public.

33 Q. How many people attended this meeting, about?

34 A. I would say some 50-odd people.

35 Q. And when you asked permission, who did you speak to to get permission to stay there?

36 A. When I got there, I addressed the high table, and the problem was discussed with the officials who
37 were amongst the public, and they accepted that I participate in this meeting.

1 Q. How long did this meeting last?

2 A. The meeting ended around 20 minutes after 12. I believe people were in a hurry, the situation was
3 difficult, and --

4 JUDGE KHAN:

5 Mr. Witness, you said the members of the public were also present. What do you mean by that?

6 THE WITNESS:

7 I was referring to the other officers who were not chairing the meeting, who were not sitting on the high
8 table, but who were attending the meeting and were, for example, commanders of units or of sectors,
9 so they -- I was referring to all these officers.

10 JUDGE KHAN:

11 The members of the local administration were also there?

12 THE WITNESS:

13 No. Who could have invited those local authorities? Who could have invited them, since the meeting
14 was a meeting that was convened exclusively for those officers who were in charge of operations and
15 who had not been informed? Everyone had heard what had happened. Apart from the communiqué
16 that was made public, a number of people were wondering what had truly happened. So I believe one
17 of the objectives of this meeting was to inform the people who were in charge of the units of what had
18 happened. And, indeed, information was provided on what had occurred.

19

20 As for the local authorities, I do not see who could have invited them and who could have been invited
21 in that capacity. I don't know. Because I had asked for permission to be able to attend.

22 JUDGE KHAN:

23 So they all were army men?

24 THE WITNESS:

25 That is correct, Your Honour.

26 JUDGE MUTHOGA:

27 Mr. Renzaho, who was chairing that meeting?

28 THE WITNESS:

29 Since the matter was resolved there, the meeting was chaired by the officer who had more seniority,
30 and amongst those who were present, it was General Ndindiliyimana, because it was a matter that
31 indeed led to major discussions.

32 JUDGE MUTHOGA:

33 Ndindiliyimana you say was number what on the spelling list?

34 THE ENGLISH INTERPRETER:

35 360, Your Honour.

36 JUDGE MUTHOGA:

37 360. So, what was Colonel Bagosora, doing -- Bagosora doing?

1 THE WITNESS:

2 Bagosora was the representative of the minister there. In any case, he was the representative of the
3 minister of defence and was holding that rank in the meeting. But since the meeting was a strictly
4 military meeting, there was a discussion for a while in order to agree on the person who was to chair
5 that meeting, and the person who had such authority was General Ndindiliyimana.

6 JUDGE MUTHOGA:

7 You still haven't answered my question. What was Colonel Bagosora doing at the --

8 THE WITNESS:

9 Well, it means that I misunderstood, then.

10 JUDGE MUTHOGA:

11 What activity -- what -- what part did he play in the meeting? He sat in the audience? He was in front?

12 He recorded the minutes? He reported the minister's position or what -- what was it he was doing?

13 THE WITNESS:

14 That was what I tried to explain in my previous answer. He was there as a representative of the
15 minister of defence.

16 JUDGE MUTHOGA:

17 And he just sat there, did nothing else?

18 THE WITNESS:

19 Well, in a meeting, as far as I know, there are discussions and ideas that are being exchanged. I don't
20 see what he could have done, in particular.

21 JUDGE MUTHOGA:

22 Proceed, Mr. Philpot.

23 BY MR. PHILPOT:

24 Q. Did Mr. -- did Mr. Bagosora speak at that meeting -- speak out at that meeting?

25 A. Well, perhaps I would have to go into details I do not deem to be absolutely necessary. I believe all
26 those who attended the meeting took the floor at one stage or other. I remember him taking the floor
27 when we were discussing procedural matters because there was such a matter that was raised and
28 which had been discussed previously during the meeting that took place in the night from the
29 6th to the 7th. But in concrete terms, the officers asked who was chairing the meeting, and I see them
30 in my mind's eye. I don't believe it's necessary to mention them, but there were officers who were in the
31 audience who asked that question, "Who is chairing this meeting?" And on that subject, there were
32 views exchanged and a decision was made whereby the meeting would be chaired by
33 General Ndindiliyimana. So perhaps he said a few things here and there but --

34 MADAM PRESIDENT:

35 *(Microphones overlapping)*

36 BY MR. PHILPOT:

37 Q. Thank you, sir. May I --

1 JUDGE MUTHOGA:

2 Mr. Witness, I know you are -- as a lieutenant colonel you actually understand me. You were just
3 declining to respond. I will repeat the question that Mr. Philpot put to you, which is this: What did
4 Colonel Bagosora say or do at the meeting?

5 MADAM PRESIDENT:

6 And let me add that it is not for you to respond to the Honourable Judge or to the Chamber that the
7 information is not important. So just answer the question.

8 THE WITNESS:

9 Let me perhaps repeat what I stated previously. Thank you, Madam President. I am sorry. I wish to
10 apologise for my lack of experience. It is the first time I'm before such a body. So I wish to apologise.
11 What he did or what he said -- well, what I do remember is the procedural matter which he raised, as I
12 explained previously. Otherwise, I believe the discussion during the meeting was about the situation
13 and the problems that had arisen, and it was not a matter for Bagosora; he was not the one discussing
14 these matters. So there was an exchange of views among the participants at that meeting.

15

16 And as for specific details, I believe I read the minutes of this meeting in the past and the salient points
17 of that meeting. There was a general discussion. I do not recall Bagosora having made any specific
18 intervention as you -- it seems that you are insisting on those aspects, but there were minutes of this
19 meeting, and the different decisions were mentioned in the -- in the minutes, and I'm sure that such
20 minutes are available. Thank you, Your Honours.

21 *(Pages 29 to 35 by Sherri Knox)*

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1 1230H

2 JUDGE MUTHOGA:

3 What did he say about the meeting which had taken place at night?

4 THE WITNESS:

5 I believe that there was one officer who reported on what had occurred during the night, and they told
6 us briefly what had occurred and described the sequence of events. But, once again, I cannot be more
7 explicit than the minutes of this meeting that took place during the night from the 6th to the 7th. So in
8 those minutes you will find the salient points that were discussed.

9 JUDGE MUTHOGA:

10 You can, in fact, be more explicit by the -- than the minutes because you remember what was
11 discussed and you were there. So you know, for instance, whether Mr. -- Colonel Bagosora reported to
12 you what meeting had taken place with and what decisions had been taken. You know those things,
13 don't you? Is it likely that you have forgotten them?

14 THE WITNESS:

15 Well, I don't know. I do not believe I can be more explicit than the minutes of the meeting that took
16 place on the previous day, and it is indeed what they told us. They referred to the seriousness of the
17 situation and the events that occurred after the presidential plane was shot down, how the officers met,
18 what they discussed. Everything is contained in the minutes.

19 JUDGE MUTHOGA:

20 *(Microphones overlapping ... you do, for example, refer to the death of the prime minister.*

21 THE WITNESS:

22 Not during that meeting. I do not believe so. Perhaps towards the end of the meeting. Because, at a
23 given point in time, we had a short break, and then the people came back. But we did not know what
24 was happening at the prime minister's house.

25

26 To be more explicit, perhaps I could say that there were many gunshots and explosions in the
27 Kigali camp. Since the *École Supérieure Militaire* is within the grounds of the Kigali military camp, you
28 will understand that it was not very far. And I believe this was a source of anxiety amongst those
29 attending because we did not know what was happening. And our concern was to finish the meeting as
30 quickly as possible so as not to endanger so many people when they were to go back and join the
31 units. So there was general insecurity. But regarding the prime minister, we did not know anything
32 about it.

33 JUDGE MUTHOGA:

34 Did anybody talk about -- did anyone say who had met in the meeting at night?

35 THE WITNESS:

36 I am sorry, Your Honour, I did not understand your question.

37

1 JUDGE MUTHOGA:

2 Did anybody say who it is that had taken place -- taken part in the meeting -- in the meeting at the
3 night -- the night of the 6th to the 7th, the meeting which had preceded the one that you attended?

4 THE WITNESS:

5 Well, I don't think we really asked for detailed information on those who had attended the meeting that
6 took place the previous day. We were given information during that meeting, but I believe this was not
7 a matter that was a great concern for those who were there. There were urgent, insurmountable
8 problems that needed to be solved, and that was what the people attending were thinking of and were
9 concerned about.

10 JUDGE MUTHOGA:

11 And did anybody mention the venue of the meeting -- the meeting -- the night meeting, the meeting at
12 night?

13 THE WITNESS:

14 I don't know. I would not have any problems answering this question, but if the -- those who were
15 attending the meeting at the *École Supérieure Militaire* had not been so numerous, I believe that
16 meeting could have been held at the general staff headquarters of the Rwandan army where that other
17 meeting in the night of the 6th to the 7th took place. So since the two locations are not far from one
18 another, they are both within the same camp, I don't think there was anything strange about that. And I
19 do not believe it was some information that needed to be imparted to those who were attending the
20 second meeting.

21 THE ENGLISH INTERPRETER:

22 The interpreter would like the witness to repeat the last sentence in his answer, if possible, because
23 she was not able to get it.

24

25 Reference was made to a military camp.

26 MADAM PRESIDENT:

27 The last --

28 JUDGE MUTHOGA:

29 Mr. Witness, was this at Camp Kigali? Where was it? What is the military camp you -- they -- the
30 interpreters did not catch you.

31 THE WITNESS:

32 Yes, it was Camp Kigali, the military camp in Kigali, yes.

33 JUDGE MUTHOGA:

34 And you are saying the meeting at night took place in staff -- in the staff headquarters?

35 THE WITNESS:

36 Yes. And the staff headquarters are within the compound of the Kigali military camp, at least at the
37 time, because I've been told that now the locations are different. But at the time the general staff

1 headquarters of the Rwandan army was located in the Kigali military camp. So this is what I set up.

2 Perhaps I should have been more explicit, but you're right.

3 BY MR. PHILPOT:

4 Q. Mr. Witness, did you have your -- a Renault 21 with you that day?

5 A. Are you referring to the 7th?

6 Q. Yes.

7 A. No. No, because, as I --

8 MADAM PRESIDENT:

9 *(Microphones overlapping)*

10 THE WITNESS:

11 Oh, well, okay. My apologies.

12 MR. PHILPOT:

13 I didn't follow what happened.

14 MADAM PRESIDENT:

15 I told the witness that "no" is enough.

16 MR. PHILPOT:

17 Thank you.

18 BY MR. PHILPOT:

19 Q. And, sir, did you go to Kimisagara?

20 JUDGE MUTHOGA:

21 Before you go to that one, let me clarify one thing.

22

23 Mr. Renzaho, who had told you, informed me -- you of the taking place of this meeting?

24 THE WITNESS:

25 I told you that it was Colonel Muberuka, Félicien, the commander of the Kanombe military camp, when I

26 went to see him on the morning of the 7th around 7 a.m. because I needed information.

27 MADAM PRESIDENT:

28 *(Microphones overlapping)* ... of Muberuka.

29 THE WITNESS:

30 Muberuka is spelled M-U-B-E-R-U-K-A, Félicien.

31 MR. PHILPOT:

32 I think I asked this question. I'm not sure it was answered. Correct me if I'm wrong, Your Honour.

33 BY MR. PHILPOT:

34 Q. Did you go to Kimisagara *secteur* that day around midday?

35 A. On the 7th?

36 Q. For the time being we're on the 7th, sir.

37 A. No.