

**COMMISSION OF INQUIRY
(ACCRA SPORTS STADIUM DISASTER) INSTRUMENT 2001**

WHEREAS the President is satisfied that it is in the public interest that there should be appointed a Commission of Inquiry into the deaths and injuries that occurred at the Accra Sports Stadium on Wednesday 9th May 2001.

NOW THEREFORE, in exercise of the powers conferred on the President of the Republic by clause (1) of article 278 of the Constitution, this Instrument is made this 11th day of May 2001.

Appointment of Commission

1. There is appointed by this Instrument a Commission of Inquiry composed of the following persons—

Mr. Sam Okudzeto	..	..	..	..	<i>Chairman</i>
Prof. G. K. A. Ofose Amaah	..	..	..	..	<i>Member</i>
Prof. Akua Kuenyehia	..	..	..	..	<i>Member</i>
Dr. Agyeman Badu Akosa	..	..	..	..	<i>Member</i>
Mr. Ken Bediako	..	..	..	..	<i>Member</i>

Terms of reference of Commission

2. The terms of reference of the Commission are—

- (a) to investigate the causes and circumstances leading to the deaths and injuries suffered by spectators at the Accra Sports Stadium on the occasion of the Accra Hearts of Oak/Kumasi Asante Kotoko football match on 9th May, 2001;
- (b) to inquire into the preparedness of the nation's public bodies to deal with such disasters and emergencies;
- (c) to inquire into any other matter which appears to the Commission to be incidental to or reasonably related which in the opinion of the Commission ought to be inquired into;
- (d) to make recommendations to prevent future occurrence of such disasters;
- (e) to make recommendations to enhance the capacity of the nation's public bodies to deal with such disasters;
- (f) to make recommendations to sanction any public officer where appropriate;
- (g) to make such other recommendations as it considers appropriate; and

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(h) to submit, within one (1) month, its report to the President giving reasons for its findings and recommendations.

Mode of operation of Commission

3. The Commission shall carry out its inquiry in accordance with articles 279, 280 and 281 of the Constitution.

Secretary and Counsel to the Commission

4. There shall be a Secretary and Counsel to the Commission, who shall be appointed by the President and who shall perform such functions as the Commission may direct.

Appearance by lawyer

5. (1) Any person whose conduct is the subject of inquiry by the Commission or who is in any way implicated, concerned in, or has a legitimate interest in a matter under investigation by the Commission shall be entitled to be represented by a lawyer at the inquiry.

(2) Any other person who considers it desirable that he or she should be represented by a lawyer or any other expert may be allowed by the Commission to be so represented.

Privileges and immunities of witness and lawyer

6. A witness or lawyer appearing before the Commission shall be entitled to the same privileges and immunities as a witness or lawyer appearing before the High Court.

Expenses in relation to Commission

7. (1) A witness summoned by the Commission shall be entitled to such allowances as are payable to a witness summoned by the High Court in a criminal trial.

(2) The chairman and other members of the Commission and any person employed in relation to the functions of the Commission may be paid such travelling, sitting and other allowances as the President may approve on the recommendations of the Minister responsible for Finance.

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Public officers to assist Commission

8. The Attorney General shall assign officers to attend upon the Commission, to serve summons on witness and to perform such other functions relating to the Commission as the Commission may direct.

JOHN AGYEKUM KUFUOR
President of the Republic

Date of *Gazette* notification: 11th May, 2001.