



COMMITTEE OF INQUIRY (NEOPLAN (GHANA) LIMITED) LAW, 1982

IN pursuance of the Provisional National Defence Council (Establishment) Proclamation, 1981 this Law is hereby made:

1. There is hereby established a Committee of Inquiry to be known as the Committee of Inquiry (Neoplan (Ghana) Limited).

Establishment of Committee of Inquiry.

2. The Committee shall comprise Mr. Winand B. Dompey, Managing Director, DOMENTRACS LIMITED as a sole member.

Membership of Committee.

3. The terms of reference of the Committee shall be as follows:

Terms of reference of the Committee.

(a) to investigate the circumstances of the importation into Ghana by Neoplan (Ghana) Limited of raw materials and parts for the manufacture of the five double-decker buses and ten ordinary buses;

(b) to ascertain whether any foreign exchange was transferred by the Bank of Ghana or any commercial bank in Ghana in respect of the importation of those raw materials and parts; and if not, to ascertain how those raw materials and parts were paid for by Neoplan (Ghana) Limited;

(c) to investigate the circumstances in which those raw materials and parts imported into Ghana by Neoplan (Ghana) Limited were cleared from the port;

(d) to ascertain the reasons for the refusal by Neoplan (Ghana) Limited to deliver the five double-decker buses assembled by it to the Omnibus Services Authority;

(e) to investigate any other matter which appears to the Committee to be reasonably related to the foregoing and which the Committee is satisfied requires to be investigated;

(f) to submit its findings to the Provisional National Defence Council within one month after the commencement of its work, giving reasons therefor and making such recommendations to the Council in respect of its findings as the Committee may consider appropriate.

4. (1) Mrs. Victoria Oku, Principal Assistant Secretary, Ministry of Industries, Science and Technology shall act as Secretary to the Committee.

Secretary and staff of Committee.

(2) The Provisional National Defence Council may provide to the Committee the services of such public officers as the Committee may require for the discharge of its functions.

5. (1) The Committee shall meet at such times and at such places as it may determine.

Meetings and Proceedings of Committee.

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LAW, 1982**

(2) The Committee may at any time engage the services of any person to attend any of its meetings as an adviser.

(3) Subject to the provisions of this Law, the Committee shall regulate its own procedure.

Summons to attend and give evidence.

6. (1) The Committee may by summons issued under the hand of the Sole Member require any person—

(a) to attend at such time and place as is specified in the summons to give evidence or to produce any document in his possession or control which relates to any matter specified in the summons; or

(b) to give the Committee any information that may be specified in the summons.

(2) Any person summoned to appear before the Committee under subsection (1) of this section may be examined on oath and the Committee may for that purpose administer the oath.

Offences.

7. Any person who—

(a) refuses or wilfully neglects to attend in obedience to a summons issued under subsection (1) of section 6 of this Law, or to give evidence as required by the summons; or

(b) wilfully alters, suppresses, conceals, destroys or refuses to produce any document which he is required to produce by such summons; or

(c) refuses or wilfully neglects to furnish any information required of him by the summons,

commits an offence and is liable on summary conviction to a fine not exceeding ₵5,000.00 or to a term of imprisonment not exceeding six months or to both.

Police Officers to assist Committee.

8. The Inspector-General of Police shall detail Police Officers to attend upon the Committee, to preserve order during proceedings of the Committee, to serve summonses on witnesses and to perform any other functions relating to the work of the Committee as the Committee may direct.

Made this 7th day of July, 1982.

FLT.-LT. JERRY JOHN RAWLINGS
Chairman of the Provisional National Defence Council

Date of Gazette notification: 6th August, 1982.