



REPUBLIC OF GHANA

OFFICE OF THE SPECIAL PROSECUTOR

PUBLICATION No. OSP/2020/4Q

July 25, 2020

STATUTORY HALF YEARLY PUBLICATION OF THE OFFICE OF THE SPECIAL PROSECUTOR PURSUANT TO SECTION 3 (3) OF THE OFFICE OF THE SPECIAL PROSECUTOR ACT, 2017 (ACT 959)

The Office of the Special Prosecutor is required by section 3 (3) of the Office the Special Prosecutor Act, 2017 (Act 959) as part of its functions to “on a half yearly basis, publish the following information in at least two daily newspapers of national circulation and on the website of the Office:

- (a) the list of corruption cases investigated and prosecuted by the Office; and
- (b) the number of acquittals, convictions and cases pending in respect of the cases prosecuted under (a) and the value of proceeds recovered if any.”

This publication constitutes the first half yearly publication for the year 2020 providing the statutory information stipulated in section 3 (3) (a) of Act 959 since the Office became functionally operational with a small core of three (3) investigators by end of the year 2019:

Section 3 (3) (a) of Act 959

List of corruption cases investigated, accused charged and served for court:

- (1) The Republic v (1) Mahama Ayariga (2) Kenerick Akwasi Marfo - (investigated jointly with EOCO)
- (2) The Republic v (1) Hajia Hawa Ninchema (2) Sumaila Ewuntomah Abudu (3) Alex Avade (4) Alhaji Abdul Mumuni Jesewunde (5) Mary-Stella Adapesa (6) Mumuni Yakubu Nambe (7) Mahama Ayariga

List of corruption cases of accused persons arraigned and being prosecuted:

- (1) The Republic v Mahama Ayariga (2) Kenerick Akwasi Marfo
- (2) The Republic v (1) Hajia Hawa Ninchema (2) Sumaila Ewuntomah Abudu (3) Alex Avade (4) Alhaji Abdul Mumuni Jesewunde (5) Mary-Stella Adapesa (6) Mumuni Yakubu Nambe (7) Mahama Ayariga

Section 3 (3) (b) of Act 959

There have been no acquittals, and convictions as the two cases listed above are pending as being prosecuted. Consequently no value of any assets have been recovered.

This half yearly report for this half year repeats the second half yearly publication for the year 2019 dated February 27, 2020 because of the stay of proceedings in the case of the Republic v Hajia Hawa Ninchema & 6 Others (High Court, Accra, 31st July 2019) and the Republic v Ayariga, & Another (High Court, Accra, 23rd October 2019) ordered by the High Court (Financial Division 2), Accra, in the substantive trial of any criminal charges filed under the signature of the Special Prosecutor pending the determination by the Supreme Court of the case of Ayine v the Attorney-General which sought declarations that the appointments of the Special Prosecutor under Section 13 and of the Deputy Special Prosecutor under section 16 respectively of Act 959 were unconstitutional, null and void. The Supreme Court dismissed the entire case of the Plaintiff against the Attorney General as unmeritorious on 13th May 2020.

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