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### RE-APPOINTMENT OF CERTAIN OFFICERS BY THE PRESIDENTIAL COMMISSION UNDER THE CONSTITUTION

WHEREAS subsection (1) of section 9 of the First Schedule to the Constitution provides as follows:—

“9 (1) Subject to the provisions of this section, and save as otherwise provided in this Constitution, every person who immediately before the coming into force of this Constitution held or was acting in any office established

- (a) by or in pursuance of the Proclamation for the Constitution of a National Liberation Council for the administration of Ghana and for other matters connected therewith dated the 26th day of February, 1966, or
- (b) in pursuance of a Decree of the National Liberation Council, or
- (c) by or under the authority of that Council,

shall as far as is consistent with the provisions of this Constitution, be deemed to have been appointed as from the coming into force of this Constitution to hold or to act in the equivalent office under this Constitution for a period of six months from the date of such commencement, unless before or on the expiration of that date, any such person shall have been appointed by the appropriate appointing authority to hold or to act in that office or some other office”;

NOW THEREFORE it is hereby announced for the information of all persons whom it may concern—

- (a) that the Presidential Commission in exercise of its powers of appointment under the Constitution and acting on the advice of the appropriate authorities prescribed by the Constitution in that behalf, has appointed all persons holding or acting in any office immediately before the 20th day of February, 1970 the power to appoint to which office is vested in the Presidential Commission (other than an office in respect of which the Presidential Commission has under article 140 (2) of the Constitution delegated its powers of appointment to the Prime Minister) to hold or act in such office;
- (b) that the appointment shall in the case of each person so appointed be on the same terms and conditions of service as his appointment in that office which terminated on the coming into force of the Constitution;
- (c) that in the case of his retirement in pensionable circumstances the previous service of such person both before and after the coming into force of the Constitution shall be reckoned as continuous with his service under the new appointment;
- (d) that the appointment effected under paragraph (a) above does not apply to any person who is notified in writing that his services will not be required after the 21st day of February, 1970 being the date of expiry of the period of six months prescribed by section 9 (1) of the First Schedule to the Constitution as aforesaid.

Dated this 20th day of February, 1970.

BRIGADIER A. A. AFRIFA  
*Chairman of the Presidential Commission*

**RE-APPOINTMENT OF OFFICERS UNDER ARTICLE 140 OF, AND SECTION 9 (1) OF THE FIRST SCHEDULE TO, THE CONSTITUTION**

WHEREAS subsection (1) of section 9 of the First Schedule to the Constitution provides as follows:—

“9 (1) Subject to the provisions of this section, and save as otherwise provided in this Constitution, every person who immediately before the coming into force of this Constitution held or was acting in any office established

- (a) by or in pursuance of the Proclamation for the Constitution of a National Liberation Council for the administration of Ghana and for other matters connected therewith dated the 26th day of February, 1966, or
- (b) in pursuance of a Decree of the National Liberation Council, or
- (c) by or under the authority of that Council,

shall as far as is consistent with the provisions of this Constitution, be deemed to have been appointed as from the coming into force of this Constitution to hold or to act in the equivalent office under this Constitution for a period of six months from the date of such commencement, unless before or on the expiration of that date, any such person shall have been appointed by the appropriate appointing authority to hold or to act in that office or some other office”;

AND WHEREAS by virtue of article 140 of the Constitution the Presidential Commission is the appropriate appointing authority;

AND WHEREAS the Presidential Commission has under clause (2) of article 140 of the Constitution delegated its powers of appointment to the Prime Minister;

NOW THEREFORE it is hereby announced for the information of all persons whom it may concern—

- (a) that the Prime Minister has in pursuance of article 140 of, and section 9 (1) of the First Schedule to, the Constitution and acting in accordance with the advice of the Public Services Commission appointed all persons holding or acting in any office in the Public Services of Ghana immediately before the 20th day of February, 1970, to hold or act in any such office;
- (b) that the said appointment shall, in the case of each person so appointed be on the same terms and conditions of service as his appointment in that office which terminated on the coming into force of the Constitution;
- (c) that in the case of his retirement in pensionable circumstances the previous service of such person, both before and after the coming into force of the Constitution shall be reckoned as continuous with his service under the new appointment;
- (d) that the appointment effected under paragraph (a) above does not apply to any person who is notified in writing that his services will not be required after the 21st day of February, 1970, being the date of expiry of the period of six months prescribed by section 9 (1) of the First Schedule to the Constitution as aforesaid.

Dated this 20th day of February, 1970.

K. A. BUSIA  
*Prime Minister*