

BAN FROM PUBLIC OFFICE (TRRC) BILL, 2023

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Schedule

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An Act to provide for the banning from public office of specified persons, and for connected matters.

PART I – PRELIMINARY

1. Short title

This Act may be cited as the Ban from Public Office (TRRC) Bill, 2023.

2. Interpretation

In this Act, unless the context otherwise requires,

“**public office**” includes an office the emoluments attached to which are paid directly from the Consolidated Fund or directly out of moneys provided by an Act of the National Assembly, and the office of a member or the staff of a local government authority or member or of the staff of a Public Enterprise.

PART II – BAN FROM PUBLIC OFFICE

3. Persons to be banned

- (1) A person specified in the Schedule is banned from holding public office for such period as may be specified.
- (2) A person specified in the Schedule who immediately before the coming into force of this act holds a public office, shall immediately cease to hold such office.

4. Offences and Penalty

A person who, while being subject to a ban under this Act, passes his or herself off as a public officer commits an offence and is liable on conviction to imprisonment for a term not more than three years or to a fine not more than one million dalasis, or to both fine and imprisonment.

5. Supplements to the Schedule

- (1) Where a Court of competent jurisdiction convicts an individual of an offence connected to Human Rights Violations, the Court may in addition to a custodial sentence ban the said person from holding public office for such term as the court deems fit.

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- (2) Where a ban under subsection (1) is made by the Court, the Attorney General shall, by Order published in the Gazette, supplement the Schedule accordingly.

SCHEDULE

Name - Term of Ban

Objects and Reasons

This Bill seeks to make substantive provisions for the Banning of Public officials recommended by the Truth, Reconciliation and Reparations Commission and to create a schedule where banned public officials would be listed for gazetting.

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