

P.N.D.C.L. 287
ADA-SONGOR LAGOON (SITE FOR SALT INDUSTRY) VESTING ACT,
1992

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P.N.D.C.L. 287
ADA-SONGOR LAGOON (SITE FOR SALT INDUSTRY) VESTING ACT, 1992(1)

AN ACT to provide for the vesting in the Government of certain lands for the development of the salt industry and for related matters.

1. Cancellation of leasehold interests

(1) The lease granted to Vacuum Salt Products Limited of Accra by the Government in respect of the land specified in the First Schedule, for a period of thirty years and executed on the 22nd day of January, 1988 is hereby cancelled.

(2) The lease granted to Star Chemical Industries Limited of Accra by the Government in respect of the land specified in the Second Schedule, for a period of thirty years and executed on the 2nd day of August, 1989 is hereby cancelled.

2. Compensation

(1) Compensation shall be paid to a person having a right or an interest in the leases cancelled by section 1.

(2) A person having a right or having an interest in a cancelled lease may apply in writing for compensation to the Minister responsible for Lands within six months of the commencement of this Act.

(3) The application for compensation shall state

- (a) particulars of the right or interest in the land,
- (b) the manner in which the right or interest in the land is affected by this Act,
- (c) the extent of damage done, and
- (d) the amount of compensation claimed and the basis for the calculation of the compensation.

(4) The Minister may, having regard to the market value or the replacement value of the land or the cost of the disturbance or other damage, pay compensation in respect of that land or make an offer of land of equivalent value.

3. Tribunal

(1) The President may establish a tribunal by executive instrument to consider and determine conflicting claims of compensation under this Act.

(2) Where there are conflicting claims for compensation or a person is not satisfied with the compensation assessed, the Minister may refer the matter to the tribunal.

(3) The tribunal shall consist of three persons appointed by the President in consultation with the Chief Justice.

(4) Subject to article 125 of the Constitution, the decisions of the tribunal shall be final but the tribunal may reserve a question of law for the consideration of the Supreme Court.

(5) The rules governing the practice and procedure of the tribunal shall be the same as the rules applicable to the Tribunal under the State Lands Act, 1962 (Act 125).

4. Vesting of land in trust

The lands specified in the Third Schedule are hereby vested in the President in trust for the owners and for the development of a salt industry and related activities.

5. Directives

The President may give directives for the achievement of the objectives set out in section 4.

6. Application of Act 125

Sections 5, 6 and 7 of the State Lands Act, 1962 (Act 125) shall apply with the necessary modifications to this Act.

7. Interpretation

In this Act, unless the context otherwise requires,

“**Minister**” means the Minister responsible for Lands and Natural Resources.

8. Revocation

Omitted.2(2)

9. Commencement

Omitted.3(3)

SCHEDULES

First Schedule

All that area approximating 12428.00 acres situate at Ada-Songor Lagoon in the Ada District of the Republic of Ghana lying to the North of the Gulf of Guinea, and to the South of Toflokpo, Songonya villages which pieces of land is more particularly delineated on the plan attached hereto and thereon shown edged in blue.

Second Schedule

All the pieces of land covering an approximate area of 7920.00 acres situate at Ada-Songor Lagoon in the Ada District of the Republic of Ghana lying to the South of Toflokpo and Luho villages and to the North of the Gulf of Guinea which piece of land is more particularly delineated on the plan attached hereto and thereon shown edged in pink.

Third Schedule

All the pieces of land containing an approximate area of 41640.00 acres situate at Ada-Songor Lagoon in the Dangbe East District of the Greater Accra Region of the Republic of Ghana lying to the South of Sege, Toflokpo, Matsekope, Mangoase and Tekpekope villages and to the North of Gulf of Guineas between Akplabanya and Adedetsekope villages and to the East of Adedetsekope, Obane and Wornorkope villages which piece of land is shown edged in pink excluding that portion of land comprising an area of 1660.00 acres and shown edged green and marked "YOMO" which is more particularly delineated on Plan No. LD. 8469E/57102 attached hereto.

Endnotes

1 (Popup - Footnote)

1. This Act was issued as the Ada-Songor Lagoon (Site for Salt Industry) (Vesting) Law, 1992 ([P.N.D.C.L. 287](#)) made on 31st May, 1992 and notified in the *Gazette* on 2nd October, 1992. The preamble is retained for historical purposes:

“WHEREAS the land specified in the First and Second Schedules to this Law forms part of land declared as land required in the public interest and vested in Government by virtue of the State Lands (Ada-Songor Lagoon (Site for Salt Industry) Instrument, 1974 (E.I. 30) as amended by State Lands (Ada-Songor Lagoon Site for Salt Industry) (Amendment) Instrument, 1975 (E.I. 57);

AND WHEREAS the Government of the Republic of Ghana by a Deed executed on the 22nd day of January, 1988 granted VACUUM SALT PRODUCTS LIMITED of ACCRA a lease in respect of the land specified in the [First Schedule](#) to this Law for a term of thirty years;

AND WHEREAS the Government of the Republic of Ghana by a Deed executed on the 2nd day of August, 1989 granted STAR CHEMICAL INDUSTRIES LIMITED of ACCRA a lease of the land specified in the [Second Schedule](#) to this Law for a term of thirty years;

AND WHEREAS it appears to the Provisional National Defence Council that the remainder of the leasehold interests is required in the public interest and should therefore be vested in the State;

AND WHEREAS salt as a mineral is property vested in the Provisional National Defence Council for and on behalf of the people of Ghana;

AND WHEREAS the Provisional National Defence Council is desirous of developing the potential for increased salt production in Ghana particularly in the Ada-Songor Lagoon;

AND WHEREAS the Provisional National Defence Council is desirous of acquiring the land specified in the [Third Schedule](#) and has developed a masterplan for salt production in the Ada-Songor Lagoon to ensure the efficient development of the salt potential of the Ada-Songor Lagoon by undertaking infrastructural work to benefit the contiguous communities and the public interest:”

2 (Popup - Footnote)

2. [Section 8](#) revoked:
 - (a) the State Lands (Acquisition of Leasehold in Ada-Songor-Lagoon) Instrument, 1981 (E.I. 10);
 - (b) the State Lands (Ada-Songor Lagoon-Site for Salt Industry) Instrument, 1974 (E.I. 30);
 - (c) the State Lands (Ada-Songor Lagoon-Site for Salt Industry) (Amendment) Instrument, 1975 (E.I. 57);

3 (Popup - Footnote)

3. [Section 9](#) provided for the 24th April, 1992 as the commencement date.