

S.M.C.D. 64
WENCHI PARAMOUNT STOOL AFFAIRS ACT, 1976

ARRANGEMENT OF SECTIONS

1. Nullification of Nana Kusi Apea I's enstoolment.
2. Confirmation of the enstoolment of Nana Mbore Bediatuo VI.
3. Nana Kusi Apea I not to assume role of chief.
4. Nullification of Queen mother's removal.
5. Removal of divisional chiefs nullified.
6. No person to recognise Nana Kusi Apea I.
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S.M.C.D. 64
WENCHI PARAMOUNT STOOL AFFAIRS ACT, 1976(1)

1. Nullification of Nana Kusi Apea I's enstoolment

The purported enstoolment of Nana Kusi Apea I as Omanhene and Paramount Chief of Wenchi is contrary to custom and is hereby declared to be null and void.

2. Confirmation of the enstoolment of Nana Mbore Bediatuo VI

(1) The nomination, election and enstoolment of Nana Mbore Bediatuo VI was in accordance with the custom of Wenchi and accordingly the purported removal of Nana Mbore Bediatuo VI as Omanhene and Paramount Chief of Wenchi by the Chieftaincy (Amendment) Decree, 1966 (N.L.C.D. 112) was void and of no effect.

(2) Nana Mbore Bediatuo VI is therefore hereby restored as Omanhene and Paramount Chief of Wenchi with immediate effect.

3. Nana Kusi Apea I not to assume role of chief

(1) Nana Kusi Apea I shall not

- (a) purport to be Omanhene or Paramount Chief of Wenchi whether under customary law or otherwise,
- (b) in any manner assert any claim to be Omanhene or Paramount Chief of Wenchi,
- (c) do any act tending to incite disaffection against Nana Mbore Bediatuo VI, Omanhene of Wenchi.

(2) Where Nana Kusi Apea I contravenes a provision of subsection (1) of this section he commits an offence and liable on conviction to a term of imprisonment not exceeding two years.

4. Nullification of Queen mother's removal

(1) The purported destoolment of Nana Gyebua Ababio, the late Queenmother of Wenchi was contrary to custom and is hereby declared to be null and void.

(2) The late queenmother was and remained the properly enstooled queenmother until her death.

5. Removal of divisional chiefs nullified

(1) The purported destoolment of the following divisional chiefs namely, Nana Twum Ameyaw II, Kyidomhene; Nana Ankama Yaw Boamponsem, Adumhene; Nana Takyi Gyan, Gyasehene; Nana Kyereme Asiasaa, Twafohene and Nana Kofi Num, Gyassewahene was contrary to custom and is hereby declared to be null and void.

(2) The divisional chiefs are hereby restored to the traditional status they occupied before the enactment of the Chieftaincy (Amendment) Decree, 1966 (N.L.C.D. 112).

6. No person to recognise Nana Kusi Apea I

(1) A person shall not

- (a) recognise Nana Kusi Apea I as Omanhene and Paramount Chief of Wenchi whether under customary law or otherwise,
- (b) in any manner support, encourage or canvass any claim of Nana Kusi Apea I to be Omanhene or Paramount Chief of Wenchi,
- (c) do any act tending to incite disaffection against Nana Mbore Bediatuo VI, Omanhene and Paramount Chief of Wenchi.

(2) A person who contravenes a provision of subsection (1) of this section commits an offence and is liable on summary conviction to a fine not exceeding five hundred penalty units or to a term of imprisonment not exceeding two years or to both the fine and the imprisonment.

7. Application

The provisions of this Act shall apply despite an enactment, a customary law or any other law to the contrary.

Endnotes

1 (Popup - Footnote)

1. The Act was issued as the Wenchi Paramount Stool Affairs Decree, 1976 ([S.M.C.D. 64](#)) made on 28th October, 1976 and notified in the Gazette on 5th November, 1976. By the Wenchi Stool Property Decree, 1976 (S.M.C.D. 68) the stool property was restored to Nana Bediatuo VI.

The Preamble to [S.M.C.D. 64](#) reads

“WHEREAS on the 18th day of December, 1973 the Commissioner responsible for Chieftaincy Matters in pursuance to [section 3](#) of the Chieftaincy Act, 1971 ([Act 370](#)) requested the National House of Chiefs to inquire into and advise him on the constitutional matters relating to the Wenchi Paramount Stool:

AND WHEREAS in consequence of that request the National House of Chiefs appointed a committee to inquire into the matters referred to above:

AND WHEREAS the findings submitted by the Committee has been accepted by the Commissioner responsible for Chieftaincy Matters and Chairman of the Supreme Military Council:

AND WHEREAS the Supreme Military Council deems it fit to give due effect to those findings:”