



OFFICE OF THE PRESIDENT

SECRETARY TO THE PRESIDENT

Jubilee House, Accra
Tel: +233 (0) 302 738 600
Tel: +233 (0) 302 738 601
Digital Address: GA-000-0288

Ref. No. OPS/100/25/3070

1st September, 2025

NOTIFICATION OF REMOVAL FROM OFFICE - HER LADYSHIP JUSTICE GERTUDE ARABA ESAABA SACKY TORKORNOO, CHIEF JUSTICE OF THE REPUBLIC OF GHANA

Pursuant to Article 146 of the 1992 Constitution of the Republic of Ghana, a petition dated 17th March, 2025 was presented to His Excellency the President by Mr. Daniel Ofori, seeking your removal from office on grounds of misconduct and stated misbehaviour. His Excellency the President, upon careful assessment of the petition, your response to the petition, and the advice of the Council of State, determined that a *prima facie* case had been made against you in respect of Mr. Daniel Ofori's petition.

In accordance with Article 146(6), the President, in consultation with the Council of State, constituted a five-member Committee chaired by Justice Gabriel Scott Pwamang (Justice of the Supreme Court) to inquire into the petition and recommend whether you ought to be removed from office. Other members of the Committee were:

1. Justice Samuel Kwame Adibu Asiedu, (Justice of the Supreme Court) - Member
2. Daniel Yaw Domelevo (Former Auditor-General) - Member
3. Major Flora Bazaawaanuba Dalugo (Ghana Armed Forces)- Member
4. Professor James Sefe Dzisah (Associate Professor, University of Ghana)-Member

After a full inquiry, the Committee has submitted its report to the President, recommending your removal from office based on the following findings:

"[1.9]. In the opinion of the committee, the travel expenses which the Chief Justice heaped on the Judicial Service when she travelled on holidays in September 2023, first to Tanzania with her husband and second, to the United States of America with her daughter, together with the payment of per diem to the spouse and daughter of the Chief Justice, constitute unlawful expenditure of public funds. It cannot be justified in law or policy. Those acts constitute avoidable and reckless dissipation of public funds and, in the view of the committee, to have been occasioned by the overall head of the Judiciary and the Judicial Service, whose duty it is to guard public resources allocated by the Government, is caught within the spectrum of stated misbehaviour.

[3.4.] The committee states without fear or favour that the Chief Justice unjustifiably breached the provisions in article 296(a) and (b) of the Constitution, 1992, in the way and manner that she transferred Mr. Biden. Her conduct amounted to misbehaviour.

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[6.7]. *The committee is of the view that the conduct of the Respondent falls squarely in the category of conduct described as stated misbehaviour under article 146(1) of the Constitution.*

[7.5.] *The committee is of the opinion that the action and conduct of the Chief Justice falls within the meaning and categories of stated misbehaviour as provided under article 146(1) of the Constitution, 1992.*

[9.5.] *...However, the Chief Justice, qua Chief Justice, cannot lay claim to ignorance of the nomination process and procedure, notwithstanding the fact that the process and procedure are not spelt out in the Constitution but case law. The appointment of the Chief Justice herself as a Justice of the Supreme Court went through the very process and procedure set out in the Ghana Bar Association case. Therefore, to seek, wittingly, to outwit this known process and procedure for appointing Supreme Court Justices amounts to misbehaviour in the eyes of the Committee and the Committee finds it as such."*

The Committee recommended your removal in the following terms:

*"[14.1]. In view of the findings of the Committee in paragraphs 1.9, 3.4, 6.7, 7.5, and 9.5 above, the Committee recommends to the President in accordance with Article 146(7) of the Constitution, that Chief Justice Gertrude Araba Esaaba Sackey-Torkornoo ought to be **REMOVED** from office."*

Under Article **146(9) of the Constitution**, the President is mandatorily required to act in accordance with the recommendation of the Committee.

Consequently, His Excellency the President of the Republic of Ghana has, by **Warrant of Removal under his hand and the Presidential Seal**, effected your removal from office as **Chief Justice and Justice of the Supreme Court of Ghana**, with effect from the date of the warrant.

For your information and records, please find attached the duly executed **Warrant of Removal**.


CALLISTUS MAHAMA Ph.D.
SECRETARY TO THE PRESIDENT

**THE CHIEF JUSTICE
JUDICIAL SERVICE
ACCRA**

ATTN: HER LADYSHIP JUSTICE GERTRUDE ARABA ESAABA SACKEY TORKORNOO