

**CONSTITUTION OF THE THIRD REPUBLIC OF GHANA
(PROMULGATION) DECREE, 1979**

WHEREAS by the Constituent Assembly Decree, 1978 (S.M.C.D. 203) as subsequently amended a Constituent Assembly was established and section 2 of the said Decree prescribed the functions of the said Assembly as follows:—

“Functions
of Consti-
tuent Assem-
bly.

2. The Constituent Assembly—

- (a) shall have full power to deliberate upon the Constitution for the Establishment of a Transitional (Interim) National Government for Ghana drawn up by the Constitutional Commission;
- (b) may make such amendments in the said draft Constitution as may appear to it necessary in the national interest;
- (c) shall submit to the Supreme Military Council not later than the 16th day of April, 1979 a Constitution for the administration of Ghana;
- (d) shall submit by the date specified in paragraph (c) of this section or such later date as the Supreme Military Council may allow, a report of all changes made by the Constituent Assembly in the draft Constitution drawn up by the Constitutional Commission giving where possible reasons for the changes.”

AND WHEREAS the Constituent Assembly after completion of their functions under the said Decree submitted to the Supreme Military Council a Constitution for the administration of Ghana;

AND WHEREAS on the 4th day of June, 1979 the Government of the Supreme Military Council was overthrown and the Armed Forces Revolutionary Council was established as the Government of Ghana;

AND WHEREAS the Armed Forces Revolutionary Council considers it expedient to promulgate the Constitution submitted by the Constituent Assembly subject to such changes as it deems necessary in the public interest;

NOW, THEREFORE, BE IT ENACTED by the Armed Forces Revolutionary Council as follows—

1. (1) The Constitution set out in the Schedule to this Decree shall be the Constitution by which Ghana shall be governed.

Enactment of
Constitution
for Ghana.

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(2) The said Constitution shall have the force of law.

Commence-
ment of
Constitution.

2. The Constitution shall come into force on the 24th day of September, 1979:

Printing of
Constitution.

3. Whenever it becomes necessary for the Constitution to be printed the Government Printer may omit all parts of this Decree and the Constitution as so printed shall, subject to the provisions of sections 1 and 2 of this Decree have the force of law notwithstanding the omission.

Constituent
Assembly
dissolved.

4. The Constituent Assembly is hereby dissolved and accordingly the following enactments are hereby repealed—

the Constituent Assembly Decree, 1978 (S.M.C.D. 203),

the Constituent Assembly (Amendment) (No. 2) Decree, 1978 (S.M.C.D. 207),

the Constituent Assembly (Commencement of Proceedings) Proclamation, 1978 (S.M.C.D. 209), and

the Constituent Assembly (Amendment) Decree, 1979 (S.M.C.D. 220).

Decree to
replace
A.F.R.C.D.
8.

5. The provisions of this Decree shall replace all the provisions of the Constitution of the third Republic of Ghana (Promulgation) Decree, 1979 (A.F.R.C.D. 8) and accordingly, the said Constitution of the Third Republic of Ghana (Promulgation) Decree, 1979 (A.F.R.C.D. 8) shall cease to have effect.

SCHEDULE

THE CONSTITUTION OF THE REPUBLIC OF GHANA, 1979