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NAC/KAB/291/22

P. O. Box 137,
Kumasi, Ashanti,
Ghana. West Africa

Our Ref:

20th December, 22

Your Ref:.....

.....20.....

THE CHAIRMAN

BOARD OF TRUSTEES

GHANA EDUCATION SERVICE OCCUPATIONAL PENSION SCHEME

SSNIT EMPORIUM

ACCRA

Dear Sir,

RIGHT TO INFORMATION REQUEST

We write as solicitors for and on behalf of the underlisted professional teachers who are contributors to the Ghana Education Service Occupational Pension Scheme (GESOPS).

1. Stephen Desu
2. Foster Eshun
3. Patrick Afful
4. Christian Aidoo
5. Eric Kofi Mensah
6. Jonathan K. Nyarko-Siaw
7. Frank Abeku Adams
8. Vida Dunee



Alcackpo Victor Edem



We write this letter pursuant to our clients' fundamental human right to information as enshrined in **article 21 (f) of the constitution of Ghana** and section 18 of the **Right to Information Act, 2019(Act)**.

Furthermore, sections 98 and 99 of Act 766 (pension law) provide that the investments of second tier pension funds are vested in the members and

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therefore they deserve to know and be abreast of how their contributions are being managed.

Therefore, our clients have instructed us to request for the following;

1. A copy or copies of the relevant document(s) from the Temporary Pension Fund Account covering the amount released by National Pensions Regulatory Authority or Ministry of Finance into the GESOPS account.
2. A copy of the consent judgment obtained by GESOPS as a plaintiff in a suit against the Government of Ghana in 2013.
3. Copy of the document regarding the amount government failed to pay from the Temporary Pension Fund Account and which government converted into bonds.
4. The copy of the bank statement from the account that receives contributions every month from employees of Ghana Education Service from 2016 to 31st December, 2022.
5. Copy or copies of bank statement(s) of account that exist in the name of Ghana Education Service Occupational Pension Scheme.

6. With reference to the letter dated 26th October, 2021 (copy attached) the Director General of Ghana Education Service indicated that the Management of Ghana Education Service instructed the Controller and Accountant General to deposit a portion of the Professional Development Allowance which was deducted from more than 280,000 teachers into the Bank account below;

Name of Account: GESOPS - Board of Trustees

Name of Bank: Cal Bank Limited

Bank Branch: Head Office

Account number: 140000556269

Kindly provide a copy the bank statement of the Bank account above from the date the account was opened to 31st December 2022.

7. In the same letter dated 26th October, 2021 the Director General of GES called for the opening of an Escrow Account that will yield interest. Kindly provide the bank statement of the Escrow Account and documents that show the performance of the Escrow Account since it was opened.

8. Copies of documents covering fees or allowances (every month or year) paid to each member of the Board of Trustees of Ghana Education Service Occupational Pension Scheme since 2016 to 31st December, 2022.
9. A copy of the agreement of management fees or charges between GESOPS Board of Trustees and Pension Alliance Trust Company limited.
10. Copies of all documents in relation to payment made to Pension Alliance Trust Company Limited as management fees for the period the Ghana Education Service Occupational Pension Scheme was in its management.
11. Which aspect of the Pension Act was violated by Pension Alliance Trust that resulted in the change of fund management from Pension Alliance Trust to GLICO?
12. A copy of the agreement of fees between Ghana Education Service Occupational Pension Scheme and GLICO Company Limited.
13. Copies of documents regarding payments made to GLICO as management fees since 2017 to 31st December, 2022 from the GESOPS account.
14. What is the formula Ghana Education Service Occupational Pension Scheme Board of Trustees uses to calculate the Total Fund Value of contributors as seen by teachers when they use the USSD CODE *365*65# to check their Ghana Education Service Occupational Pension Scheme contributions?
15. A copy or copies of document(s) regarding how much was used to sponsor the Ghana Teachers Prize, 2022 from GESOPS funds as it was advertised on JOY 99.7 FM and on the occasion of the ceremony Dr. Christian Addai Poku, the Registrar of National Teaching Council said the GESOPS sponsored the Ghana Teachers Prize, 2022 as a headline sponsor.
16. A copy of the letter from Ghana Education Service or the Ministry of Finance requesting for sponsorship from Ghana Education Service Occupational Pension Scheme to finance the 2022 Ghana Teachers Prize.
17. Copies of all the bond agreements between Ghana Education Service Occupational Pension Scheme Board of Trustees and the government of Ghana.


18. Copies of documents in relation to payment of interests paid by the government of Ghana on the bonds invested from 2016 to 31st December 2022.
19. Copies of all documents in relation to the agreement between GESOPS Board of Trustees and all companies that have received funds from GESOPS for investments.
20. Copies of all documents in relation to payment of the principal amount and the interests agreed between GESOPS Board of Trustees and the companies into the GESOPS account.
21. A copy or copies of document(s) covering the payment from GESOPS account to K.A TECHNOLOGIES (as pre-finance for the manufacturing of 280,000 laptops) as it was agreed between Ghana Education Service and GESOPS Board of Trustees
22. A copy of the agreement between Ghana Education Service (presumptuously acting on behalf of the Ministry of Education according to the Press Conference held by GNAT, NAGRAT AND CCT in December 2021) and Ghana Education Service Occupational Pension Scheme (GESOPS).
23. A copy of document that shows that the government of Ghana has paid the seventy percent (70%) of the amount GESOPS used to pre-finance the manufacturing of 280,000 laptops and the eighteen percent (18%) interest on that amount.
24. A list of the past members of Ghana Education Service Occupational Pension Scheme Board of Trustees and the present list.

Kindly note that we have firm instructions from our clients to proceed to court if this right to information request is not granted within 30 working days.

Yours faithfully,


Kwaku O. Anim Addo ESQ
(0244476274)

cc: The Attorney General and Minister of Justice
Ministries, Accra


KWAME A. BOFO & ASSOCIATES
BARRISTERS, SOLICITORS & NOTARIES PUBLIC
SUPREME COURT OF GHANA
KWAME ADOM CHAMBERS
P. O. BOX 137 / 7110 - KUMASI

GHANA EDUCATION SERVICE

In case of reply the number and date of this letter should be quoted



Republic of Ghana

HEADQUARTERS
Ministry Branch Post Office
P. O. Box M 45
Accra

My Ref. GES/DG/245/21/219A

Tel: 0551381098

THE CHARIMAN
BOARD OF TRUSTEES
GES OCCUPATIONAL PENSION SCHEME
ACCRA

*My Royal
P.O. letter
is
27/10/2021*

26th October, 2021.

ONE-TEACHER-ONE-LAPTOP PROGRAMME NEED FOR AN ESCROW ACCOUNT

You may recall the arrangement between GESOPS and the Ministry of Education through the Ghana Education Service on the One-Teacher-One-Laptop programme.

Under the arrangement, the quantity of Laptops involved are Two Hundred and Eighty Thousand (280,000) pieces. Government is to pay 70% of the cost, while the individual teacher is to pay the remaining 30%.

The 30% of the cost of the laptop, works up to Five Hundred and Nine Ghana Cedis (GH¢509.00). This amount is expected to be paid out of the Teachers' Continuous Professional Development Allowance.

There are indications that the Continuous Professional Development Allowance, will be paid in due course, hence, Management of GES has requested the Controller & Accountant-General to deduct the amount involved at source and pay into your account with the following details:

Name of Account: GESOPS – Board of Trustees

Name of Bank: Cal Bank Ltd

Bank Branch: Head Office

Account Number: 1400005562696

It must be noted that the number of teachers are more than 280,000. You are therefore being alerted that the amount Controller & Accountant-General will be paying into your stated account will be in excess of the 280,000.

27-10-21

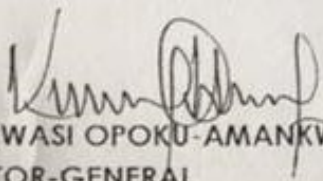
Please, you are expected to pay out the amount in relation to the 280,000 pieces of laptops and should open an interest yielding Escrow Account and pay the remainder into same.

The interest yielding Escrow Account will be used to finance any additional Laptops which might be necessary to acquire to be able to supply the laptops to the teachers who will not be covered by the 280,000.

Counting on your usual warm co-operation.

Please this letter supersedes the earlier one referenced GES/DG/246/219 and dated 22nd October, 2021.

Thank you.



PRO. KWASI OPOKU-AMANKWA
DIRECTOR-GENERAL

Cc: Hon. Minister of Education, MoE, Accra
Hon. Deputy Ministers of Education, Accra
The Chief Director, MuE, Accra
The Deputy Director-General (MS), GES, Accra
The Deputy Director-General (Q&A), GES, Accra
The Director, Schools & Instructions, GES, Accra
The Director HRMD, GES, Accra
The Head, Procurement, GES, Accra
The General Secretary, GNAT ✓
The President, NAGRAT
The President, CCT-GH