

c/o P. O. BOX DS 653

ACCRA

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1<sup>ST</sup> DECEMBER, 2020

THE GENERAL SECRETARY

GFA

ACCRA

Dear Sir,

**RE: - NUMBER 12 INVESTIGATIONS – COPY OF EVIDENCE AND APPEARANCE DATE.**

I write to acknowledge receipt of your letter with reference number, GFA /ADH/ETC/2020/VOL/007 dated 23<sup>rd</sup> November, 2020.

You will recall that in my response on 23<sup>rd</sup> September, 2020, to the undated Charge sheets emailed to me on 17<sup>th</sup> September, 2020, I demanded as of right to be furnished with ALL the evidence the prosecutor intends to rely on for prosecution of the case against me. Again, in my response on 17<sup>th</sup> November, 2020, to your letter inviting me to appear before the Ethics Committee on 19<sup>th</sup> November, 2020, I expressed my disappointment in your failure to meet my earlier demands which is in line with the provisions of the GFA Code of Ethics.

Interestingly and in a high display of double standards, you reminded me of my duty to cooperate in line with Article 18 of the GFA Code of Ethics in your letter of 23<sup>rd</sup> November, 2020.

As a lawyer, Mr. General Secretary, and in reminding me of my duty to cooperate under Article 18 of the Code of Ethics, you would have first of all assessed your way of handling this case which is a clear contradiction of the "Procedural Rules" of the Code of Ethics you reminded me of.

First and foremost, Article 57(2) of the GFA Statutes, 2019, states that "The function of the Ethics Committee SHALL be governed by the Code of Ethics..."

You rightly invoked Article 88 of the GFA Code of Ethics, 2019, in order to bring me before the Ethics Committee for a breach alleged to have been committed somewhere in 2017 or early 2018 when the 2019 Code of Ethics was not in existence.

Strangely enough, you have yourself refused and /or failed to cooperate by breaching several provisions of the Code of Ethics which is currently in use and I shall now take you through the relevant provisions of the Code of Ethics that you have breached. I appeal to you to take your time and read through the various provisions as I make reference to very well. *Mk*

Article 5 of the Code of Ethics talks about "Division of the Ethics Committee and division of the proceedings ". The two paragraphs of this Article state inter alia;

"1. The Ethics Committee SHALL be composed of an Investigating chamber and an Adjudicatory chamber

and

2. Ethics proceedings SHALL be made up of an Investigating and Adjudicatory process ".

You would agree with me that the Ethics Committee as it is constituted and operating now does not satisfy the requirements of Article 5 of the 2019 Code of Ethics.

Let me draw your attention to Article 33 of the Code of Ethics, 2019 edition. Your failure to provide the two Chambers with a Secretariat makes you assume the responsibility of signing all correspondences coming from the Ethics Committee. This your action compromises the "Institutional Independence "of the Ethics Committee as provided for in Article 34 of the 2019 GFA Code of Ethics and Article 53 of the GFA Statutes.

The definition of "Parties" is clearly stated in Article 37 of the 2019 Code of Ethics. It states that "only the accused are deemed to be parties ".

I entreat you Mr. General Secretary and as a Lawyer to read through thoroughly Articles 58, 59, 60, 62(3), 64 and 66 of the 2019 Code of Ethics so that you can have a better understanding of the workings of the Ethics Committee and how essential it is to attach importance to the Procedural Rules in your hasty attempt to haul innocent persons before the Ethics Committee.

Mr. General Secretary, I wonder if you have read through Article 68 of the 2019 Code of Ethics particularly paragraph 3. Maybe Articles 69 and 71 of the Code of Ethics will further broaden your understanding of the issues at stake. I am surprised you failed and /or refused to address my demands as of right under Articles 68(3) and 74(2) of the Code of Ethics and expect that I appear before the Ethics Committee (which Chamber I do not even know) on December 3, 2020.

Let me state emphatically that I am ready at any time to appear before the Ethics Committee once you have purged yourself of unpardonable breaches of most of the provisions of the Code of Ethics especially those under the Procedural Rules.

Mr. General Secretary, my advice to you (which is for gratis) is that you suspend all referrals to the Ethics Committee in the mean time to avoid the difficulties you are going through now and immediately make proposal for an Extra-Ordinary meeting of the GFA Congress and recommend for an amendment of Article 57(1) of the GFA Statutes, 2019, so that the number of members on the Ethics Committee can be increased from 5 to 10 in order to be able to have the two Chambers

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of the Ethics Committee constituted with a membership of 5 each. By so doing, the work of the Ethics Committee would fall in line with the dictates of the GFA Code of Ethics, 2019.

Meanwhile, I wish to state again that I still demand for the final report and investigation files as of right and also as a requirement under Article 68(3) of the GFA Code of Ethics, 2019, so that I can adequately prepare my defence against the charges preferred against me.

Finally, Mr. General Secretary, by invoking Article 88 of the GFA Code of Ethics, 2019, you are bound to consider all the things that have happened between 5<sup>th</sup> June, 2018, and now. The period between 5<sup>th</sup> June, 2018 and now is quite over two years. I want to refer you to Article 84 and 85(1) of the Code of Ethics and to say that you have been unjustifiably, unlawfully and unconstitutionally unfair to me by continuously holding me as still serving any suspension. I therefore demand from you as of right to immediately take steps to correct this impression. I end by referring you to Article 19 of the 1992 Republican Constitution of Ghana.

I count on your usual cooperation.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'Kofi Manu', written over a dotted horizontal line.

Kofi Manu.

Cc: - FIFA

- Chairperson, GFA Ethics Committee.