

28th November 2011

PRESS RELEASE

GOVT LOSES ANOTHER LANDMARK COURT CASE **REDUCE FUEL PRICES! COURT ORDERS**

An Accra High Court (Cocoa Affairs, Court 11) presided over by His Lordship Patrick Baayeh has handed down a heavy judgement on the National Petroleum Authority (NPA) and Tema Oil Refinery (TOR) in a case in which three plaintiffs accused the NPA and TOR of inflating fuel prices and using the money for hidden purposes.

The plaintiffs, Mr Kwaku Kwarteng (the NPP parliamentary candidate for Obuasi), Mr Abdul Ganiyu of Tamale and Development Data filed a writ in court in September 2009 praying the court to abolish an illegal margin smuggled into the price build-up of petroleum prices by the NPA.

This morning, the High Court upheld the case of the plaintiffs and ordered the NPA to remove the illegal margins disguised as “ex-refinery differential” from the prices of petrol, kerosene, diesel, LPG and MGL local. The illegal margins imposed on 5th June 2009 were as follows:

Fuel	Illegal Price Additions
Diesel	95 GHp per gallon
Petrol	29 GHp per gallon
Kerosene	42 GHp per gallon
LPG gas	8 GHp per kilogram
MGO local	69 GHp per gallon

Per the ruling, the NPA are required to announce new fuel prices minus these margins.

The High Court further ordered the NPA to publish in the total amount accrued from the imposition of the illegal margins in the **Daily Graphic** and **Ghanaian Times** within four (4) months from the date of the judgement, and pay the amount into the Consolidated Fund.

According to Development Data estimates, the amount accrued from the ex-refinery differential from 5th June 2009 and to 28th November 2011 (day of the judgement) comes to **GH¢690 million**.

A cost of five thousand Ghana cedis (GH¢5000) was awarded to plaintiffs.

Counsel for plaintiff was Lawyer Alex Abban and that for the Defendants was Dr Dominic Ayene.

A handwritten signature in black ink, appearing to read 'Juliana Boahemaa', written over a horizontal line.

Juliana Boahemaa
Executive Director