



**OFFICE OF  
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31<sup>st</sup> August, 2023.

Rt. Hon. Prof. Aaron Mike Oquaye,  
Chairman of the Presidential Elections Committee,  
New Patriotic Party.

Dear Sir,

I write to the Presidential Elections Committee with reference to the press engagement by the General Secretary of the New Patriotic Party on Wednesday, 30<sup>th</sup> August, 2023 after the National Council meeting on the resolution that National Council members will vote to break the tie of the NPP special presidential election.

I refer to the NPP constitution, Article 13, clause (9),

“Where there are more than five contestants for nomination as the Party’s Presidential Candidate, a Special Electoral College shall cast their votes by secret ballot for the first five contestants to be short-listed.

The Special Electoral College shall comprise of the following delegates:

- (I) the National Council
- (II) the National Executive Committee
- (III) the Regional Executive Committees
- (IV) all Members of the National Council of Elders
- (V) all Party Members of Parliament
- (VI) three (3) representatives of each of the special organs of the Party
- (VII) past National Officers
- (VIII) three (3) representatives each from every external branch
- (IX) Founding Members during the registration of the Party at the Electoral Commission
- (X) all Party Card bearing Ministers “

I also make reference to the approved guidelines for the Special Electoral College issued by the Presidential Elections Committee,

**“ISSUE OF TIE IN THE ELECTORAL COLLEGE/RUN-OFF**

25. In the event of 2,3, or 4 contestants sharing the total results with the remaining contestants not obtaining any votes, there will be a run-off for those who obtained zero votes to add up to the number to make up to the five (5). In the event of a tie between two or more Candidates for the fifth (5<sup>th</sup>) position, a run-off election will be conducted for those

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who will tie on Saturday, 2<sup>nd</sup> September, 2023". These and only these are what our constitution and published guidelines mandate as lawful and constitutional.

The position of the run-off scheduled for Saturday, 2<sup>nd</sup> September, 2023 was reaffirmed by the Chairman of the Elections Committee during your address to the party after the first round of the Special College elections, where you stated that candidates who voted in the first round will be the ones to vote in the second round.

The constitutional Special Electoral College with the mandate to short-list the list of aspirants is and can be none other than the full compliment listed under Article 13, Clause (9). It is not within the province or power of any body to truncate this list and substitute it with anything else.

Therefore, it is totally unconstitutional that a sub-section (about 135 National Council members) of the Special Electoral College should assume the function on behalf of the 955 delegates who voted in the first round.

It is totally unacceptable to me that such an unconstitutional act can be perpetuated on the altar of expediency. Am I to surmise that the party did not know the cost implication? It is unconscionable that the rules of the game will be changed midstream. Rules and regulations that are flip-flopped in such a manner is only detrimental to fair play and justice. It is a clear violation of the party's constitution and the guidelines for the Special Electoral college. It is an unconstitutional act which I cannot allow myself to be associated with.

I refuse to be a part of such an act that seeks to unjustly truncate a previously agreed upon process, and cannot be part of what is about to be done on Saturday, 2<sup>nd</sup> September, 2023. I cannot, with a clear conscience make such an impermissible concession to such an errant decision.

I THEREFORE, RESPECTFULLY, SERVE THIS NOTICE TO REFRAIN FROM SUCH A CONTEST.  
As always, I wish the party well.

Accept my best regards.

Yours sincerely,



Boakye Kyeremateng Agyarko.

CC:

National Chairman

General Secretary

Electoral Commission of Ghana

Ghana Police Service

All Aspirants

All Party Members

All Media Houses