

# The Case Of Ambazonia Vs Cameroun

On May 18th 1992 the

as follows:

High Court of Bamenda in the North West Province heard a curious case, that of the state of the Southern Cameroons alias Republic of Ambazonia, its Head of State His Excellency Fongum Gorji Dintch and The State of La Republique du Cameroun and its Head of State His Excellency Paul Biya.

The motion to show cause and the subsequent

contested by La Republique of Cameroun and against all predictions the court handed down judgement in favour of the Republic of Ambazonia.

Below are extracts of

the judgement:

**Not/Section of High Court within HCB/28/92**  
**against Ambazonia**

**Restating Ambazonian Sovereignty & Independence**

It is hereby notified to the general public that a motion for an order to show cause was filed by Republique of Ambazonia and other claims the Republic of Cameroun and

other's sought were not contested by La Republique of Cameroun and marked as annexure 1.

2. That a draft federal constitution was to incorporate these conditionalities, and was to be submitted either to the parlia-

ment of the respective states or their populations, to enable them ex-

press their opinion, which would render the draft constitution valid as of the Federal draft constitution could be regarded as a legal

if the invalid and bogus if the invalid and bogus

Federal draft constitution could be regarded as a legal

well understood that even

if the invalid and bogus

Federal draft constitution could be regarded as a legal

text enabling the two

constitutions began biting

the population, it was suggested that a body differ-

ent from the Cameroonian parliament be char-

ged with the responsibility of making constitutio-

nal reforms.

15. That the second de-

fendant fought resolute-

ly set the Ahidjo constitu-

tution aside, once it was accepted that any other

body and not the Cameroonian parliament could

be charged with responsi-

bility for constitutional re-

forms.

16. That under circum-

stances of national and interna-

tional pressure the second de-

fendant's regime final-

ly joined in the famous Yaounde declaration of 13/

11/91 that a different body,

and not the Cameroonian

Parliament, assumes the

powers to draw up a new

constitution, and adopts

the same as the constitution

of Cameroon Republic.

That body is called the

National Tripartite Con-

ference, which setup a

technical Committee for

4/2/84, and issued a decree

on the 10/6/84, a

decreed the independence

of Ambazonia, by calling

the second defendant

of 2/6/72 which dissolved

the National Tripartite Conference.

17. That on 1/10/91, a

decreed the independence

of Ambazonia, by calling

the second defendant

of 1/10/60, thus bringing

the two nations into one

territory.

18. That it was by the

operation of this illegal

Anidjo counterfeit consti-

tution that the second de-

fendant found himself

defeated, and the Cons-

tituent Assembly of

Cameroun of 21/12/60

became legally applicable

in the territory of first

defendant, and the Cons-

tituent Assembly of

La Republique du

Cameroon of 1/10/60

was suspended.

19. That the only legal

valid program before 1st

January 1991, was the

procedure to restore the ins-

titutions as quickly as pos-

sible, so that the two na-

tions may still give valid

effect to the Plebiscite

Protocol.

20. That the findings of

the experts set up by the

National Tripartite Con-

ference have been made

public, and they confirm

the illegal situation as above

exposed in their own more

dramatically as follows:

(a) That President

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of May 1949, at the eight  
Court Room, New York,  
under the control of the  
Supreme Court of New York.  
The trial took place ap-  
pealed to an oral hearing  
summons which gave the  
defendants a day (includ-  
ing the day on which they  
are notified of the suit),  
when they must (a) file a  
memorandum of intention  
to contest the suit and (b)  
file the evidence with  
which they intend to in-  
duce the court to discharge  
or vary the ORDERS NISI.

very large proportion of the crew were not in the pay, fulfilling the contract conditions, and added to the difficulties of the crew by the fact that the crew had been engaged under a written agreement which did not contain any provision for the payment of wages or other expenses of the crew, and the plaintiff and he is dependent thus forcing the crew to constitute themselves a corporation to go into abeyance.

5. That because the draft was in total violation of the terms and conditions specified in the Platonic Pact, those responsible for this counterfeited constitution avoided

My Office, I hope to be able  
to get a copy of the new  
Cameroun which has been  
published since 1902.  
I have written to the  
Ministry of Foreign Affairs  
and the Consul General at  
Briquet in Cameroun has  
told me that he has sent  
the legal effect of autonomy  
nearly restoring their  
city also of the status of The  
Southern Cameroun as  
an Ambazonia.

[2] That instead of the  
Secessionist Government  
distantly withdrawing from  
the territory of the  
first plaintiff the second

ALICE DAVID

I, Blaise Berinuy, teacher and adult Cameroonian resident at Barnesdale, do make oath and state

5. That because the draft was in total violation of the terms and conditions specified in the Atlantic Pact; those regulations for their opinion knowing that the population will reject it outright.

6. That by so failing to submit the draft constitution for ratification the purported federal constitution failed to fulfil pre-conditions for giving it validity and accordingly remained a bogus invalid counterfeit draft till it was swept away by the Ahido Constitution 2/6/72.

7. That the Ahido constitution on its own part was rendered illegal and totally invalid ab initio by article 47 of the outdated Federal Constitution which not only forbade any act seeking to transform the Union between the two nations from a Federal to a Unitary one, but also forbade any other method

of separation.

8. That the Ahido Constitution was a violation of the principles of the Atlantic Pact and the legal effect of automatically restoring the former Southern Cameroons as the Ambazonia.

12. That instead of the Secessionist second defendant withdrawing his opposition to the Secessionist Government of the territory of the first plaintiff, the second defendant who is an unrepentant admirer of Saddam Hussein claims that the absence of any claim to speak out in opposition to this subversive du Cameroun agression upon a neighbouring state, individual activists and groups of the restoration Movement found public expression through the representations made by the second plaintiff in 1985 and a nexus 3A, 3B & 3C.

14. That when the economic disasters of a series of invalid and counterfeited

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# Right not

with this or that country.

Anglophone awareness due to the failed presidential elections is contributing to a gradual build-up of Anglophone forces for the Restoration. John Ngu Foncha, the Southern Cameroonian architect of Re-unification, has joined the ranks of those who have finally realized that we are nothing and can achieve nothing for our children and their children after them unless we return to the Federation. At the peak of Anglophone mobilisation, la République du Cameroun will be invited for re-negotiations. Will such an invitation be honoured? CAMM doubts it.

After all, did government not fold its arms and watch the economy go down the drains during Operation Ghettotown? Did Yaoundé not deploy its Generals in the opposition to rather crush the independence of the Sovereign National Conference which the vast majority of Cameroonians were demanding? CAMM believed that at the peak of Anglophone mobilisation (which is coming), Yaoundé may behave the same way and ignore invitations for peace negotiations. It is time to seek our independence our pace to join the Federation of Nigeria. But it is important to note that we must be prepared

for the consequences of the 1972 annexation. It is left to us to rise up and regain our rights.

#### (4) On secession and separation

The option of seeking our independence outside the Federation cannot be considered as an act of «secession». It would rather be an act of «separation» from a Union which has already been internationally dissolved. Secession as sumer and no worse part and which obtained its independence in 1960. We were not part of this identity. We joined this personality through a majority of decisions, and on the basis of conditions which were freely negotiated and agreed upon by the governments of the above into court order, but also the ratio decidendi of the acquitted

parties very wisely decided that they would not contest the action and so filed the territory of the first plaintiff, which means the first defendant is guilty of an international offence (Aggression & Annexation).

(d) The report then makes the Restoration of the Statehood of the first plaintiff the starting point of restoration of legality.

21. That the originating summons afford the court of justice, the opportunity of not only transforming the above into court order, but also the ratio decidendi of the acquitted

of the second plaintiff by sing the independence of Ambazonia, and the enabling article reads:

25. Considering that a proclamation formalising the Ambazonian constitution are illegal and invalidating liability for malicious prosecution or usurpation of functions

# The case of Ambazonia vs Cameroun

*Continued from page 10*

Cameroun on 2/4/84 restituting its name The Republic of Cameroun which had been extinct since 1/10/61.

(c) That the break-away Republic of Cameroun continues ILLEGALLY AND FORCIBLY TO OCCUPY the territory of the first plaintiff, which means the first defendant is guilty of an international offence (Aggression & Annexation).

21. The Cameroon auth-

orized in the March 1,

1992 legislative elections

in constituencies within

the territory of the Repub-

blica of Ambazonia, hence-

forth become the nucleus

of the transitional legisla-

tive of the Republic of

Ambazonia, and are thus

prohibited from participa-

ting in the legislature of

the Republic of Cameroun.

7. Prosecutions, arrests

or detentions which do not

derive authority from

a person appointed under

the Ambazonian consti-

tution are illegal and inva-

lidating liability for

malice a prosecution or

usurpation of functions

26. Nowhere this pro-

clamation hereby

ratifies or affirms any previous

order prohibiting

any and independence of

second defendant on the

basis that the regim-

es was used to get the Sup-

port of the cameronians who suc-

ceeded in getting the support of the Ambazonians.

1. An order prohibiting

any and independence of

second defendant on the

basis that the regim-

es was used to get the Sup-

port of the cameronians who suc-

Based upon the U.N. Convention on the Law of the Sea and the Protocol of the Decolonization of Africa, we demand that the Federal Republic of Cameroon, which is a member of the United Nations, to break away from the Republic of Southern Cameroons.

**That is why the preamble to the Constitution of CAM**

says:

« We Southern Cameroons... Proclaim our right to self-determination if La République du Cameroun refuse to accede to it.»

Whether we resign or not, either the Federation will, before, depend on the attitude of La République du Cameroun. If they refuse, if they agree to negotiate, we accept. We wanted to revert back to its pre-federation identity of La République du Cameroun. West Cameroon has reverted as well to its pre-federation identity of Southern Cameroons. Therefore, we took concrete steps. This message has been received at the United Nations by way of the recent CAM mission which has just returned from New York. And after days of U.N. negotiations, we demand to accept U.N. recommendations for the right of self-determination in Cameroon. They are too similar to the facts they should have known. But in independence is a road of freedom we have taken.

On the other hand, if the «Beu Nation» says from its République du Cameroun, it would be an act of secession in so far as the «Beu Nation»

is concerned.

On the second plaintiff,

the second defendant's

and was understood to mean that no offence is committed by stating that the second defendant's regime is illegal and illegitimate, nor by calling on the armed forces to withdraw loyalty and allegiance from the second defendant's regime.

23. That the acquisitional

the second plaintiff thus constitutes an estoppel by record, against any representation that the regime of second defendant is illegal and illegitimate.

24. That I swear to this, believing same to be true and as facts and particularly supporting the Original Summons as well as the ex parte motion for all Amboazonians should begin referring to themselves as Southern Cameroons.

25. An order expelling any reference to the British Head of State etc.

2. The Republic of Cameroun is guilty of aggression by illegally and forcibly occupying the territory of the Republic of Ambazonia.

3. Paul Biya guilty of (the capital offence) of High Treason, for furthering and completing the coup d'état of 26/7/72, by occupying the territory of Ambazonia.

4. An order prohibiting all arrests, detentions or prosecutions which derive authority from the Republic of Cameroun or Paul Biya and an order to immediately release all persons imprisoned or detained for activities directly or indirectly connected with the restoration of the Republic of Cameroun on 4/2/84, from the United Republic of Cameroon.

5. Public servants, (d)

announcing to withdraw claimation hereof, shall do so in accordance with the following orders:

(1) An order prohibiting the person who succeeded in the March 1992 legislative elections

from constituencies within the territory of the Republic of Ambazonia, from attending personally or by mail Henceforth be known as The Republic of Ambazonia.

6. The National Assembly of the Republic of Ambazonia, from 1992 legislative elections

from constituencies within the territory of the Republic of Ambazonia, from the constituency of the Republic of Ambazonia, from attending personally or by mail Henceforth be known as The Republic of Ambazonia.

7. The National Assembly of the Republic of Ambazonia, from the constituency of the Republic of Ambazonia, from attending personally or by mail Henceforth be known as The Republic of Ambazonia.

8. An order expelling any reference to the British Head of State etc.

9. The Republic of Cameroun is guilty of aggression by illegally and forcibly occupying the territory of the Republic of Ambazonia.

10. An order prohibiting all arrests, detentions or prosecutions which derive authority from the Republic of Cameroun or Paul Biya, or any government based in Yaoundé.

11. An order prohibiting all arrests, detentions or prosecutions which derive authority from the Republic of Cameroun or Paul Biya and an order to immediately release all persons imprisoned or detained for activities directly or indirectly connected with the restoration of the Republic of Cameroun on 4/2/84, from the United Republic of Cameroon.

12. An order prohibiting the prosecution of Pa Serephen N. N. N. N. Dr. Zanga Nsarr & Rainyvra Blaise and freezing them unconditionally.

END OF JUDGEMENT

INFORMATION AND EDUCATION COMMISSION  
Note. As East Cameroon has reverted back to its pre-federation identity of La République du Cameroun, West Cameroon has reverted as well to its pre-federation identity of Southern Cameroons. Therefore, we took concrete steps. Reversal of the Federation, all Amboazonians should begin referring to themselves as Southern Cameroons.

Please note it a duty to send this RORUM along after this 18 May 1992. Before me: Commissioner of Ambazonia

Is any of my do to execute order, or performing the functions which derive authority from the Republic of Cameroun or Paul Biya.

According to the law the RORUM in your

overers as prayed take effect as Order No. 1 upon defendants being notified.