

## **EXECUTIVE INSTRUMENTS**

**E.I. 42.**

### **FORESTS (BONSA BEN FOREST RESERVE) ORDER, 1962**

WHEREAS by Notice issued under the provisions of subsection (1) of section 5 of the Forests Ordinance (Cap. 157) and published in the *Gazette* No. 87 of 3rd November, 1939, the Governor stated his intention of constituting the area of land specified in the Schedule thereto which lies within the states of Twifu and Wassaw Amenfi as a Forest Reserve, and by the aforesaid Notice appointed DONALD ALEXANDER SUTHERLAND, Esq., to be Reserve Settlement Commissioner.

AND WHEREAS the said Reserve Settlement Commissioner was unable to complete his duties:

AND WHEREAS by virtue of subsection (2) of section 5 of the Forests Ordinance a Notice was published in *Gazette* No. 79 of 20th September, 1952 appointing ARTHUR PHILIP PULLEN Esq., Reserve Settlement Commissioner in place of the aforesaid Reserve Settlement Commissioner:

AND WHEREAS ARTHUR PHILIP PULLEN Esq., was unable to complete his duties:

AND WHEREAS by Notice dated 13th July, 1953 and published in *Gazette* No. 55 of 1953 CHRISTOPHER HERBERT COOKE, Esq., was appointed Reserve Settlement Commissioner in succession to the said ARTHUR PHILIP PULLEN:

AND WHEREAS by Notice issued under the provisions of subsection (1) of section 5 of the Forests Ordinance and published in *Gazette* No. 50 of 27th June, 1953 the Governor stated his intention of constituting the area of land specified in the schedule thereto which lies within the Wassaw Fiase State as a Forest Reserve and by the same Notice appointed CHRISTOPHER HERBERT COOKE, Esq., to be Reserve Settlement Commissioner.

AND WHEREAS the Reserve Settlement Commissioner was unable to complete his duties:

AND WHEREAS by virtue of subsection (2) of section 5 of the Forests Ordinance two further Notices were published in *Gazette* No. 16 of 6th March, 1954 appointing PETER MYLES RILEY, hereinafter referred to as "Reserve Settlement Commissioner" to be Reserve Settlement Commissioner in succession to CHRISTOPHER HERBERT COOKE in respect of the areas of land lying within the states of Wassaw Fiase, Wassaw Amenfi and Twifu aforesaid.

AND WHEREAS in pursuance of the duties imposed upon and powers vested in him by section 9 of the Ordinance the Reserve Settlement Commissioner proceeded to hold an enquiry into the

existence, nature and extent of rights affecting the land in respect of which he had received claims or which were alleged to exist or had been brought to his notice.

AND WHEREAS the Reserve Settlement Commissioner has completed his enquiry and has delivered his judgment in accordance with section 15 of the Ordinance:

AND WHEREAS the Reserve Settlement Commissioner in his said judgment *inter alia* described the limits, set out in the First Schedule hereto, of an area of land which area he recommended for reservation as a forest reserve.

NOW, THEREFORE, in exercise of the powers conferred on the President by section 17 of the Forests Ordinance this Order is made this 8th day of March, 1962.

First  
Schedule.

1. The area of land the situation and limits of which are specified in the First Schedule to this Order is hereby constituted a Forest Reserve under the name of the Bonsa Ben Forest Reserve.

Second,  
Third,  
Fourth and  
Fifth  
Schedules.

2. The Bonsa Ben Forest Reserve is hereby declared to be affected by the rights particularised in the Second, Third, Fourth and Fifth Schedules to this Order.

#### *FIRST SCHEDULE*

#### DESCRIPTION OF THE AREA OF THE BONSA BEN FOREST RESERVE

Commencing from Beacon No. 1 situated on the left bank of the River Osen 57.27 chains approximately upstream from the point where the Osenso-Ajimpoma path crosses, a line cut on an approximate bearing of 360 degrees for a distance of 308 chains more or less to Beacon No. 2 situated on the right bank of the River Subri; thence following the Subri River downstream for a distance of 225 chains more or less to Beacon No. 3; thence a line cut on an approximate bearing of 120 degrees 30 minutes for a distance of 181 chains more or less to Beacon No. 4 situated at Subriso; thence a line cut on an approximate bearing of 69 degrees for a distance of 139 chains more or less to Beacon No. 5 situated on the Subriso-Mampoma path; thence a line cut on an approximate bearing of 335 degrees for a distance of 279 chains more or less to Beacon No. 6; thence a line cut on an approximate bearing of 265 degrees 30 minutes for a distance of 100 chains more or less to Beacon No. 7; situated on the Bopoben Ajimpoma path; thence a line cut on an approximate bearing of 322 degrees for a distance of 213 chains more or less to Beacon No. 8 situated on the left bank of Apakama River; thence following this river upstream for a distance of 153 chains more or less to Beacon No. 9; thence a line cut on an approximate bearing of 49 degrees 30 minutes for a distance of 79 chains more

or less to Beacon No. 10 situated on the Imbraim-Aiyasi path; thence a line cut on an approximate bearing of 33 degrees for a distance of 165 chains more or less to Beacon No. 11 situated at Amodekrom; thence a line cut on an approximate bearing of 286 degrees for a distance of 89 chains more or less to Beacon No. 12; thence a line cut on an approximate bearing of 213 degrees 30 minutes for a distance of 98 chains more or less to Beacon No. 13 situated on the Aiyasi-Imbraim path; thence a line cut on an approximate bearing of 242 degrees for a distance of 49 chains more or less to Beacon No. 14; thence a line cut on an approximate bearing of 215 degrees for a distance of 362 chains more or less to Beacon No. 15; thence a line cut on an approximate bearing of 153 degrees for a distance of 136 chains more or less to Beacon No. 16 situated on Ajimpoma-Bepoben path; thence a line cut on an approximate bearing of 215 degrees for a distance of 92 chains more or less to Beacon No. 17 situated on the right bank of Enifufu River; thence a line cut on an approximate bearing of 275 degrees for a distance of 69 chains more or less to Beacon No. 18; thence a line cut on an approximate bearing of 270 degrees for a distance of 128 chains more or less to Beacon No. 20 situated on the left bank of Enifufu River; thence the Enifufu River downstream for a distance of 99 chains more or less to Beacon No. 21; thence the Central-Western Provincial Boundary to Beacon No. 1 the point of commencement.

All bearings are approximate and refer to True North.

All distances are more or less.

## SECOND SCHEDULE COMMUNAL RIGHTS

1. <i>Nature of Rights</i>	2. <i>Extent of Right</i>	3. <i>Persons Permitted to Exercise Right</i>
1. Hunting .. .. .	Unrestricted but no steel traps to be used or running stream diverted or dammed.	Stool subjects of Huni Valley, Buabin, Oponso-Kyebi, Kayireku, Mampoma, Wamaso on their land. Also Attua Kofi & Coy., Ayeh Kwame & Coy., Kwabena Agyakwa & Coy., in their alienations.
2. Fishing .. .. .	Unrestricted but no streams to be dammed or diverted.	do.
3. Collection of Snails, Honey and edible Fungus.	Unrestricted .. .. .	do.
4. Use of existing bush paths.	Unrestricted .. .. .	do.
5. Collection of firewood ..	Deadwood only for personal use and not for sale.	do.
6. Cutting and extracting trees for canoe making and tapping of palm trees for palm wine.	On permits issued by the Forestry Department and on payment according to rates laid down by the Department from time to time.	do.

1.	2.	3.
<i>Nature of Rights</i>	<i>Extent of Right</i>	<i>Persons permitted to Exercise Right</i>
7. Collection of Minor Forest produce.	Free permits to be issued by the Forestry Department for the felling or cutting for domestic use and not for sale or Kapok, canes, sponges, bamboo, tietie, raffia, leaves, thatch, grass and fufu sticks. Not more than 20 per annum per person of species not specifically banned by the Forestry Department.	Stool subjects of Huni Valley, Buabin, Oponso-Kyebi, Kayireku, Mampoma, Wamaso on their land. Also Attua Kofi & Coy., Ayeh Kwame & Coy., Kwabena Agyakwa & Coy., in their alienations.
8. Digging and working for gold and diamonds.	On free permit issued by the Forestry Department provided no stream diverted or damage done to forest produce.	Stool subjects only.
9. Access to the following hunting camps: (1) Appiakrom (2) Appiasuman.	Under permits from the Forestry Department.	Stool subjects of Wassaw Fiasi.

### THIRD SCHEDULE

#### INDIVIDUAL FARMING RIGHTS

Unrestricted access to and cultivation of the demarcated farms shown below are admitted in favour of the persons shown in Column III.

<i>Farm No.</i>	<i>Area in Acre</i>	<i>Right Holder</i>
1.	22.05	Samuel Amoah of Bepoben Twifu. John Amoah of Bepoben Twifu.
2.	20.70	Kofi Bimpong of Bepoben Twifu. Kwame Baidoo of Bepoben Twifu.
3.	1.22	Kwabena Fori of Bepoben Twifu.
4.	1.35	Sam Acquoise of Bepoben Twifu.
5.	4.25	Kofi Baidoo of Bepoben Twifu.
6.	2.80	Kofi Ntifu of Wamaso.
7.	2.40	Kodjo Effirim of Wamaso.
8.	2.4	Kwabena Tawiah of Mampoma Twifu. Adjei Kwabena of Mampoma Twifu. Kofi Askra of Mampoma Twifu.
8 (a).	.75	Chief Kodjo Aidoo of Mampoma Twifu.
9.	1.8	Ayeh of Mampoma Twifu.
10.	10.2	Edward Osei of Mampoma Twifu.
11.	1.8	Narkotey of Mampoma Twifu.
12.	1.5	Kweku Donkor of Mampoma Twifu.
13.	.75	Aidoo Ahinka of Mampoma Twifu.
14.	1.2	Kofi Akwetey of Mampoma Twifu.
15.	1.2	Kofi Agyeri of Mampoma Twifu. Tetteh Kojo of Mampoma Twifu.

<i>Farm No.</i>	<i>Area in Acre</i>	<i>Right Holder</i>
16.	3.5	Nakwam of Mampoma Twifu.
17.	1.5	do.
18.	1.65	Kodjo Baidoo of Bepoben Twifu.
19.	.90	Kwabena Nu of Bepoben Twifu.
20.	1.05	Kwesi Abbu, Mbaprabeso Ashanti.
21.	3.30	Kwame Ewur, Mbaprabeso, Ashanti.
24.	2.805	Kwame Busupim of Ajimpiwa.
26.	1.37	Wireku of Oppon Valley.
27.	10.19	S. K. Gyam of Oppon Valley.
28.	6.36	Tano of Oppon Valley.
Total	112.88	

#### FOURTH SCHEDULE

#### ALIENATION RIGHTS

1. <i>Right Holder</i>	2. <i>Vendor</i>	3. <i>Area in Acres</i>	4. <i>Nature of Right</i>
Ayeh Kwame Mpetey Kweku & Company.	Huni Valley Stool	2,393.6	<ol style="list-style-type: none"> <li>1. Communal Rights as shown in Column III of the Second Schedule on Land alienated to them by the Huni Valley Stool.</li> <li>2. Right to two-thirds of the revenue from timber growing in their area subject to the provisions of section 18 of Cap. 157.</li> <li>3. Right to alienate interest in the land subject to the provisions of section 19 of Cap. 157.</li> <li>4. Lump sum compensation under section 12 (1) of Cap. 157 amounting to £G106 10s. plus 5 per cent compound interest as from 23rd February, 1938 to the date of the Governor's order under section 17 of Cap. 157 for commutation of agricultural rights prohibited payable by Ghana Government.</li> </ol>
Attua Kofi & Company	The Mampoma & Kayireku Stools.	2,980.47	<ol style="list-style-type: none"> <li>1. Communal rights as shown in Column III of the Second Schedule on land alienated to them by the Mampoma and Kayireku Stools.</li> <li>2. Rights to two-thirds of the revenue from the sale of any timber or minerals of their alienation subject to the provisions of section 18 of Cap. 157.</li> </ol>

1. <i>Right Holder</i>	2. <i>Vendor</i>	3. <i>Area in Acres</i>	4. <i>Nature of Right</i>
			3. Rights to alienate interest in the land subject to the provisions of section 19 of Cap. 157. 4. Lump sum compensation under section 12 (1) of Cap. 157 amounting to £G200 plus 5 per cent compound interest as from 26th July, 1935 to the date of the Governor's order under section 17 of Cap. 157 for commutation of Agricultural right admitted payable by the Ghana Government.
Okyeame Boafo Larbi, Okyeame Kwabena Agyakwa & Company.	The Oponso-Kyebe and Buabin Stools.	3,167	1. Communal rights as shown in Column III of the Second Schedule on land alienated to them by the Oponso-Kyebe and Buabin Stools. 2. Rights to two-thirds of the revenue from the sale of any timber or minerals on their alienation subject to the provisions of section 18 of Cap. 157. 3. Rights to alienate interest in the land subject to the provisions of section 19 of Cap. 157. 4. Right to one-third of the proceeds of any minerals in their alienations. 5. Lump sum compensation under section 12 (1) of Cap. 157 amounting to £G55 plus 5 per cent compound interest as from 26th July, 1935 to the date of the Governor's order under section 17 of Cap. 157 for commutation of agricultural rights payable by the Ghana Government.

### FIFTH SCHEDULE

#### STOOL RIGHTS

1. *Communal Right*.—as specified in the Fourth Schedule. To all Stools owning land in the Reserve including alienated land.

2. *Wassaw Fiasi Stool*.—On Huni Valley land. Right to one-third of the proceeds of the sale of any Timber from Ayeh Kwame Mpetey Kweku & Company alienation.

3. *Buabin & Oponso-Kyebe Stools.* —

- (a) Right to a share of Revenue from the Okyeame Bofo Larbi, Okyeame Kwabena Agyakwa and by alienation, as fixed by the Local Council.
- (b) Right to two-thirds of the Revenue from Minerals found in the alienation.

5. *The Kayireku and Mampoma Stools.*—Two-thirds of the Revenue from the sale of Timber of Minerals on the Attua Kofi & Company alienation.

6. *To all Stools owning Land in the Reserve.*—Residual rights of ownership on land within the Reserve other than alienated land, together with the natural products and Mineral therein. Subject to obligations to comply with Natural Customary Law and the provisions of any Ordinance and directions given by the Forestry Department for the Management of the Reserve in accordance with the provisions of section 18 of Cap. 157.

By Command of the President.

L. R. ABAVANA  
*Minister of Agriculture.*