

LEGAL
COUNCIL
GENERAL

IN THE DISCIPLINARY COMMITTEE OF THE
GENERAL LEGAL COUNCIL
ACCRA-A.D. 2021

**INQUIRY UNDER SECTION 18 OF THE LEGAL PROFESSION ACT,
1960 (ACT 32),
IN THE CONDUCT OF KWASI AFRIFA, ESQ.**

KWASI AFRIFA

You are hereby notified that following preliminary inquiry held by the Disciplinary Committee of the General Legal Council, a prima facie case of misconduct has been established against you.

You are hereby being charged for the following misconduct.

COUNT 1

STATEMENT OF MISCONDUCT

Misconduct in a professional respect, contrary to rule 9(11) of the Legal Profession (Professional Conduct and Etiquette) Rules, 1969 (LI. 613) as amended.

PARTICULARS OF MISCONDUCT

That you, having been informed of an alleged unethical conduct in the office of the Chief Justice by your former client, Ogyedom Obranu Kwasi Atta VI, the Complainant herein, failed to protect the sanctity and integrity of the legal

profession by failing to disclose the allegation of bribery against the Chief Justice of the Republic of Ghana to the Disciplinary Committee of the Judicial Council or any other statutory body for an inquiry.

COUNT 2

STATEMENT OF MISCONDUCT

Misconduct in a professional respect, contrary to rule 6(1) of the Legal Profession (Professional Conduct and Etiquette) Rules, 1969 (II. 613) as amended.

PARTICULARS OF MISCONDUCT

That you, in a preliminary inquiry before the Disciplinary Committee of the General Legal Council voluntarily admitted that you failed to issue any receipts to your former client, Ogyeedom Obranu Kwasi Atta VI for the payment of legal fees thereby committing a professional misconduct.

COUNT 3

STATEMENT OF MISCONDUCT

Misconduct in a professional respect, contrary to rule 2(2) of the Legal Profession (Professional Conduct and Etiquette) Rules, 1969 (L.I. 613) as amended.

PARTICULARS OF MISCONDUCT

That you, in a conversation with your former client, Ogyeedom Obranu Kwasi Atta VI about an alleged judicial manipulation by the Chief Justice of the Republic of Ghana, omitted to defend the reputation of the legal profession, and rather facilitated the commission of the alleged bribery offence by refunding to the Complainant legal fees you were legally and duly entitled to thereby failing to uphold the dignity and high standing of the legal profession.

COUNT 4

STATEMENT OF MISCONDUCT

Misconduct in a professional respect, contrary to rule 2(2) of the Legal Profession (Professional Conduct and Etiquette) Rules, 1969 (L.I. 613) as amended.

PARTICULARS OF MISCONDUCT

That you, in a preliminary inquiry before the Disciplinary Committee of the General Legal Council voluntarily admitted that in responding to the complaint brought against you by your former client, Obranu Kwasi Atta VI. you forwarded a scanned copy of the said response which had information relating to your representation of the said client to a third party, via social media platform (WhatsApp), thereby failing to uphold the dignity and high standing of the legal profession.

COUNT 5

STATEMENT OF MISCONDUCT

Misconduct in a professional respect, contrary to rule 9(7) of the Legal Profession (Professional Conduct and Etiquette) Rules, 1969 (L.L. 613) as amended.

PARTICULARS OF MISCONDUCT

That you, in your dealings with your former client, Ogyeedom Obranu Kwasi Atta VI, did not behave with utmost honesty and frankness when in a conversation with the said Complainant about alleged judicial manipulation by the Chief Justice of the Republic of Ghana, facilitated the commission of the alleged bribery offence by refunding to the Complainant legal fees you were legally and duly entitled to.

COUNT 6

STATEMENT OF MISCONDUCT

Misconduct in a professional respect, contrary to rule 52 (a) of the Legal Profession (Professional Conduct and Etiquette) Rules, 2020 (L.I. 2423).

PARTICULARS OF MISCONDUCT

That you, in responding to a complaint brought against you by your former client, Ogyeedom Obranu Kwasi Atta VI, made a reckless statement suggesting judicial manipulation by the Chief Justice of the Republic of Ghana which you knew or ought to have known that it was false.

COUNT 7

STATEMENT OF MISCONDUCT

Misconduct in a professional respect, contrary to rule 89 (c) of the Legal Profession (Professional Conduct and Etiquette) Rules, 2020 (L.I. 2423).

PARTICULARS OF MISCONDUCT

That you, in responding to a complaint brought against you by your former client, Ogyeedom Obranu Kwasi Atta VI made a reckless statement imputing judicial manipulation by the Chief Justice of the Republic of Ghana, thereby engaging in a conduct that is prejudicial to the administration of justice.

COUNT 8

STATEMENT OF MISCONDUCT

Misconduct in a professional respect, contrary to rule 61 (b) (ii) of the Legal Profession (Professional Conduct and Etiquette) Rules, 2020 (L.1. 2423).

PARTICULARS OF MISCONDUCT

That you, in your response to a complaint brought against you by your former client, Ogyeedom Obranu Kwasi Atta VI, made a reckless statement imputing judicial manipulation by the Chief Justice of the Republic of Ghana, thereby diminishing public confidence in the administration of Justice.

COUNT 9

STATEMENT OF MISCONDUCT

Misconduct in a professional respect, contrary to rule 21 (3) (b) of the Legal Profession (Professional Conduct and Etiquette) Rules, 2020 (LI. 2423).

PARTICULARS OF MISCONDUCT

That you, in a preliminary inquiry before the Disciplinary Committee of the General Legal Council voluntarily admitted that in responding to the complaint brought against you by your former client, Ogyedom Obranu Kwasi Atta VI. you forwarded a scanned copy of the said response which had information relating to your representation of the said client to a third party, via social media platform (WhatsApp), thereby making the information relating to your representation of your former client public.

DISCIPLINARY COMMITTEE

JULY 29, 2021