

may, in addition to any other penalty which it may impose order him to pay such sum as the Court may determine for the purpose of repairing such damage or for the value of any article or thing removed or destroyed .

PASSED in the House of Representatives this Fourteenth day of March, in the year of Our Lord One thousand nine hundred and Seventy-four.

S.A.R. N`jie,
Clerk of the House of Representatives

THIS PRINTED IMPRESSION has been carefully compared by me with the Bill which has been passed the House of Representatives, and found by me to a true and correct copy of the said Bill.

S.A.R. N`jie,
Clerk of the House of Representatives.

GHANA

NATIONAL MUSEUM REGULATIONS, 1973

In exercise of the powers conferred upon the Ghana Museum and Monuments Board by paragraph 28 of the National Museum Decree, 1969 (N.L.C.D.387) and with the approval of the Commissioner responsible for Education these Regulations are made this 26 th day of March, 1973.

Part I - Export of Antiquities

1. (1) Upon the presentation of an antiquity for export the export permit in respect of that antiquity shall be surrendered to a customs officer at the customs port or airport.
(2) Where no export permit is surrendered the customs officer shall detain the antiquity and shall immediately submit a report thereon to the Director.
(3) Where a report is submitted to the Director under this regulation he may—
 - 1) issue an export permit in respect of the antiquity; or
 - 2) with the prior consent of the Board, prohibit the export of that antiquity if he considers that such export would not be in the national interest; or
 - 3) take action for the purchase of the antiquity in accordance with paragraph 6 of the National Museum Decree, 1969.
2. A permit to export any antiquity shall be in the form set out in the First Schedule and shall be signed on behalf of the Board by the Director or any keeper of the National Museum:
Provided that if in the judgment of any such person the antiquity is of more than ordinary importance the application shall be referred to the full Board.

Part II - Sale of Antiquities

3. (1) An application for a licence to sell antiquities shall be made in writing to the Director and shall state the full names of the applicant, his business address and principal place of trading.
(2) The application shall be accompanied by a list in duplicate of the classes of antiquities which the applicant wishes to sell, and by a fee of 10.00
(3) It shall be in the discretion of the Board to grant a licence to sell antiquities;
(4) A licence to sell antiquities shall be in the form set out in the Second Schedule, and shall be issued subject to such conditions as the Board thinks fit
4. A licence to sell antiquities shall be valid for twelve months from the date of issue, and shall not be transferable.
5. (1) The Board may revoke a licence to sell antiquities if, in its opinion, the licensee is unfit to hold or continue holding such a licence, or if the licensee contravenes or fails to comply with any provision of the Decree or these Regulations.
(2) Where a licence to sell antiquities is revoked or the renewal of a licence so granted is refused, the licensee shall return it to the Director.
6. (1) A licensee shall at all times display his licence conspicuously on his business premises, or, in the case of licensee who has no fixed or permanent place of business, shall at all times carry his licence with him when engaged in buying or selling antiquities.
(2) A licensee shall produce his licence to sell antiquities at any time on demand being made by any officer of the National Museum or any police officer.
7. A licence shall display in conspicuous place on his business premises and shall draw the attention of his customers to any notice in respect of the export of antiquities supplied to him by the Board for the purpose of publication.
8. (1) A licensee shall keep an inventory, in duplicate in the form set out in the Third Schedule, of all antiquities he offers for sale, and shall record in the inventory every antiquity acquired by him as soon as he acquires it.
(2) the licensee shall, as soon as he acquires any antiquity send to the National Museum a copy of the entry made in his inventory in respect of that antiquity.
(3) A licensee shall not sell any antiquity until the expiration of four days after he has notified the Director by sending him a copy of the entry in the inventory.
(4) Every antiquity offered for sale shall bear the same serial number as it bears in the inventory.
9. (1) A licensee shall permit an officer of the National Museum authorised in writing by the Directory to inspect the licensee's business premises together with antiquities and inventories kept by the licensee under these Regulations, and the officer shall sign and date any inventory so inspected.
(2) The licensee shall give the officer inspecting his business premises, antiquities and inventory any information that such officer may require.
10. A licensee shall inform every purchaser of an antiquity from him that the purchaser must obtain a permit to export it from Ghana.
11. Where replicas of antiquities are offered for sale, they shall be displayed separately from genuine antiquities and shall be clearly marked as replicas and not genuine antiquities
12. Any person who contravenes any provisions of regulations 6 to 11 of these Regulations shall be guilty of an offence and liable on conviction to a fine not exceeding 50.00

Part III - National Monuments

- 13 (1) It shall be the duty of the Board or any person authorised by the Board—
 - a) to protected National Monuments;
 - b) to ensure that every National Monument is at all times preserved in good condition;
 - c) to ensure that all grounds or courtyards in or adjacent to a National Monument are at all times kept clean and tidy, and free from rubbish, weeds and unnecessary undergrowth;
 - d) to remove every unauthorised board, notice, tablet or advertisement from a National Monument.

(2) The Board shall be entitled to take all such measures as are reasonably necessary to protect any part of a National Monument from deterioration, dilapidation, collapse or other damage.

(3) It shall be the duty of every owner or occupier of a National Monument –

 - a) to inform the Board immediately any damage occurs or is likely to occur to that monument;
 - b) subject to any directions of the Board, to take all such steps as are necessary to protect the National Monument from damage.
14. (1) The Board may at any time carry out such works of maintenance, conservation, repair or restoration of a National Monument as may be necessary, or may authorise any other person in writing to carry out such works.
(2) The Board may give such directions as it thinks fit for the maintenance and upkeep of any National Monument
(3)The Board may at any time place boards, notices and tablets on or adjoining any National Monument. And

may carry out such works of painting or whitewashing of a National Monument as may be necessary.

(4) Any owner or occupier of a National Monument who considers that the monument requires any necessary works of maintenance, conservation, repair, restoration, painting or whitewashing shall apply to the Board to effect such works.

(5) The Board shall be entitled to carry out any works on the National Monument where in the opinion of the Board such works might alter the character of the monument or where in the opinion of the Board such works are otherwise unnecessary or undesirable.

15. Any person (including the owner or occupier of a National Monument) who, without the written consent of the Board—

- a) makes any alteration or addition to a National Monument, or
- b) carries out any work of maintenance, conservation, repair or restoration of a National Monument; or
- c) defaces, destroys, damages, demolishes or removes any part of the fabric of a National Monument; or
- d) digs or excavates within any National Monument; or
- e) lights any fire within a National Monument; or
- f) erects any notice, advertisement, board or tablet in or upon a National Monument; or
- g) occupies any part of a National Monument; or
- h) enters any part of a National Monument, unless authorised to do so by these Regulations; or
- i) sells or offers for sale any article within or in the grounds of any National Monument; or
- j) abandons any litter or unwanted articles within or upon a National Monument; or
- k) keeps any poultry, cattle or other livestock within a National Monument; or
- l) commits any nuisance or behaves in a disorderly manner within a National Monument.

Shall be guilty of an offence and liable on conviction to a fine not exceeding G50.00

16. (1) Every member of the public shall be entitled to enter and have access to a National Monument at such times as may be prescribed by the Board.

(2) Every member of the board, and every person authorised in writing by the Board or by the Director, shall at all times be entitled to enter and inspect any part of a National Monument, and to carry out all necessary works thereon.

17. Where a National Monument is the property of the Government, the Board may require any occupier to pay such annual rent as the Board may determine.

18. The owner or occupier of a National Monument shall give to the Board not less than thirty notice in writing of any change of ownership of that National Monument or any part thereof, and shall in that notice specify the name and address of the new owner or occupier.

19. (1) No person shall, without the written consent of the Board—

- a) take photographs for commercial purposes within any part of a National Monument; or
- b) make any film within a National Monument; or
- c) use any part of a National Monument for commercial or advertising purposes.

(2) Any person who contravenes this regulation shall be guilty of an offence and liable on conviction to a fine not exceeding 50.00

(3) The Board may grant consent for the purposes of sub-regulation (1) of this regulation subject to such conditions as it thinks fit to impose.

Part IV - General

20. In these Regulations—

“Board” means the Ghana Museum and Monuments Board;

“director” means the Director of the National Museum;

“licencee” means a person to whom a licence has been granted under these Regulations.

21. The National Museum Regulations, 1969(E.I. 118) are hereby revoked.

FIRST SCHEDULE

EXPORT PERMIT

Original Duplicate Serial Number.....

PERMIT TO EXPORT AN ANTIQUITY/ANTIQUITIES

Subject to any terms and conditions endorsed on the reverse hereof,.....of.....is authorised

under paragraph 1 of the National Museums Decree, 1969 (N.L.C.D.387) to remove from Ghana by air/sea/land through the airport/customs port ofto.....

during the period of.....from the date hereof the following antiquity/antiquities.

.....(bearing the following identification marks.....)

Dated theday of.....19....

.....
Director/ keeper of the National Museums

SECOND SCHEDULE (Regulation 3)

LICENCE TO SELL ANTIQUITIES

Serial Number.....

Licence is hereby granted under paragraph 7 of the National Museum Decree, 1969 (N.L.C.D. 387), to.....(full names)..... of.....(residential address)

whose principal place of business/ trade is situated at.....

to sell the classes of antiquities specified below for a period of twelve months from.....19... subject to the provisions of the National Museums Decree, 1969.

Classes of antiquities which licencee is permitted to sell, subject to continued compliance with the National Museum Regulations.

1973 (delete inapplicable classes):

(1) Ghanaian metal work, including goldweights, scoops, Scales, bracelets, etc.

(2) Ghanaian wood-carvings, including stools, combs, figures, drums, oware boards, etc.

(3) Miscellaneous Ghanaian traditional/ religious objects, Including state swords, dancing and priests' costumes (used). Beads (pre-20th century), etc.

(4) Ghanaian terracotta figures and traditional pottery.

Dated theday of.....19.....

.....
Director of the National Museum

THIRD SCHEDULE (Regulation 8)

FORM OF INVENTORY OF ANTIQUITIES

Serial number(s).....

Description of objects

(To be continued on reverse if necessary)

Date of acquisition