

Table of Contents

Section 1 - Fishing Nets and Fishing Methods Bye-Law, 2020	1
Section 2 - Control of Self-Employed Artisans, Bye-Law, 2020	2
Section 3 - Temporary Structure Bye-Law, 2020.....	2
Section 4 - Excavation in Streets Bye-Law, 2020	3
Section 5 - Use of Classrooms by Religious Bodies Bye-Law, 2020.....	4
Section 6 - Business Operating Permit Bye-Law, 2020.....	6
Section 7 - Control of Water Bodies and Use of River Bye-Laws, 2020.....	7
Section 8 - Construction and Placement of Kiosks and metal containers Bye-Laws.....	8
Section 9 - Funeral Hooliganism Bye-Law, 2020	9
Section 10 - Markets Bye-Law, 2020.....	10
Section 11 - Sanitation Bye-Law, 2020.....	14
Section 12 - Cleaning Bye-Law, 2020.....	15
Section 13 - Control of Eating Houses Bye-Law, 2020.....	16
Section 14 - Control of Mills Bye-Law, 2020	18
Section 15 - Herbalists Bye-law, 2020	19
Section 16 - Lorry Parks Bye-Law, 2020.....	20
Section 17 - Cemetery Bye-Law, 2020	22
Section 18 - Winning of Stone, Gravel and Sand Bye-Law, 2020.....	24
Section 19 - Licensing of Bicycles Bye-Law, 2020	24
Section 20 - Stray Animals Bye-Law, 2020.....	25
Section 21 - Firewood Dealers Bye-Law, 2020	26
Section 22 - Sale of Intoxicating Liquor) Bye-Law, 2020.....	27
Section 23 - Maintenance of Premises Bye-law, 2020	29
Section 24 - Beating Gong-gong and Communal Labor Bye-Law, 2020	31
Section 25 - Control of Bush Fire Bye – Law, 2020.....	33
Section 26 - Assembly Abatement of Noise Bye-Law, 2020	34
Section 27 - Control of Pets Bye-Law, 2020.....	37
Section 28 - Gambling Bye-Law, 2020	38

Section 29 - Hotels, Restaurant, and Eating Joints or Chop Bars Bye-Law, 2020.
..... 38

Section 30 - Push Trucks Bye-Law, 2020..... 41

Section 31 - Control of Manufacture of Charcoal Bye-Laws, 2020..... 42

Section 32 - Control of Economic Trees Bye-Laws, 2020. 44

Section 33 - Births and Deaths Registration Bye-Laws, 2020..... 45

Section 34 - Billboards or Sign-Boards and Advertising Bye-Laws, 2020. 47

Section 35 - House Owners and Occupiers Bye-Law, 2020 49

Section 36 - Infectious Disease Bye-Law, 2020 51

Section 37 - Control of Hawkers Bye-Law, 2020..... 54

Section 38 - Town Passenger Transport Services Bye-Law, 2020 56

Section 39 - Building Bye-Law, 2020 60

Section 40 – (Adeedeta Tricycle) Bye-Law, 2020 63

SEKYERE SOUTH DISTRICT ASSEMBLY BYE-LAWS, 2020

Section 1 - Fishing Nets and Fishing Methods Bye-Law, 2020

In exercise of the powers conferred on the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). These Bye-Laws are hereby made:

1. Use of explosive matter prohibited

No person shall within the jurisdiction of the Sekyere South District Assembly (hereinafter referred to as the Assembly) take or destroy or attempt to take or destroy any fish by the use of dynamite, gelignite or other explosive substances or by the use of any noxious or poisonous matter.

2. No seine net to be used in a river or lake

(a) No person shall use a seine-net in a river or lake that falls within the jurisdiction of the Assembly.

(b) For the purpose of this Bye-law “Seine-net” means any net having two wings joined to a bag at its center and which for the purpose of taking fish is drawn through the water by means of ropes attached to the outer end of each wing.

(c) No such net is to be used in a river or lake.

(d) No person shall use a seine net in any river or lake unless the mesh of such net is not less than 50 millimeters in stretched diagonal length.

(e) For the purpose of this Bye-Law “Seine net” means any net that is used for the purpose of taking fish and is anchored to bed of the lake or river.

3 Prohibited Methods

(a) No person shall fish within the District by resorting to methods prohibited.

4 Confiscation of Prohibited Nets/Fishing Gears

(a) The Assembly shall confiscate all prohibited nets used anywhere that falls within its jurisdiction.

(b) The owner of any prohibited net used within the jurisdiction of the Assembly shall be guilty of an offence and shall on conviction, be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or in default to a term of imprisonment not less than six (6) months. The Court may in addition to the fine order the destruction of the prohibited net.

5. Penalty

Any person who contravenes any of this bye-law shall be guilty of an offence and liable on summary conviction to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or in default to a term of imprisonment not less than one (1) months.

Section 2 - Control of Self-Employed Artisans, Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). These Bye-Laws are hereby made:

1. License

No person shall work as a self-employed artisan or individual in the area of authority of Sekyere South District Assembly (hereinafter referred to as the Assembly) unless such person has obtained a license issued by the Assembly.

2. Fees

The fee payable to the Assembly for any license issued in accordance with this bye-law shall be an amount prescribed by a Fee Fixing Resolution of the Assembly.

3. Penalty

Any person who contravenes or fails to comply with any of the provisions of this bye-law shall be guilty of an offense and on conviction be liable to a fine not below 100 penalty units payable to the Sekyere South District Assembly or in default to imprisonment for a term not exceeding one (1) month.

4. Interpretation

In this Bye-law “Self-employed Artisan” means any skilled person who works in an industry or trade and who is not employed in any Government Department or any state corporation or a registered company including the following:

Fitters	Vulcanizers	Photographers
Welders	Bicycle Repairs	Raffia Workers
Straighters	Masons	Glass Workers
Sprayers	Carpenters	Leather Workers
Electricians	Plumbers	Tailors
Upholsters	Wireless & Radio Repairers	Seamstresses
Washermen	Steel Benders	Hairdressers
Barbers	Painters	Technicians
Metal workers	Canopy Hirers	Blacksmiths
Manufacturers of Blocks	Refrigerators	undertakers
Tilers	Mechanics	

And others as the fee fixing resolution may prescribe.

Section 3 - Temporary Structure Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). This Bye-Law are hereby made:

1. Permit to Erect a Kiosk

No person shall erect a Temporary Structure without obtaining a permit from the Sekyere South District Assembly (hereinafter referred to as the Assembly).

2. Fees

- (a) No person shall erect a Temporary Structure for sale of anything within the jurisdiction of the Assembly unless he or she has paid to the Assembly a fee that may be prescribed by the Assembly in a fee fixing resolution.
- (b) Any Temporary Structure constructed without authority from the Assembly shall be pulled down and the cost of pulling down shall be surcharged against the owner.
- (c) Any person who obstructs an agent of the Assembly in the performance of his duties under section 2 of this Bye-Law commits an offence and shall on conviction be liable to a fine not below 100 penalty units payable to the Sekyere South District Assembly or in default to a term of imprisonment not exceeding one (1) month.

3. Penalty

Any person who contravenes section (1) and (2) of this Bye-Law shall be guilty of an offence and on summary conviction be liable to a fine not less than 150 penalty units payable to the Sekyere South District Assembly or in default to imprisonment not less than six (6) months.

Section 4 - Excavation in Streets Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). This Bye-Law are hereby made:

Permit for Excavation

1. No person shall within the Sekyere South District Assembly (hereinafter referred to as the Assembly) undertake any excavation on any road without obtaining a permit from the Assembly for that purpose.

Where with such consent a person undertakes any excavation in any street he shall;

- (a) At his own expense cause it to be sufficiently fenced;
- (b) Maintain sufficient light or a reflective device in a proper place on or near it at all times until the work for which the excavation was made is completed; and
- (c) Re-fill the excavated area to the satisfaction of the Assembly within such time as the Assembly may specify.

Application for Permit

2. (a) An application for a permit to carry out an excavation exercise in any street shall be made in writing and addressed to District Works Engineer before excavation work begins.
- (b) The application for the permit shall be in the form specified in the schedule to this bye-law and shall only be signed by the District Works Engineer or any other competent officer when the application is approved.

(c) A permit issued under the provision of this bye-law may be granted subject to conditions as the Assembly may determine in the interest of public safety and order.

Permit Fee

3. A permit fee determined by the Assembly shall become payable at the time of issuance of a permit to carry out excavation exercise.

Creation of Nuisance Prohibited

4. Nothing in any permit granted under the provision of this bye-law shall be deemed in any manner to authorize the continuance of a nuisance or any condition injurious or likely to be injurious to any member of the public.

Failure to observe conditions

5. In the event of any person to whom a permit is issued failing to observe any of the conditions specified in the permit or any of the provisions of these Bye-Laws, the Assembly may do whatever is necessary to ensure compliance with these bye-laws and recover as a debt from such person any expense reasonably incurred.

Permanent re-instatement fee

6. The Assembly shall be solely responsible for the permanent reinstatement of all excavation exercise undertaken within the District and it shall charge in addition to the permit fee, reinstatement fees according to the materials used and the dimension of the work involved.

Injuries

7. The Assembly shall not be liable by virtue of any permit issued under the provisions of this Bye-Law for any damage or injury sustained by any person or animal during and after the time that the process of excavation is in progress.

Penalty

8. A person who contravenes any of the provisions of this Bye-law or the conditions of any permit issued hereunder commits an offence and shall be liable on summary conviction to a fine not less than 150penalty units payable to the Sekyere South District Assembly or in default to a term of imprisonment not less than six (6) months or both.

SCHEDULE

Permit No.:.....the Sekyere South District Assembly (Regulation of Excavation) Bye-laws, (Paragraphs 1, 2 and 3). Permit is hereby issued to.....of..... within the area of administration of the Sekyere South District Assembly for the period.

Section 5 - Use of Classrooms by Religious Bodies Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section181 of the Local Governance Act of 2016 (Act 936).These Bye-Law are hereby made:

Permit

1. No person, group of persons or any religious body shall use a classroom for the observance of celebration of a religious function within the Sekyere South District Assembly (hereinafter referred to as the Assembly) unless approval from the Assembly has been obtained.

Period of Operation

2. (a) A religious body which has been given approval under this bye-law to use a classroom shall benefit from such approval only for the period specified and under such conditions as shall be determined by the Assembly.
(b) The conditions shall be as follows:
 - The churches/bodies applying for school sites should be well established and shall be bodies interested in providing facilities for the enhancement of educational facilities in an area of administration of the Assembly.
 - They shall pay a fee stipulated per month to the District Assembly in accordance with fee fixing resolution of the Assembly.

Assembly Contribution

3. (a) The Assembly shall contribute workmen and technical advice when the need arises as a complement to the efforts for the Church/Body in constructing classroom blocks and other school infrastructure.
(b) Bodies/Churches shall co-operate with the local communities so that the schools shall become community schools when created.

Site of New School

4. Schools to be established shall not be sited near existing Assembly schools in order that enrollment shall be maximized.

Provision of Furniture

5. The Church /Body may provide furniture for newly established schools initiated by them.
 - The school so built shall be in the public system under the Assembly's education unit.
 - The Church/ Body shall be represented on the school Committee which shall be formed to run the school.
 - An agreement shall be executed between the Church/Body and the Assembly vesting the property in the latter.

Inspection of premises

6. An officer duly authorized by the Assembly to conduct inspection may enter and inspect the conditions of the premises and may request any person /group of persons, church /religious body to produce its license for inspection as required by paragraph (1) of this Bye- law.

Penalty

7. A person or group of persons, church/religious body contravening any of the provisions of this Bye –Law commit an offence and shall be liable on summary conviction to a fine not less than 150 penalty units payable to the Sekyere South

District Assembly or in default to a term of imprisonment not less than six (6) months or to both.

Revocation

8. The District Assembly may revoke a license where a person, group of persons, church/religious body has been convicted on one occasion of an offence in breach of this Bye-Law or any other.

Section 6 - Business Operating Permit Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). This Bye-Law is hereby made:

Permit

1. No person shall carry on any business, in or upon any premises within the Sekyere South District Assembly (hereinafter referred to as the Assembly) without a Business permit duly granted by the Assembly.

Period for Validity

2. A business permit granted under this bye-law shall, expire on the 31st day of December of each year.

Permit not transferable

3. A Business permit once granted is not transferable

Display of Permit

4. A business permit granted under this bye-law shall be displayed in a conspicuous part of the premises on which the business is operated.

Fee

5. There shall be a fee for every business permit granted under this bye-law as shall be prescribed by the Assembly in accordance with its fee fixing resolution.

Liability to Pay Property Rate

6. An owner of a ratable permanent or temporary property who is required to pay property rate, under any existing law shall in addition be required to apply for a business permit under this bye-law.

Powers of Entry

7. Subject to the provisions of this Bye-Law, any officer or a person duly authorized by the Assembly may, during business hours enter into or upon any building, premises or land within the area of authority of the Assembly for the purpose of carrying out any inspection, enquiry or any other duties authorized by the Assembly.
 - b) No person shall obstruct or interfere with any officer or a person authorized by the Assembly in the performance of any duties assigned to him under this bye-law.

Withdrawal of Permit and Closure of Business

8. The Assembly shall withdraw or revoke any business permit granted under this bye-law; if any alterations are effected on premises or building for which the permit was granted without a written authority of the Assembly or if the person granted the business permit contravenes any provisions of this bye-law.
9. The Assembly shall close down any business or suspend its activities until the permit fee is paid for the operation of the business.

Winding Up

10. Where for any reason a company winds up its business entirely or suspends its operations, the Assembly shall be informed immediately about such a closure or suspension of business activities.
 - A company that fails to comply with paragraph 10 of this Bye-law shall continue to be billed by the Assembly for its fees for Business Permit.

Failure to pay Business Permit Fees

11. A person who fails to pay the business permit at the prescribed time shall pay the outstanding fees plus interest at the current bank rate with effect from the day of default up to and including the day of the final payment of the fees.

Penalty

12. A person who contravenes any provision of this Bye-law commits an offence and shall be liable on summary conviction to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or in default to a term of imprisonment not less than six (6) months or both.

Interpretation

13. In this Bye-law unless the context otherwise requires “business” includes occupation, profession or trade.

Section 7 - Control of Water Bodies and Use of River Bye-Laws, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). This Bye-Law are hereby made:

Interpretation

1. For the purpose of this Bye-Law:
 - “River” means any water shed, river, pond, lake, lagoon, waterfall, water course, and like, “Weeding” means any activities that tends to disturb the natural environment or the land including cultivation, building, excavation, burning, hunting, cutting of trees, collecting of sand/gravel/clay, animal farming or any like usage.
 - “Riverside” means that the piece of land measuring 30 meters from the meeting of the river and the land.

Riverside vested in the Assembly

2. The ownership and use of all riverside is vested in the Assembly.

Prohibition

3. (a) No person shall weed any riverside except with written permission of the Assembly.
- (b) No person shall carry on washing of vehicles or watering of cattle in any river side except of designated points.
- (c) No person shall dump refuse in, or on the riverside of any river
- (d) No person shall use any chemical in an attempt to catch fish.
- (e) No person shall use any river or riverside as a place of convenience.
- (f) No person shall dump human excreta in any river or riverside.
- (g) No person shall mine at the riverside without a permit from the Assembly

Penalty

4. Any person who contravenes any of this Bye-law shall be guilty of an offence and shall be liable on conviction to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or in default to a term of imprisonment not less than six (6) months imprisonment or both.

Section 8 - Construction and Placement of Kiosks and metal containers Bye-Laws

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). This Bye-Law are hereby made:

1. Permit

No person shall construct or keep any kiosk/metal container within the area of authority of the Sekyere South District Assembly (hereinafter referred to as “the Assembly”) for any purpose without first writing to the Assembly for permission.

2. Site Plan

Where such application is deposited with the Assembly, there shall be attached thereto three (3) site plans of the area where the kiosk/metal container is to be kept together with three (3) drawing plans of the proposed structure.

3. Fee

When permission is granted following an inspection of the site, there shall be paid to the Assembly such fee as may from time to time be fixed by a Resolution of the Assembly.

4. Temporary Building Permit

After the requisite fee has been paid to the Assembly, the applicant shall be issued with a temporary building permit renewable from year to year and that the Assembly reserves the right to revoke the permit as and when it thinks fit in the interest of the public.

5. Display of Official Numbers

- (a) All kiosks/metal container shall display the official numbers allocated them in (a) conspicuous place(s) on the kiosk
- (b) No person shall use a kiosk/metal as a dwelling house

(c) No person shall place a kiosk/metal k on a public footway

6. Notification, Removal and Pulling Down

The Assembly shall give seven (7) days' notice in writing to the owner or occupier of any kiosk constructed in contravention of this bye-law or where he/she cannot be found, may affix to the kiosk a notice in writing requiring such owner or occupier to remove the unauthorized kiosk within seven (7) days from the date of the notice, or show sufficient cause why such kiosk should not be pulled down.

6. Offence

Any person who contravenes any provisions of this bye-law shall be guilty of an offence and shall be liable on conviction by a Court to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or to a term of imprisonment not less than six (6) months.

Section 9 - Funeral Hooliganism Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). This Bye-Law are hereby made:

1. Insecure Seating of Passengers

Any person in charge of a motor vehicle who on the pretext of a funeral celebration carries passengers outside a vehicle in a manner which endangers the lives of the passengers commits an offence and shall on conviction be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or to a term of imprisonment not exceeding one (1) months or to both.

2. Over-speeding and Unnecessary Sounding of Horns

Any person in charge of a motor vehicle who on the pretext of a funeral celebration over-speeds, drives in a manner which endangers the lives of pedestrians or sounds the horns of the vehicle continuously to disturb the public peace, shall be guilty of an offence and shall on conviction be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or to a term of imprisonment not less than six (6) months or both.

3. Illegal Road Blocks

(a) Any person who in the pretext of a funeral celebration blocks any commercial road/street to restrict free movement of traffic or pedestrians without written authorization from the Assembly commits an offence and shall on conviction be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or to a term to imprisonment not exceeding two (2) months or to both.

(b) For the avoidance of doubt, the head of family celebrating the funeral shall be held responsible for the breach of section 3 (a) above.

Section 10 - Markets Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). This Bye-Law hereby made:

1. Control of Markets

The Sekyere South District Assembly (hereinafter referred to as the Assembly) shall have the control and management of all authorized markets within the area of authority of the Assembly.

2. Allocation of Stores/Stalls

(a) Markets stores/stalls shall be allocated in such a manner as the Assembly shall from time to time direct.

(b) Subject to the provision of sub-paragraph (1) of this paragraph, applications for the allotment of stores/stalls shall be made to the Assembly and allotment of available stores/stalls shall be in order of priority of application and upon payment of the prescribed fees to the Assembly.

(c) The Assembly may refuse allotment of any store/stall to an applicant previously convicted of an offense under this Bye-Law

3. Rent for Stores/Stalls

Rent for stores/stalls shall be an amount fixed by resolution of the Assembly.

4. Receipts for Stores/Stalls

(a) On payment of rent for a store/stall, a receipt specifying the period in respect of which it is paid shall be issued to the payer and the receipt shall be prima facie evidence of the payment for the rent specified.

(b) Failure to produce the receipt on demand by a person authorized by the Assembly shall render the occupier of a store/stall liable to ejection from the store/stall.

(c) Any person served with a notice of ejection (which shall be in such form as the Assembly may direct) who fails to give possession of the store/stall in accordance with the terms of the notice, shall be guilty of an offence and shall on conviction, be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or to imprisonment for a term not exceeding one (1) month or to both.

5. Payment of Rent for Stores/Stalls

All rents shall be payable monthly, weekly or daily in advance and in the case of monthly or weekly occupations shall expire on the last day of the month or week in which rent has been paid. In case of an allotment by the month, the occupier of any store/stall shall be given notice of at least 7 days before the expiration of the period in respect of which rent has been paid; otherwise he shall be liable for rent in respect of the succeeding 7 days.

6. Subletting of Stores/Stalls

No person shall sublet any store/stall or in any way share any store/stall in respect of which rent is payable except by permission in writing by the Assembly.

7. Sanctions on Subletting of Stores/Stalls

Any person who sublet his or her store/stall shall be guilty of an offence and shall on conviction be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or to a term of imprisonment not exceeding one (1) month.

8. Prohibition of Selling outside the Market (Prescribe Place)

(a) No person shall sell or offer for sale during market hours any article at any place except in the market or in a shop or in accordance with a hawker's license to do so, issued by the Assembly.

(b) Any license issued under the provision of the sub-paragraph (a) of this paragraph, shall be in the form specified and the fee payable shall be that fixed by the resolution of the Assembly.

(c) Any person who sells any articles outside the market except with a license issued in accordance with these bye-laws shall be guilty of an offence and shall on conviction be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or to imprisonment for a term not exceeding one (1) month.

9. Segregation of Parts of Markets

Parts of the markets shall be specifically set aside by the Assembly for the sale of the following articles, and the sale of such articles shall be prohibited elsewhere in the markets;

(a) Fresh meat

(b) Fish

(c) Palm wine

(d) Bread

Any person who sells any of the articles specified in sub paragraph (1) of this paragraph anywhere except in the part of the market specifically set aside for the sale of it, shall be guilty of an offence and shall on conviction be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or in default to a term of imprisonment not less than six (6).

10 Daily Sellers

(a) A part of the market shall be specifically set aside by the Assembly for the use of daily sellers who shall pay to the Assembly such daily fees as have been fixed by resolution of the Assembly.

(b) On payment of the fee, a receipt specifying the date in respect of which it is paid shall be issued to the applicant and the receipt shall be prima facie evidence of the payment of the fee on the specified date.

- (c) Failure to produce the receipt on demand by a person authorized by the Assembly shall render the daily seller liable to ejection from the market.
- (d) Any person served with the notice of ejection from the market (which shall be in such form as the Assembly may direct) who remains in the market, shall be guilty of an offence and shall on conviction be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or for a term not less than six (6) months.

11 Sales from Table

No person shall within the market expose any article or food for sale except from a store or from a table or support of a minimum height from the ground.

12 Screening of Meat etc

- (a) No person shall expose for sale in any market a meat, fish, bread, palm wine or cooked or prepared food unless it is protected by means of screens of pattern approved by the District Assembly.
- (b) Medical certification of fitness shall be required of all food handlers

13. Persons Suffering from Contagious Diseases

No person suffering from infectious or contagious diseases shall enter any market and any person suffering from such diseases who enters the market shall be guilty of an offence and shall on conviction be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or in default to a term of imprisonment not less than six (6) months.

14. Cleanliness

- (a) Every occupier of a store/stall shall during his/her occupation thereof keep it in a clean state, and shall brush, sweep or otherwise clean away dirt and rubbish from there before leaving at the end of the day's selling.
- (b) Every person occupying a store/stall or using a table or other support for the purpose of exposing for sale food thereon shall wash with clean water before leaving at the end, such stall, table or other support.
- (c) All dirt, rubbish and sweeping shall be deposited in a covered receptacle (to be of a type approved by the District A).

15. Prohibited Articles

No person shall bring or be forced to bring into the market, or have therein any of the following:

- (a) Any life animal except birds
- (b) The skin of any animal unless it is cured
- (c) The offals of any animal except by permission of the District Assembly.

16. Cooping of Birds etc

Fowls, ducks, guinea fowls and turkeys offered for sale in the market should be kept in coops or restrained in any other humane manner.

Any person in charge of a child in the market shall be responsible for the good behavior of such child and shall clean up any litter or any nuisance that such child may cause.

17. Butchers' Clothing

Butchers and their assistants when engaged in carrying, handling, or selling meat shall wear clothing of a style approved by the District Environmental Health Officer in respect to such style of clothing.

18. Unwholesome Food

Any person who brings into the market or sells or offers for sale therein any meat, fish, palm wine, cooked food, or other prepared food which is unwholesome shall be guilty of an offence and shall on summary conviction be liable to a fine not less than 150 penalty units payable to the Sekyere South District Assembly or in default to a term of imprisonment not less than six (6) months or to both.

19. Market Hours

Every market shall be opened to the public between the hours of 5.00am and 6.00pm.

20. Prohibition of Sleeping in the Market

No person shall use a market as a sleeping place, and any person found using a market place as such, shall be liable on summary conviction to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or to a term of imprisonment not exceeding (1) month.

21. Rights of Entry to Markets

It shall be lawful for the District Co-ordinating Director concerned or the District Environmental Health Officer concerned or any such officer representing them, or either of them to enter the market at any time and inform the Assembly of any non-compliance with any matter contained in this bye-law.

22. Obedience to Directions of Assembly

Every person using the market shall obey the directions of the officer of the Assembly including directions given for purpose of preserving cleanliness, order and regularity in such market and of facilitating the conduct of business therein.

23. Offence

Except otherwise provided in this Bye-Law any person who fails to comply with or contravenes any of the provisions of this bye-law shall be guilty of an offence and shall on conviction be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or in default, imprisonment for a term not less than six (6) months.

Section 11 - Sanitation Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). These Bye-Laws are hereby made:

1. Disposal of Refuse

Where the Sekyere South District Assembly (hereinafter referred to as the “Assembly”) has at any town or village set aside a place for the purpose, no person shall place or cause or permit to be placed any carrion, filth, dirt, refuse or rubbish or any offensive or unwholesome matter on any street, yard, enclosure or open space at such town or village except at such place so set aside.

2. Removal of Woods and Rubbish

(a) The occupier of any premises shall clear and keep free from any dirt, under-bush, under-wood, wood high grass, rubbish, rags, broken bottles, refuse and all offensive matter (filling up holes with stone, gravel or other like material) the streets or road at the front, back and sides thereof, with the drains, gutters and channels, thereof;

(b) Provide that where two or more buildings abound on any street or roads, the occupier of each shall be responsible for cleaning only that half of the street to the premises.

3. Nuisance

(a) No person shall cause a nuisance in any public place or open space.

(b) No occupier of any premises shall allow the existence of a nuisance in such premises.

4. Cemeteries

Where the Assembly has at any town or village set aside a place for use as a cemetery or where a cemetery has otherwise been lawfully provided at any town or village no person shall bury or causes to be buried in the neighborhood of such town or village, the body of any deceased person, except at such cemetery or a place approved by the Assembly.

5. Space Around Homes

(a) Every person shall keep a space of at least 12feet around his/her place of dwelling and shall be constantly swept and all nuisances removed.

(b) Where there is a need to keep a vegetable garden close to a wall, the garden shall be kept as not to cause a nuisance to inmates, neighbors or the public.

6. Offence

A person who contravenes any of this Bye-law shall be guilty of an offence and shall be liable on summary conviction to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or in default imprisonment for not less thansix (6) months.

Interpretation

7. Nuisance includes

- (a) Any pool, ditch, gutter, water course, pond, well hold, tank, urinal, cesspool, drain or pit which is in such a state as to be offensive or injurious to health or likely to be so;
- (b) Any accumulation or deposit of excreta or urine or of articles or things which are, or are likely to be injurious to health;
- (c) Any premises in such a state of disrepair as to be a nuisance or dangerous or injurious to health;
- (d) Any growth of woods, prickly-pear, long grass or wide bush of any sort;
- (e) The keeping and harboring of any animal on any premises constructed or situated as to cause such keeping or harboring to be a nuisance or injurious to health;
- (f) Any well, pond or tank of water of which is tainted with impurities or otherwise injurious to the health or the person using it;
- (g) Any rat-infested premises or house or rat-infested part of any house or premises or any rat-hole in any part of a house or premises;
- (h) Occupier shall, where the building is not in actual occupation, include the owner thereof.

Section 12 - Cleaning Bye-Law,2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). This Bye-Law are hereby made:

1. Owners etc. to keep premises clean

Every owner or occupier of a house or premises within the area of authority of the Sekyere South District Assembly (hereinafter referred to as the “Assembly”) shall clean, white-wash and paint such premises and keep the premises in good repair.

2. Assembly to require owners etc. to act

The Assembly may direct the owner or occupier of any premises to do any of the following:

- (a) To remove, lower or trim to the satisfaction of the Assembly any tree, shrub or hedge overhanging or interfering in any way with the traffic in any street or with any wires or works of the Assembly;
- (b) To remove any dilapidated fence or structure abutting on any public place;
- (c) To paint, distemper, white-wash or color-wash the outside walls of roof of any building;
- (d) To install outside lighting on the premises;
- (e) To tidy the premises; or
- (f) To move any derelict car or other vehicles

3. Inspection

Any authorized officer of the Assembly may enter any premises and inspect the state of maintenance of the premises.

4. No person shall park vehicle, etc. in public pathway

Any person who:

- (a) Parks a vehicle; or
- (b) Packs goods or other things in any public pathway or pavement, commits an offence

5. No Posters/Bills

No posters, bills, placards, paper sheet or other materials used for advertisement shall be posted or stuck on any wall, tree or fixtures other than:

- (a) The space specifically provided or approved by the Assembly for such purposes or
- (b) Property owned or otherwise possessed or occupied by the advertiser
- (c) Sub-paragraph 5(a) of this paragraph shall not apply to advertisement or posters for elections or other occasions initiated by government.

6. No litter etc shall be thrown into a gutter or a drain

Any person who throws litter, refuse or other matter into a gutter or a drain commits an offence and is liable on summary conviction to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or a community service in respect of sanitation for two(2) weeks.

7. Nuisance

Any person who for the purpose of his trade, vocation or other business causes a smell or other nuisance to the detriment of his/her neighbors or the public commits an offense.

8. Offence

Except otherwise provided under this bye-law any person who contravenes any provision of this bye-law commits an offence and is liable on summary conviction to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or a community service in respect of sanitation for two (2) weeks.

9. Interpretation

In this Bye-law, unless the context otherwise requires ‘building’ means any structure whatsoever and include stores/stalls and kiosks. ‘Goods’ include trucks cranes, lorries, cars, motor cycles, tricycles, carts and wagons. ‘Roads’ includes streets, kerb, pavement, sidewalk and footpath.

Section 13 - Control of Eating Houses Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936).This Bye-Law are hereby made:

1. Eating Places to be Licensed

- (a) The owner of every eating house shall obtain a license from the Sekyere South District Assembly (hereinafter referred to as the ‘Assembly’).
- (b) There shall be paid in respect of every license such amount as may be fixed by resolution of the Assembly.
- (c) Every license issued under these bye-laws shall expire on the 31st December of the year in which it is issued.

2. Provision of Kitchen etc.

Every eating house shall be provided with:

- (a) A separate room which shall be used solely as a public eating-room; and
- (b) A separate kitchen which shall be used solely for cooking and for the preparation of food and liquid refreshments used in the eating-houses.

3. Requirements as to public eating rooms

- (a) Every room used as a public eating room in any eating house shall not be less than 15feet long and less than 12feet wide and no part of any such room shall be less than 10feet high.
- (b) The floor of every public eating room shall be of concrete or other impervious materials and the walls shall be capable of being washed.
- (c) Every public eating room shall be provided with adequate lighting and ventilation.
- (d) No living or sleeping room shall open directly into a public eating room
- (e) Every public eating room shall be provided with shelves or cupboards for the storage of plates and other utensils, and suitable tables and chairs or benches shall be provided.

4. Requirements as to Kitchen

- (a) Every kitchen in an eating room shall be of a type approved by the District Environmental Health Officer and in every such kitchen, suitable fly-proof storage for foodstuffs shall be provided, together with one or more tables for the preparations of food.
- (b) Every kitchen shall be provided with adequate covered receptacle for the disposal of refuse.

5. Washing of Plates, etc

Every eating house shall be provided with suitable places for the washing of plates or utensils.

6. Infected person

- (a) No proprietor of an eating house or persons in charge of such eating house shall allow any person suffering from an infectious or contagious disease to take part in the preparation or serving of foods in the eating house.
- (b) Any person(s) in charge of handling food and drink shall undergo periodic Medical Examination of fitness.
- (c) No animal or fowls likely to course a nuisance shall be kept in the compound of any eating house.

- (d) No person shall obstruct or resist any officer or other person appointed by the Assembly who is acting or purporting to act in the performance of any duties relating to any of the provision of these bye-laws.

7. Withdrawal of License

The Assembly may withdraw any license issued under these bye-laws if any alteration is made to any premises licensed there under after the license has been granted without the approval of the Assembly, or if the licensee is convicted for contravention of any of the provision of these Bye-laws.

8. Offence

Any person who contravenes any provision of these bye-laws commits an offence and liable on summary conviction to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or a term of imprisonment not less than six (6) months.

9. Interpretation

In this Bye-law unless the context otherwise 'eating house' means any premises where food is prepared or cooked or liquid refreshment is provided for sale to the public for consumption therein.

Section 14 - Control of Mills Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). These Bye-Laws are hereby made:

1. Person to Obtain License

No person shall keep a mill within the area of authority of the Sekyere South District Assembly (hereinafter referred to as the 'Assembly') unless he/she obtains a license issued by the Assembly for that purpose.

2. Fees

A license issued by the Assembly shall expire on the 31st December of the year in which it is issued by it.

3. Infectious Diseases

No owner or person in charge of a mill shall allow any person suffering from any infectious or contagious diseases to enter any premises of a mill.

4. Structure not to be used as dwelling house

No person shall use a building erected for a mill as a dwelling house.

5. Cleanliness

The owner or person in charge of a mill shall keep the premises in clean condition, and shall brush, sweep or otherwise clean away all dirt and rubbish there from the mill at the end of the day's work.

6. Hours of operation 6.00am to 6.00pm

Any mill for which a license has been issued under this Bye-law shall operate between the hours of 6.00am and 6.00pm on each day of operation.

7. Obstruction

No person shall obstruct or resist any officer or other person authorized by the Assembly acting or purporting to act in the performance of his duties relating to any of this bye-law.

8. Offence

(a) Any person who contravenes any provision of this Bye-law shall be liable on conviction to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or to imprisonment for a term not less than six (6) months.

(b) The Assembly may withdraw the license of any person who makes any alteration to any building license under these Bye-laws without the approval of the Assembly.

9. Interpretation

In this Bye-law unless the context otherwise requires – ‘mills’ means any building fitted with machinery for the purpose of grinding corn, millet, cassava palm nuts, or where flour is mixed.

Section 15 - Herbalists Bye-law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). This Bye-Law are hereby made:

1. License

No herbalist shall practice within the area of authority of the Sekyere South District Assembly (hereinafter referred to as the ‘Assembly’) unless;

(a) He first registers with the Ghana Psychic and Traditional Healers Association or such other Traditional Healers Association recognized by the Assembly; and

(b) He/she obtains a license from the Assembly.

2. Endorsement of Application

Application for a license by an herbalist practicing within the area of the Authority of the Assembly shall be endorsed by the Chairman or Secretary of the Local Traditional Healers Association.

3. Inspection

Any person duly authorized by the Assembly shall request any holder of a license to produce such license for inspection.

4. Renewal

A license issued under these bye-laws shall expire on the 31st of December of the year in which it is issued.

5. Fees

The fee payable to the Assembly in respect of any license issued under these bye-laws shall be determined by resolution of the Assembly.

6. Offence

Any person who contravenes any provision of this Bye-law shall be guilty of an offence and shall summary on conviction be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or to a term of imprisonment not less than six (6) months; and in the case of a continuing offence to a further fine not exceeding GH¢100.00 for each day that the offence continues, after written notice has been served on the offender.

7. Interpretation

In this Bye-law unless the context otherwise requires – ‘herbalist’ means a person who holds himself out as practicing therapeutics with herbs

Section 16 - Lorry Parks Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). This Bye-Law are hereby made:

1. Provision of Lorry Parks

No driver of a motor vehicle plying for public hire or fare shall, in the public of any town within the area of authority of the Sekyere South District Assembly (hereinafter referred to as the ‘Assembly’) between 6.00am and 6.00pm, load passengers or goods except of the place provided for the purpose by the Assembly.

Nothing in this bye-law shall prevent:

- (a) The loading or unloading of passengers or goods to or from any private store, dwelling house, shops or other premises within the town;
- (b) The loading or unloading of passengers or goods at any place within such town in the event of an accident or bonafide breakdown of the vehicle.

2. Lorry Park Fees

- (a) There shall be payable for the use of the lorry park in respect of each motor vehicle a fee fixed by resolution of the Assembly.
- (b) Every driver of a motor vehicle shall each day, on entering the lorry park, pay the fee to the person appointed by the Assembly to be in charge of the lorry park (hereinafter called the ‘attendant’) and shall produce the ticket to the attendant and any driver failing to produce such ticket shall be deemed to be that the vehicle is first entering the lorry park.

3. Mode of Entering a Park

Every driver of a motor park shall:

- (a) Enter the lorry park by the opening entrance and leave by the opening exit;
- (b) Park his motor vehicle in the lorry park in such space as may be indicated to him by the attendant;
- (c) Secure his motor vehicle from movement by keeping the hand brake on or adopting any other effective means; and

- (d) Refrain from unnecessarily sounding the horn or other warning instruments.

4. Nuisance

No person shall cause nuisance in the lorry park.

5. Petrol Filling Stations not to be used as lorry parks

- (a) No person shall use petrol station as lorry park except for purposes of refueling;
- (b) The Assembly may revoke the license of any petrol dealer who allows his petrol filling station to be used as Lorry Park.

6. Bookmen

- (a) Any person or groups who wish to operate at any of the Assembly approved lorry parks shall obtained a license from the Assembly to do so.
- (b) The cost of the license shall be a fee fixed by resolution of the Assembly subject to the good conduct and good performance of the particular bookman.
- (c) The Assembly may revoke the license of any bookman for act prejudicial to good discipline and operation of any of its lorry parks.

7. Commercial Drivers Registration

A commercial driver operating in the Assembly shall register with the Assembly and pay the approved fee before operating.

8. Prohibition of Hawking in Lorry Parks

No person shall carry on any hawking, trade or business within any lorry park or on the foot way or road ways immediately bound the park other than the trade or business of vendors of petrol or oil at such sites in the parks as may from time to time be allocated for such purposes by the Assembly and also sales by registered stall holders in the bread and hot meal stalls.

9. No person to sell alcoholic in the Lorry Park

No person shall sell akpeteshie or any intoxicating liquor in the lorry park.

10. No Person shall off load a vehicle on a street or lane

- (a) Any person who brings food stuffs or animals to the market to sell shall not park the vehicle, for the purpose of loading on the lanes or streets adjacent to the park.
- (b) Food stuffs or livestock on loaded at a lorry park shall be conveyed to the appropriate markets by their owners within two hours.

11. Offence

- (a) Any person who contravenes the provisions of paragraph (2) and (4) of this bye-law shall pay on the spot fine of GH¢100.00 to the Assembly or failing to comply with that shall be guilty of an offence and shall be liable on summary conviction to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or in default to imprisonment for a term not less than six (6) months or both.

- (b) Except otherwise provided in these Bye-Laws any person who contravenes any of these bye-laws shall be guilty of an offence and shall be liable on summary conviction to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or in default to imprisonment for a period not less than six (6) months.

Section 17 - Cemetery Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). These Bye-Laws are hereby made:

1. Control of Cemetery

The Sekyere South District (hereinafter referred to as the ‘Assembly) shall for the purpose of and subject to this bye-laws have the control and management of cemeteries within the area of authority of the Assembly.

2. Plan for Cemetery

The Assembly shall cause a plan of each Assembly Cemetery to be prepared by a licensed Surveyor, in which the position of all grave spaces and pathways shall be delineated and plotted and this plan shall be kept in the office of the sexton-in-charge of the cemetery.

3. Free Infant Burial

In each Assembly cemetery, part may be set aside for infant burials and a part may likewise be set aside for free burials.

4. Grace Space

In every Assembly cemetery, grave shall be 8feet by 4feet provided that in that part of the cemetery, which may be reserved for infant burials, each grave shall be a 4feet by 3feet deep.

5. Depth of Grave

No grave in the Assembly cemetery shall be less than 6feet deep.

6. Register of Burials

Each grave space delineated and plotted in the plan provided for in this bye-law shall be numbered and the sexton-in-charge of the Assembly cemetery shall cause a Register of Burials to be kept in the form shown in the second schedule.

7. Adults

Not greater than six grave spaces shall in the Assembly cemetery be granted to any one person or family for the construction of a vault.

8. Head Stones

The foundation of a headstone or other memorial in the cemetery shall not be more than 2feet below the surface of the ground.

9. Crematoria

In each Assembly cemetery, a part may be set apart as crematoria where in the opinion of the Assembly, it is expedient to do so.

10.Restriction

- (a) No burial shall be allowed without a permit issued by the Assembly.
- (b) No burial shall be allowed outside the Assembly’s approved cemetery.
- (c) Notwithstanding provisions of section 9 (a) above where a burial is to be allowed outside the Assembly’s cemetery, permission shall be sought from the District A

11.Free Burial

No free burials shall be allowed without the written authority of the Assembly which shall specify the reasons why free burials were permitted.

12.Time of Burials

No burial shall take place in any Assembly cemetery except between the hours of 8.00am and 12.30pm in the afternoon or between the hours of 1.30pm and 5.00pm in the evening.

10. Fee for Grave Space

A fee for grave space and vaults in the Assembly cemetery shall be payable at the rates fixed by resolution of the Assembly provided that for any portion set aside for free burials no fee shall be charged.

11. Nuisance

- (a) No person shall commit any nuisance in a cemetery.
- (b) Persons/organizations to which portions of the cemetery have been allocated shall be responsible for the sanitation of those portions of the cemetery.

14. Home Burial

No burial shall be allowed to take place in the home.

15.Any person contravening or failing to comply with any of the provisions of this bye-law shall be guilty of an offence and shall be liable on summary conviction to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or in default to a term of imprisonment not less than six (6) months or both.

FIRST SCHEDULE

All towns and village within the area of authority of the Assembly

SECOND SCHEDULE

Register of Burial in Sekyere South District Assembly

Cemetery at.....

Name of person buried (surname first).....

State if stillborn or nameless.....

Date of burial.....
Registry Office.....grave space granted
Date on which grave space was granted.....
Name of grantee.....

Section 18 - Winning of Stone, Gravel and Sand Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936).These Bye-Laws are hereby made:

1. Payment of Fees

- (a) No person or group of persons shall be permitted to excavate stone, gravel, or sand from the area of authority of the Assembly unless he obtains a license from the Sekyere South District Assembly (hereinafter referred to as the ‘Assembly) to do so.
- (b) There shall be payable in respect of the license a fee to be fixed by resolution of the Assembly.
- (c) Any license issued under this paragraph shall be subject to such conditions as the Assembly may determine.
- (d) Every license issued under these Bye-laws shall expire on the 31st December of that year.

2. Offence

- (a) Any person who contravenes paragraph 1 of these Bye-Laws shall be guilty of an offence and shall upon conviction be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or to a term of imprisonment not less than six(6) months or both.
- (b) In addition to any penalty imposed on any person who contravenes any provision of this bye-law the Assembly may withdraw license of any such offender.

Section 19 - Licensing of Bicycles Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936).These Bye-Laws are hereby made:

1. Bicycle Licensing

- (a) Any person who owns a bicycle within the area of authority of the Sekyere South District Assembly (hereinafter referred to as the

‘Assembly’) shall obtain from the Assembly a license in respect of the bicycle.

- (b) Any person who owns a bicycle without a license in the area of authority of the Assembly shall be guilty of an offence and shall, and on conviction be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or to imprisonment to a term not exceeding one (1) month or to both.

2. License Fees

A license fee fixed by resolution of the Assembly shall be payable annually by a bicycle owners in respect of each bicycle used for commercial, trading or hiring purpose.

3. Owners of Bicycles

For the purpose of this bye-laws, any person in whose custody or possession or in whose house or premises a bicycle is found or seen shall unless the contrary is proved be deemed to be the person who owns the bicycle.

4. License to be Produced on Demand

It shall be the duty of any person who has a bicycle license to produce and deliver it for examination to either a Police Officer or an officer of the Assembly who requests for it.

5. Badges

Any person to whom a bicycle license has been issued shall, while the license remains in force, keep on the bicycle a badge of a type approved by the Assembly for use during the year in which the license is issued.

6. Prohibition of use of School Premises for Hiring Bicycles

No bicycle hirer shall use school premises or a place near school premises for the hiring of bicycles while schools are in session, except otherwise provided in these bye-laws.

7. Offence

Any person, who contravenes any provision of this Bye-law, shall be guilty of an offence and shall on summary conviction be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly.

Section 20 - Stray Animals Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). These Bye-Laws are hereby made:

1. Stray Animals etc. to be impounded

Any person authorized by the Sekyere South District Assembly (hereinafter referred to as the ‘Assembly’) shall:

- (a) Seize any animal which he finds in any public place without any person in charge of it; and
 - (b) Impound such animal at a place set aside by the Assembly for that purpose or at a place approved by the Assembly.
- 2. Owner to pay for expenses**
The owner of any impounded animal shall before such animal is released to him/her pay to the Assembly;
- (a) Such penalty as may be fixed by resolution of the Assembly; and
 - (b) Any expenses incurred by the Assembly for the maintenance of such animal.
- 3. Assembly to auction unclaimed animal**
- (a) The Assembly may sell by public auction any impounded animal if the owner thereof fails to pay the penalty specified in paragraph 2 of these bye-laws, within ten (10) days of such impoundment.
 - (b) Proceeds of the auction sale shall be paid into the account of the Assembly.
- 4. Notice to be given to owner**
- (a) The Assembly shall before auctioning any stray animal give six (6) days' notice of the sale to the owner of such animal.
 - (b) Where the owner is not known the notice shall be placed in a conspicuous place in the town or village where the animal was found
- 5. Owner to pay for damage**
- (a) Where damage is done by the impounded animal to the crops or other property of another person, the owner of such impounded animal shall pay for such damage.
 - (b) For any impounded cattle, the owner shall be made to pay a fee of GH¢300.00 and cost of transportation.
- 6. Interpretation**
In this Bye-Law unless the context otherwise requires “animals’ means cow, horse, sheep, goat, dog or pig.

Section 21 - Firewood Dealers Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). These Bye-Laws are hereby made:

1. Licensing of Firewood Dealers

- (a) No person shall deal in firewood unless he obtains a license from the Assembly to do so.
- (b) Any license issued under these bye-laws shall be granted subject to such conditions as the Assembly may determine.

(c) A license issued under these bye-laws shall expire on the 31st December of the year in which it is issued

2. Fees

The Assembly may charge such fee as it may by resolution determine in respect of any license issued by it under these Bye-Laws

3. Offence

Any person who deals in firewood without a license commits an offence and is liable on summary conviction to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or to a term of imprisonment not less than three (3) months or to both.

4. Interpretation

In this Bye-Law unless the context otherwise requires – ‘firewood dealers’ means any person who sells firewood.

Section 22 - Sale of Intoxicating Liquor Bye-Law, 2020

In exercise of the powers conferred on the Sekyere South District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) we hereby make this Bye-Law:

License

1. (1) A person shall not distill or sell any intoxicating liquor either as a wholesaler or retailer in any part of the District without a license issued by the Assembly for that purpose.
- (2) The Assembly shall issue separate licenses for distillation and retailing of intoxicating liquor.
- (3) Hotels, restaurants, bars and food joints that sell intoxicating liquor shall apply for a license before selling intoxicating liquor at their premises.
- (4) The Assembly shall fix the fees payable for the license so issued and such a license shall expire on the 31st December of the year in which the license was issued.
- (5) The Assembly shall grant a license after the environmental department thereof and the Police have conducted a survey certifying the suitability of the premises for either the distillation or sale of the intoxicating liquor.

Application to be in writing

2. (1) An applicant for a license under this Bye-law shall submit an application in writing to the Assembly which shall contain the name, the address, the place and type of liquor the applicant intends to sell or is selling.
- (2) If the report of the Environmental health department and other relevant departments and agencies certify a place as suitable for the distillation and or sale of intoxicating liquor, the Assembly shall allow the issuance of the license.
- (3) In issuing the license, the distillers or retailers shall submit themselves and their workers for medical examinations conducted by the Medical Officer of the Assembly or other designated health facility, approved by the Assembly, who

shall issue a health certificate of all persons who shall work in the distillery or sell at a hotel, restaurant, bars and food joints as fit and proper persons with no health problems which may have an adverse effect on the people they serve.

(4) The Assembly shall not issue a license to a distiller or seller who operates with children under 18 years of age.

(5) Where a person issued with a license operates with children under 18 years, the license shall be revoked and shall only be restored after the Assembly has satisfied itself that the breach shall not continue.

Condition and Duration of License

3. A license issued under this law-:

(a) Shall be consistent with the provision of the Liquor Licensing Act of 1970,

(b) shall expire on the 31st December, of the year in which it is issued.

Fees

4. The Assembly shall by a resolution fix the fees payable for the issuance of the license.

Powers of Collection of Fees

5. (1) An officer of the revenue department duly authorized by the Assembly shall, at all reasonable times, take steps to recover the approved fees.

(2) Where a party operates without the requisite license, a penalty to be fixed by the Assembly, shall be levied on the person in addition to the payment of the approved fees.

Revocation of License

6. The Assembly may revoke any such license where the proprietor or any person acting in that capacity:

(a) Has refused to pay the approved fees;

(b) Is acting in a manner repugnant to the Assembly's interest;

(c) Is acting in a way injurious to public interest; or

(d) Does not use the place for the purpose for which it was originally intended.

7. A person shall not obstruct or otherwise interfere with any officer of the Assembly or other persons authorized by the Assembly in the performance of any duties assigned to them under this Bye-laws.

Offence and Penalty

8. A person who distils or sells liquor without the requisite license contravenes section 1 of this Bye-Law and commits an offence and shall, on summary conviction, pay a fine of not less than 100 penalty units and not more than 250 penalty units payable to the Assembly or in default to a term of imprisonment not exceeding 3 months or both.

Inspection

9. (1) An officer from the Health department of the Assembly may enter upon the premises of the distiller or seller of liquor for purposes of inspecting the premises used for distilling or selling of the intoxicating liquor in respect of;

a) Whether the licensee is complying with the terms of the license,

b) Random test of samples of the intoxicating liquor for analysis.

Prohibition

10. (1) A licensee shall not allow any person who has not attained 18 years to distill, buy or sell intoxicating liquor at the premises of the licensee.
- (2) The licensee shall demand a proof of age and identity where there is doubt as to the age any person working in a distillery or a place of sale of any liquor.
- (3) A licensee shall not sell intoxicating liquor to a drunken person and shall ensure that the premises are not used for any disorderly activities.
- (4) A licensee who contravenes any of the provisions of these bye-laws commits an offence and is liable on conviction to a fine of not less than 100 penalty units and not more than 250 penalty units payable to the Assembly and in default to a term of imprisonment not exceeding three months or both.
- (5) Where the default continues, the license shall be revoked by the Assembly.

Interpretation

11. In this Bye- law unless the context otherwise declares, “liquor” means any distilled alcoholic drink or any liquor produced by boiling/fermenting of food substance for example from malt, millet, sugar and sugar cane,
“Assembly” means Sekyere South District Assembly.

Title

This Bye-law may be cited as Sekyere South District Assembly (Sale of Intoxicating Liquor) Bye-Law, 2020.

Revocation

12. All existing Bye-laws on sale of intoxicating liquor are hereby revoked.

Section 23 - Maintenance of Premises Bye-law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). This Bye-Law are hereby made:

1. White washing and painting of premises

A household or an owner or occupier of premises within the area of administration of the Assembly shall keep the house clean, white washed and painted on regular basis once in five (5) years.

2. Application of building regulation

Where the owner, occupier or landlord fails to comply with sub-paragraph (1) the Assembly shall undertake the painting and charge the owner, occupier or landlord with the expenses incurred in undertaking the painting as a debt.

3. Inspection by authorized officers

An officer of the Assembly duly authorized may inspect the state of maintenance of any premises within the area of administration of the Assembly.

4. Powers of Assembly

The Assembly may direct any household, owner or occupier of premises to white-wash, paint or put the premises in a state of cleanliness within a prescribed period as it may be determine.

5. Appeal

- (a) A prescribed period specified by the Assembly may be extended upon an appeal by the household, owner or occupier of the premises in reasonable circumstances.
- (b) After the expiration of the prescribed period which had been extended on appeal as specified in paragraph 5, a person who refuses to comply with the request to white wash, paint or put the premises in a state of cleanliness commits an offence.

6. Offence

A house owner or occupier of premises who refuses to repair premises which is in a state of disrepair, dilapidation, collapse or threat to life and property after reasonable warning or notice by the Assembly shall be deemed to have contravened this bye-law.

7. Abandoned Premises

Where premises is abandoned or is in a total state of disrepair, dilapidated or collapse and poses a threat to life and property, the Assembly shall serve notice to the owner or occupier of the premises to demolish the premises within a period of eight (8) days.

8. Demolishing of premises eight (8) days' notice

The Assembly shall demolish the premises and charge the household, owner or occupier of premises for labor after the expiration of the period of eight (8) days' notice.

9. Uncompleted dangerous property

- (a) The Assembly shall serve notice to the owner of an uncompleted house which poses a threat to life and property to either complete or demolish the uncompleted premises within a specified period of time.
- (b) Where the owner of the uncompleted (house) premises fails either to demolish or complete it, the Assembly shall with or without further notice demolish the uncompleted house and surcharged its owner for the cost of labor

10. Penalty

A person who contravenes any of this by-law commits an offence and is liable on summary conviction to a fine not less than 100 penalty units or in default to a term of imprisonment for a period not less thansix (6) months or to both.

Section 24 - Beating Gong-gong and Communal Labor Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). This Bye-Law are hereby made:

1. Organization of Communal Labor

- (a) The Assembly or any Town/Areal Council/Unit Committee, (hereinafter referred to as the 'Organization Authority') may from time to time organize communal labor in any town or village or electoral area within the area of authority of the Assembly as the Assembly or organizing authority deems necessary.
- (b) Organize any work or service exacted in cases of emergency, calamity, war, fire, flood, epidemic, famine, and invasion by animals or vegetable pests or during an emergency of any kind, the threat of which the community considers imminent.
- (c) Organize any direct labor in the interest of the community in the construction of school blocks, clearing of markets places and paths, digging of wells, pit latrines, clinics, community centers or any project that is to the benefit of the community.

2. Notice of Communal Labor

- (a) The Assembly or Organizing Authority shall give notice to the residents of the relevant town and village or electoral area to attend any communal gathering or to attend communal labor by beating the gong-gong where radio or mobile van fitted with public address systems or means of communication is not used.
- (b) The notice shall include the date, the time and the place where the communal labor meeting is to be organized or held and the nature of the communal labor or meeting to be undertaken.
- (c) Whoever assault, or insults or obstruct or incites others against the organizing authority shall be guilty of an offence and shall on summary conviction be liable to a fine not less than 100 penalty units or to undertake one (1) week community service and 50% of the fine thereof shall be made payable to the Sekyere South District Assembly.

3. Town Crier

- (a) The gong-gong shall be beaten by the town crier or any person appointed to do so by the Chief or Odikro or such authority for the time being exercising the powers of the Chief or Odikro.
- (b) No Assembly Member, Chairperson of Town/Area or Unit Committee Member shall order the beating of the gong-gong without authority of the recognized traditional head in any town or village. Where no such authority exists, the Assembly may authorize anybody to beat the gong-gong in such town or village.

4. Refusal to answer to the gong-gong

- (a) It shall be an offence to refuse to answer to the gong-gong duly authorized by the organizing authority with the consent of the traditional head.
- (b) Whoever assaults, insult, obstructs or seizes the gong-gong from the crier or incites others against the town crier or prevents him in any way from beating the gong-gong when he is duly authorized to do so shall be guilty of an offense and shall be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or community service for one week or both.
- (c) Where in the relevant town/village/community the traditional authority stands in the way of the organizing authority in the beating of the gong-gong, the organizing authority may appeal to the Assembly for a written permission enabling that organizing authority to be responsible for the custody and the beating of the gong-gong in that community.

5. Persons to attend communal labor

- (a) All able-bodied persons of or above 18 years and below 60 years in the relevant town or village or electoral area shall take part in any communal labor organized under the paragraph 2 of these bye-laws.
- (b) The Assembly or organizing authority may exempt any person from taking part in any communal labor organized by it if it is satisfied that:
 - (e) The person is sick;
 - (f) The person is required to appear before a court or assist the police in any investigation;
 - (g) The person is attending the funeral of his relative or;
 - (h) Such circumstances exist in relation to the person as to make it unreasonable to him to take part in the communal labor.

6. Contribution in lieu of communal labor

- (a) Any person who by the nature of his/her work or business cannot attend communal labor shall pay to the coffers of the relevant town or village or electoral area or unit committee, a contribution in lieu of communal labor, an amount fixed by resolution of the Assembly.
- (b) Failure to pay the amount shall constitute a refusal to take part in communal labor.
- (c) Any person who contravenes these bye-laws commits an offense and shall on summary conviction be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or community service for one week or both and 50% of the fine should be made payable to the relevant town or village.
- (d) Any person who without lawful justification or excuse, the proof of which shall be on him, incites any person to refuse to take part in any communal labor organized under this bye-law, commits an offence and shall be liable on summary conviction to a fine not less than 100 penalty units or

community service for one week or both and 50% of the fine shall be made payable to the Sekyere South District Assembly.

- (e) Subject to section (1) and paragraph 9 of this bye-la the court may in addition to the punishment imposed on any person, sentence the person to undertake communal or productive labor of such nature and for such period as the Court may determine.

Section 25 - Control of Bush Fire Bye – Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). These Bye-Laws are hereby made:

PROHIBITION OF BUSH FIRES:

1. Except otherwise provided under this law, it is unlawful for any person or group of persons to start or set a bush of any kind on fire without formally informing the fire volunteers.
2. It is also an offence for any person or group of persons to clear a land for farming after the said land have been burnt by someone or group of persons without formally informing the fire volunteers.
3. Tapping of Palmwine with fire during the period from November 1st to April 30th is forbidden.
4. Collecting of wild honey, hunting of rats, grass-cutters, etc., in the bush with fire as well as group hunting known as “flota”, is prohibited from the period of November 1st to March 30th with local guns and nocturnal hunting is also banned during the said period.
5. It is an offence for any person or a group of persons to take naked fire, matches, lighter or faggot to the bush during the harmattan season (November 1st to April, 1st).
6. Smoking of cigarette and cooking of food in the bush is also banned during the said period.
7. Akpeteshie distillers are as a matter of urgency requested to consult the unit, zonal, or the fire volunteers before operating during the said period. Anyone who fails to comply with these directives commits an offence.

Offenders under this section shall be fined 100 penalty units or more.

8. Much as charcoal burning cannot be ceased during such period from November 1st to April 30th, charcoal burners must however consult the unit, zonal or fire volunteers for advice before engaging in their trade.
9. Culprits are liable to a fine of not less than 100 penalty units or more.

Meaning of starting a bushfire:

10. For the purpose of this law, a person starts a bushfire if any action of his results in the uncontrolled burning of any farm, forest or grassland.

Fire belt to be created:

11. Any farmer who by way of necessity wishes to set fire in his farm, shall first create a belt of at least six feet wide around the farm and he shall also engage the services of farm attendants or the services of fire volunteers to control the fire.

Prevention of fire originating from the roadside:

12. Any organization responsible for the clearing and weeding of any roadside shall ensure that the roadside is kept free of all bushfire hazards.
 - (b) Where any damage is caused by a fire set by an employee of any organization he shall be held responsible for the damage.

13. Control of bush fire

Any person who starts a fire permitted by this law shall control the spread of the fire. A fee of GH¢30.00 has been approved for collection by the volunteers for their services in assisting in the burning of any piece of farm land measuring $\frac{1}{2}$ to 1 acre. Any additional acreage will attract a fee of GH¢20.00 per acre as assistance fee.

14. Duty to report bushfires:

Any person who –

Fails to report a person known to him to have started or caused bushfire, to a person or body specified in subparagraph (i) to (v) of paragraph (b) of this subsection; or Being aware of the occurrence of a bushfire, with good cause, but fails to report such occurrence to;

- (a) A member of the town, zonal or unit Fire Volunteer Squad;
- (b) A member of the bushfire control Sub-Committee;
- (c) Assembly person,
- (d) A Police Officer,
- (e) The traditional authority in the area of the bush fire, commits an offence.
- (f) Any person who fails to accompany fire volunteers to the bush during a fire outbreak when an announcement is given to that effect commits an offence. Offence under this section attracts a fine of 100 penalty units or more payable to the Sekyere South District Assembly.

15. Establishment of Town, Area or Unit fire Volunteer Squad:

There shall be the establishment in every Town, Area or Unit a Fire Volunteer Squad.

16. Penalty:

Any person who negligently or deliberately causes fire outbreak shall be liable on conviction to a fine of not less than 100 Penalty Units payable to the Sekyere South District Assembly or in default, to a term of imprisonment not exceeding Six(6) Months or Both.

Section 26 - Assembly Abatement of Noise Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). This Bye-Law is hereby made:

1. Place for sale of records

No place shall be used for the sale of musical records or other recorded music unless the place has been inspected, approved and licensed by the Assembly.

2. License

- (a) An application for a license under these Bye-laws shall be made in writing to the Assembly.
- (b) A license may be issued subject to such condition as the Assembly may prescribe.
- (c) A license shall be annual license and shall take effect from the day on which it is issued and shall expire on the 31st day of December of the year in which it was issued.

3. Withdrawal of license

The Assembly may withdraw a license issued under these Bye-laws where the owner of the premises;

- (a) after the issue of the license makes an unauthorized alteration to any sound-proofed structure; or
- (b) is convicted of any offence under this Bye-law.

4. Facilities for listening

In any premises used for the sale of musical records or other recorded music, there shall be provided for listening a separate and proofed room equipped with such instruments and gadgets as to eliminate any loud noise or nuisance to the public.

5. Music played for advertisement

No person shall play or cause to be played records music in public for the purpose of advertisement in such a manner as to cause disttownce or nuisance to the public.

6. Music in night clubs, etc.

- a) No proprietor of night club, restaurant, drinking bar or other place of refreshment shall play any music to be played at the place so loudly as to cause disttownce or nuisance to residents in the area.
- b) Where recorded music is provided in a night club, restaurant, drinking bar, hotel or other place of refreshment or entertainment, the music shall be so provided as to be heard only within the confines of the place.

7. Religious institution

- a) No person conducting a religious service shall play any music or allow any music to be played at the service so loudly as to cause disttownces or nuisance to residents in an area.
- b) Where music is played in a religious institution, the music shall be so provided as to be heard only within the confines of the institutions.
- c) A person conducting a religious service where music is to be played before 6a.m or after 12p.m shall seek permission from the Assembly in writing except public and statutory holidays.

8. Public preaching at central business area

- a) To forestall persistent overcrowding and conjunctions on the streets, pavements and pedestrian walks in the central business area, towns in the Sekyere South District, public preaching and or playing of religious audio and video CDs with messages of Evangelical in nature or for purposes of propagation of a religion is not permitted at the central business areas of the Assembly without a written permission from the Sekyere South District Assembly.
- b) For the purposes of the provision in the preceding paragraph, the areas constituting the central business area shall be as specified in the schedule of these bye-laws. The Assembly in its discretion determines otherwise.

9. Noise near other premises

- a) No person shall within one hundred meters of a hospital, clinic, maternity house or other place used for the reception or treatment of the sick, or any public library, place of worship, place of public assembly office or public building.
- b) Sound or play upon or blow any musical or noisy instrument;
- c) Make any noise which is a nuisance in any street, open space or other public place.

10. Noise near other premises

- a) No person shall in any street, open space or other public place or in connection with any shop, business premises or other place which adjoins any street, footway, pavement, sidewalk or other public place to which the public are admitted, or
- b) In or upon any other premises operating or causing or permitting or suffering to be operated any wireless, loud speaker, gramophone, amplifier or similar instruments make or cause or permit or suffer to be made any noise which shall be so loud and so continuous or repeated as to cause a nuisance or disttownce to the occupants or in-mates of any premises in the neighborhood.
- c) No person shall within one hundred meters of any shop, dwelling house, office or other premises, Sound or play upon any musical or noisy instrument or sing or blow the horn of any motor vehicle unnecessarily in any street to the annoyance or disttownce of any inmate or occupant thereof.

11. Noisy animals

No person shall keep within any house, building or other premises any animal which shall be or cause a nuisance to residents of other premises in the neighborhood.

12. Noisy hawking or buying of articles

No person shall for the purpose of hawking selling, distributing, or advertising any articles or goods or articles buying or collecting any rags, bones, bottles or so other goods or shout or ring any bell or any other noisy instrument in any street or other public place so as to cause disttownce to inhabitants of the

neighborhood after being requested to desist by any Police Officer or Environmental Health Staff.

13. Information centers

No person shall operate an information Centre without a permit and operational directives from the Assembly

14. Penalty

Any person who contravenes any of these Bye-Laws or any condition attached to a license there under shall be guilty of an offence and liable on conviction to a fine not less than one hundred (100) penalty units or in default to a term of imprisonment not exceeding three (3) months.

Section 27 - Control of Pets Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). This Bye-Law are hereby made:

1. Prohibition of keeping

- a) No person shall keep any kind of dog or bitch unless he applies for and obtain a license from the Assembly to do so.
- b) The Assembly shall before granting a license satisfy itself that the dog has been duly vaccinated against rabbits on the production of a signed Certificate issued by the Veterinary Officer to this effect.
- c) A badge shall be provided to the keeper by the Licensing Officer, this badge shall be kept on the dog at all times whilst the license remains in force
- d) A license issued under these Bye-Laws shall expire on the 31st December, of the year in which it is used.
- e) A license shall be issued on the payment of such fee as may be determined by resolution of the Assembly.

2. Stray dogs

- a) A dog in respect of which a license is granted shall be confined in a house by the owner between the hours of 6.30a.m and 6.30p.m and shall not be allowed to be at large within that period.
- b) It shall be lawful for any Police Officer, Health Officer or any person authorized by the Assembly to seize any stray dog found at large and bring it before a Magistrate who may direct that the dog be returned to its owner or assigned to a suitable person or make such order as he may think fit.

3. Keepers of dogs

Any person in whose custody, charge or possession or on whose premises a dog is found shall, for the purpose of these Bye-Laws, be deemed to be keeper of such dog unless the contrary is proved.

4. Seizure of diseased dog by Assembly officer

An Officer of the Assembly authorized in that behalf may seize any dog which is suffering or which he reasonable believes to be suffering from manger, rabbis or other disease within the meaning of the Disease of Animals Act, 1916 (Act 83).

5. License to be produced on demand

A person who has a dog license in force shall produce it within twenty-four hours on request by an officer of the Assembly in that behalf.

6. Inoculation of dogs

A person who keeps a dog shall have it inoculated once every year against rabbis at the Department of Animal Health and obtains a Certificate to that in respect of the dog.

7. Offence

Any person who contravenes any provision of these Bye-laws commits an offence and shall on conviction by a Court be liable to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or to a term of imprisonment not less than six (6) months.

Section 28 - Gambling Bye-Law, 2020

In exercise of the powers conferred upon the Sekyere South District Assembly by Section 181 of the Local Governance Act of 2016 (Act 936). This Bye-Law are hereby made:

1. Licensing of gambling

- a. No person shall operate gambling unless he/she obtains a license from the Assembly to do so.
- b. A license issued under these bye-laws shall expire on the 31st December of the year in which it is issued.

2. Patronage by persons above 18 years of age

- a. No person below 18 years of age shall be allowed in gambling.
- b. A person below 18 years of age found engaging in gambling shall be asked to produce parent(s).

3. Drinking spots/bars to operate gambling

Operation of gambling shall be restricted to only drinking spots/bars

4. Offence

Any person who contravenes the provisions of this bye-law commits an offence and is liable on conviction to a fine not less than 100 penalty units payable to the Sekyere South District Assembly or to a term of imprisonment of not less than six (6) months or both.

Section 29 - Hotels, Restaurant, and Eating Joints or Chop Bars Bye-Law, 2020.

In exercise of the powers conferred on the Sekyere South District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) we hereby make this Bye-Law:

License

1. (1) A person shall not designate a place as a hotel, motel, guest house, restaurant, eating joints or chop bar, unless the premises has been approved and licensed by the Assembly for that purpose.
 - (2) A license issued under this Bye-law is subject to such conditions as the Assembly shall impose;
 - (3) A license issued shall take effect from the date on which it is granted and shall terminate on the 31st day of December in the year in which the license is issued.
 - (4) Every license granted shall be personal to the licensee only and not transferable.

Provision of separate places for eating, cooking and lavatory

2. (1) A hotel, motel, guest house, restaurant, eating joint or chop bar premises shall provide the following;
 - (a) a separate room used solely as a public eating room
 - (b) a separate kitchen used solely for cooking and for the preparation of food and liquid refreshment for use in the premises aforementioned;
 - (c) a separate lavatory for male and female;
 - (d) A separate changing/cloak room for male and female

Requirement as to public eating room

- (2) A public eating-room in the premises aforementioned shall have the minimum dimensions of not less than five meters long, four meters wide and four meters high. The minimum requirements so stated may change having regard to the circumstances of the case.
 - (3) The floor of every public eating-room shall have a minimum of concrete floor and the wall, capable of being washed or painted.
 - (4) The proprietor of the public eating-room shall provide adequate lighting, ventilation and keep the premises clean at all times.
 - (5) The eating room shall be fly proof.
3. (1) A kitchen in the aforementioned premises shall have a concrete floor, and in every such kitchen there shall be suitable fly-proof storage for foodstuffs, meat, fish and vegetables together with one or more tables for the preparation of food.
 - (2) The licensee shall further provide adequately covered receptacles for storage and the disposal of refuse and maintain the kitchen to ensure cleanliness of the premises.

Washing of plates and others

4. A licensee shall have a suitable arrangement for the washing of plates and utensils. Where the licensee is not using a dish washer, the licensee shall constantly replace the water used for washing.

Infected Person

5. (1) A licensee shall not permit any person suffering from an infectious or contagious disease to take part in the preparation or serving of food or have any connection with the hotel, restaurant, eating-house or chop bar.
(2) To ensure compliance with section 5(1) above, the licensee shall furnish the Assembly with a medical report of the licensees' workers issued by the medical officer of the Assembly or a certified designated health facility in the city certifying that the person is fit to work in any of the places mentioned therein before the issuance of the license to operate as such.

Health Screening

6.
 - i. A licensee or his/her attendants shall be screened by the District medical superintendent in collaboration with the District Environmental Health Officer and issued with Health certificate and declared fit.
 - ii. In pursuance of section 28(6i), no proprietors of a restaurant or eating house or any other shall be engaged in the preparation, serving or selling of food or drink without the medically examined by a medical officer of Health and declared as fit. Health certificate issued in respect of Health screening is renewable every year.

Nuisance

7. The licensee shall not keep livestock on the premises of operation.

Obstruction

8. A person shall not obstruct or resist an Officer of health or any other person appointed by the Assembly and acting in the performance of duties relating to any of the purposes of this Bye-law.

Withdrawal of license

9. (1) The Assembly in its discretion may withdraw a license issued under this Bye-law if;
 - (a) An alteration is made to any premises licensed hereunder without the permission of the Assembly or the necessary planning authority;
 - (b) If the licensee operates contrary to the provisions of this Bye-law;
 - (c) If the licensee is convicted of any of the offences under this Bye-law.
- (2) A licensee whose license is revoked shall apply for a fresh license to operate the premises as such after satisfying all the conditions of the Assembly in respect of operating premises as a hotel, restaurant, food joint or a chop bar.
- (3) A licensee whose license is withdrawn shall pay a penalty fixed by a resolution of the Assembly before a new license is issued.

Appeal

9. (1) A person dissatisfied with the revocation of a license shall within 7 days from the day of the decision appeal to the District Chief Executive (hereinafter referred to as the D.C.E) for a redress.
(2) The D.C.E, on receipt of same, shall constitute a panel of three comprising the Solicitor of the Assembly, the heads of the planning and health departments of the Assembly, who shall hear the appeal and report to the D.C.E. within two weeks, with their recommendations.

(3) The D.C.E. on receipt of the recommendations shall accept, reject or modify the committee's recommendations and notify the appellant in writing of the decision taken by the D.C.E. containing the recommendations.

Offence and Penalty

10. A person found guilty of a breach of any of the provisions of this Bye-law or a license granted hereunder shall be liable on conviction to a fine of not less than 100 penalty units and not more than 250 penalty units payable to the Assembly or in default to imprisonment for a term not exceeding three months or to both.

Interpretation

11. In these Bye-Laws unless the context otherwise requires;

Assembly means Sekyere South District Assembly,

Hotel shall include motel and guest house.

12. A place where food is prepared or cooked or liquid refreshment is provided for sale to the public for consumption on the premises shall be deemed to be a restaurant or eating-house for the purpose of this Bye-law.

Title

13. This Bye-law shall be cited as Sekyere South District Assembly (Hotels, Restaurant, and Eating Joints or Chop Bars) Bye-Law, 2020.

Revocation

14. Any Bye-Law on hotels, restaurants and eating joints or chop bars, existing before the coming into force of this Bye-Law, is hereby revoked.

Section 30 - Push Trucks Bye-Law, 2020

In exercise of the powers conferred on the Sekyere South District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) we hereby make this Bye-Law:

Title

1. This Bye-law may be cited as Sekyere South District Assembly (Push Truck) Bye-law, 2020.

License

2. (1) The owner or person in possession of any vehicle having wheels not propelled by mechanical means in use for commercial purposes in the Assembly shall take out a license for such vehicle.

(2) A license issued under this Bye-Law shall expire on the 31st December, of the year in which it was issued.

Fees

3. The Sekyere South District Assembly shall, by a resolution, fix the fees payable for the issuance of the license.

4. A vehicle issued with a license shall display the same on the vehicle.

Condition of Vehicle

5. Before the issuance of a license, a testing officer of the Assembly or a person directed to do so by the Assembly shall certify that the condition of the vehicle does not endanger the life of persons or property.

Prohibition

6. (1) A person below the age of 18 years shall not push any vehicle within the area of jurisdiction of the Assembly.
- (2) A person driving the vehicle and those helping the driver shall not sit on the vehicle while it is in motion.

Rules of the Road

7. The user of any such vehicle which is subject to this Bye-law shall use the pedestrian walkway and where no pedestrian walkways exist, it shall move in the opposite direction.

Restrain on use of vehicle

8. (1) A vehicle licensed under this Bye-law shall not obstruct and endanger road users.
- (2) A vehicle licensed under this Bye-Law shall not ply on highways.

Enforcement

9. Guards, the Transport and other relevant departments of the Assembly are vested with power to ensure compliance with the provisions of this Bye-law.

Monitoring

10. A monitoring team from the Assembly shall monitor the operations of the push trucks to ensure compliance with these Bye-Laws.

Offence

11. A person who contravenes any of the provisions of these Bye-laws shall be guilty of an offence and shall on conviction be liable to a fine of not less than 100 penalty units and not more than 250 penalty units payable to the Assembly or to a term of imprisonment not exceeding three months.

Application

12. This Bye-law shall apply within the area of authority of the Assembly.

Interpretation

13. In this Bye-law, unless the context otherwise requires,
 - “Assembly” means Sekyere South District Assembly,
 - “Vehicle” means push truck.

Revocation

14. Any Bye-laws on Push Trucks in existence in the area of operation of the Assembly before the coming into force of these Bye-laws are hereby revoked.

Section 31 - Control of Manufacture of Charcoal Bye-Laws, 2020.

In exercise of the powers conferred on the Sekyere South District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) we hereby make this Bye-Law:

Prohibition of Manufacture of Charcoal

1. (1) A person shall not burn for purposes of the manufacture of charcoal in the area of authority of the Assembly unless Assembly grants a license after inspecting the premises designated for the burning.

(2) Since the burning of charcoal is harmful and produces air pollutants which overtime may cause and aggravate respiratory diseases, damage lung tissue, the Environmental Department of the Assembly shall take into consideration these factors in designating a place safe for burning of charcoal.

Licence

2. The Assembly may grant such license subject to such condition as the Assembly may deem fit for the purpose of making the burning environmentally safe, having regard to section 1(2) above.

Fees

3. A license shall be issued after the payment of the requisite fees approved by a resolution of the Assembly and such a license shall expire on the 31st December, of the year in which it is issued.

Collaboration and Monitoring

4. (1) The Assembly shall collaborate with the Environmental Protection Agency on ways to safeguard the environment and inhabitants by allotting special places for purposes of burning charcoal.

(2) The Assembly shall through the Environmental Health Department monitor the activities of the licensees.

(3) The Environmental Health Department shall assess the impact of the operation of the licensees and advise the Assembly on actions to be taken regarding safety of the environment and the inhabitants.

Restriction on the sale of Charcoal

5. (1) A person shall not sell charcoal in the area of authority of the Assembly unless the person obtains a license to do so from the Assembly.

(2) The Assembly shall have a standing committee comprising the Security, the Environmental Health departments and Environmental Protection Agency which shall visit sites of production to ensure compliance with guidelines given in accordance with Section 4 of the bye-law.

Renewal of License

6. The standing committee's recommendations shall indicate whether a license of a charcoal burner should be renewed or not and whether the site is conducive for continued burning of the charcoal.

Offence

7. A person who contravenes any provision of this Bye-law commits an offence and is liable on conviction to a fine of not less than 100 penalty units and not more than 250 penalty units payable to the Assembly or to a term of imprisonment not exceeding three months or both.

Enforcement

8. The Health and Security departments of the Assembly shall enforce the provisions of this Bye-law.

9. Title

This Bye-law may be cited as Kumasi Metropolitan Assembly (Control of Manufacture of Charcoal) Bye-Laws, 2013.

Application

10. This Bye-law shall apply within the area of authority of the Assembly.

Interpretation

11. In this Bye-Law unless the context otherwise requires, “Assembly” means Sekyere South District Assembly.

Revocation

12. Any Bye-law on control of manufacture of charcoal in existence in the area of authority of the Assembly before the coming into force of this Bye-law is hereby revoked.

Section 32 - Control of Economic Trees Bye-Laws, 2020.

In exercise of the powers conferred on the Sekyere South District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) we hereby make this Bye-Law:

Prohibition & Permit

1.(1) A person shall not cut down any economic tree in the District unless the person first obtains a permit in writing to do so from the department of natural resources conservation, forestry, game and wildlife division of the Assembly or with the written permit of the Lands Commission in the case of timber concessions.

(2) An application shall be made in writing to the environmental department of the Assembly and shall state the reason for cutting down such economic tree(s).

Duration and Conditions of grant

2. (1) A permit granted under this Bye-law shall expire immediately that economic tree has been cut.

(2) The permit granted shall include a provision on replanting of an economic tree at the spot where it was cut and supervised by a designated officer from the department of natural resources conservation, forestry, game and wildlife division of the Assembly who shall report the planting of the tree to a committee to be appointed by the Assembly.

Trees to be replanted

3. A person granted a permit under this Bye-law to cut an economic tree shall replant a tree of the same or similar stock within 30 days of cutting the tree and at the spot or in the vicinity where the tree is cut.

Fees

4. The Assembly shall by a resolution fix the fees payable for the issuance of the permit.

Offences

5. A person who contravenes any provision of this Bye-law commits an offence and shall be liable on conviction to a fine of not less than 100 and not more than 250 penalty units payable to the Assembly or to a term of imprisonment not exceeding three months or both.

Interpretations

6. In this Bye-law unless the context otherwise requires;

“Economic tree” means any tree which provides any form of benefit to the District,

“Assembly” means Sekyere South District Assembly.

Title

7. This Bye-law may be cited as Sekyere South District Assembly (Control of Economic Trees) Bye-Laws, 2020.

Applications

8. This Bye-law shall apply within the area of authority of the Sekyere South District Assembly.

Revocation

9. Any Bye-law on control of economic trees in existence within the area of authority of the Assembly immediately before the commencement of this Bye-law is hereby revoked.

Section 33 - Births and Deaths Registration Bye-Laws, 2020

In exercise of the powers conferred on the Sekyere South District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) we hereby make this Bye-Law:

Report of birth and death

1. (a) The birth and deaths registry of the Assembly shall receive notice of births and deaths occurring within the District and record such reports in books provided for the purpose (hereinafter referred to as “Registration”).

(b) The registry shall operate under a Registrar with supporting staff mandated to undertake such registration.

Duties of the Registrar

2. The Registrar shall-

(a) Keep two separate registers to record the details of births or deaths received at the office;

(b) Subject to the directions of the Assembly, the Registrar shall ensure the safe keeping of the registers;

(c) Make the registers available at all required times for inspection by an authorized member of the Assembly or Medical Officer of Health or the Principal Registrar of Births and Deaths or his representative or for search by any member of the public;

(d) Submit returns in such manner and at such times as the Principal Registrar of Births and Deaths shall direct;

(e) Otherwise conform to the requirements of this Bye-law.

Appointment of Registration Assistants

3. (1) The Assembly may appoint such number of Registration Assistants necessary to compliment the work of the Registrar;
- (2) Registration Assistants shall perform the same duties as the Registrar but shall report to the Registrar;
- (3) Registration Assistants shall send to the Registrar, certified extract of all entries in their registers during the previous month;
- (4) The Registrar shall keep under lock and key, registers not in use,
- (5) The Registrar in accordance with section 1(a) above, shall receive reports in writing from the following persons:
 - (a) Birth: by the mother, father or guardian of the child;
 - (b) Death: by the surviving spouse of the deceased or the head or a principal member of the deceased's family or in his absence by the person finding or taking charge of the body.

Fees

6. The person making the report of birth or death shall pay the necessary fee fixed by a resolution of the Assembly and approved by or on behalf of Ministry of Local Government.

Custody of Registers

7. The Registrar shall keep registers in the forms provided for registration of Births/Deaths and Burial respectively under the existing law.

Issuance of Birth or Death Certificate

8. The Registrar and the Registration Assistants shall upon registering any birth or death delivered to the reporter and upon payment of a fee fixed by resolution of the Assembly and approved by or on behalf of the Ministry of Local Government, issue a certificate in accordance with the existing law and or regulations;

Time for Registration

9. A person who has to make a report under this Bye-law shall do so as follows;
 - (a) In respect of death, within fourteen days of the death, and
 - (b) In respect of a birth, within three months of birth.
 - (c) Where a person fails to make the report as stated under section 9 (a) above, the late report shall attract a penalty to be determined by a resolution of the Assembly.

Inspection of Register

10. A person shall on payment of an amount fixed by resolution of the Assembly, inspect an entry in the register or to search the register at any reasonable time.

Copies as evidence

11. A certified copy of a register shall be admissible in any legal proceedings as evidence of the facts recorded therein.

Correction of register

12. (1) A clerical error in a register may, if discovered at the time of making the entry, be corrected. An alteration detected after the entry in the register shall only be altered on the application of the party supplying the information to the Registrar.

(2) No erasure shall be made in any register or certified copy or extract thereof; any such erasure shall render same void.

(3) Without prejudice to section 12(2) above, any correction made shall be in respect of the register and not the certified copy. The person effecting the correction shall draw a line of red ink through the word but shall leave the word readable. Any word to be inserted shall be underlined or written in the margin opposite any correction.

(4) Where it is desired to change the name of a child whose birth and name have been registered, or recorded but the certified copy has not been issued, the Registrar, may, upon written application by the child's parent or guardian made before the issuance of the certified true copy, correct the register accordingly. Where the certified copy has been issued, no change can take place except to make a statutory declaration of change of name in accordance with the law.

Penalty

13. A person who willfully registers or permits registration of a false statement or who willfully destroys or permits the destruction of an entry in a register commits an offence and shall upon conviction be liable to a fine of not less than 100 and not more than 250 penalty units payable to the Assembly or in default to a term of imprisonment not exceeding three months or both.

Interpretation

14. In these Bye-Laws unless the context otherwise requires; "Assembly" means Sekyere South District Assembly.

Title

15. This Bye-law may be cited as Sekyere South District Assembly (Births and Deaths Registration) Bye-Laws, 2020.

Revocation

16. The Births and Deaths Bye-law, of 1995 is hereby repealed.

Application

17. This Bye-law shall apply within the area of authority of the Sekyere South District Assembly.

Section 34 - Billboards or Sign-Boards and Advertising Bye-Laws, 2020.

In exercise of the powers conferred on the Sekyere South District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) we hereby make this Bye-Law:

License

1. (1) A person shall not erect, site or hang a billboard or sign-board or paint a building or any open space for purposes of advertisement within the area of authority of the Assembly unless the person first obtains a license from the Assembly for that purpose.

(2) The prospective applicant must first present an application to the Assembly spelling out the kind of billboard, signboard or the advert to be placed out. The application shall contain a sketch showing the sizes, heights and structural character of the board.

(3) The Assembly shall vet the application by considering among others the location, size and its propriety before issuing a license for the advert after the payment of the appropriate fees fixed by a resolution of the Assembly.

(4) A license issued under this bye-law shall expire on the 31st day of December of the year in which it was granted, but in the case of a banner or a sign-board for an occasion the license shall expire after the period specified for the occasion.

(5) The prospective applicant shall display on the board or advert, the number allotted by the Assembly, failure of which the Assembly shall notify the owner to display the number within three days. If this is not done the advert shall be removed without any further notice to the person who placed it out and the cost of removal surcharged on the owner.

Dilapidated billboards and sign-boards

2. (1) Bill-boards, sign-boards or any advert that have become dilapidated or expired with time shall either be replaced or removed by the owners thereof.

(2) Where the owners of dilapidated or expired bill boards, sign-boards or adverts take no steps to either replace or remove the same, the Assembly may on its own order its removal and thereafter impose a penalty on the defaulting owners.

Designated Locations

3. (1) The Assembly reserves the right to determine the specific location or area suitable for the erection of one or more reflector directional sign-boards.

(2) To avoid a cluster of directional sign-boards in an area the Assembly may make provision for one general directional sign-board to accommodate the lot.

(3) In such a situation the Assembly shall approve of a recognized individual or company with the requisite know-how, after a public invitation, to express interest in undertaking the provision of the general reflector sign-boards based upon a dimension approved by the District Roads in conjunction with the relevant Department of Assembly.

(4) A prospective advertiser shall not choose a site for the erection of a bill or sign-board unless it has been inspected and approved by the department of physical planning of the Assembly.

(5) The Assembly shall, at a fee to be determined by a resolution, provide spaces within the District for posters.

(6) A poster pasted at an unauthorized location shall attract a spot fine of fifty penalty units and the owner of the poster made to remove same failure of which shall attract criminal prosecution.

Erection of boards without authority

4. Where a bill or sign-board is erected without a license from the Assembly, it shall levy the owner as follows-

- a) The payment of the approved fees and a penalty of 50% of the fees payable shall be imposed on the owner thereof if, in the opinion of the Assembly the bill or sign-board is suitably located. The owner of such a sign shall regularize his application to the Assembly within seven days of the owner being notified in writing.
- b) The bill or sign-board shall be removed without notice if, in the opinion of the Assembly, it is wrongly located and surcharge the owner with the cost.
- c) For the purpose of this Bye-law, a house or any open space painted with any product shall constitute an advertisement and the provisions of this Bye-law shall apply to same.

Offences and Penalty

5. Any person who contravenes any provision of this Bye-law commits an offence and shall on conviction be liable to a fine of not less than 100 penalty units and not more than 250 penalty units payable to the Assembly or to a term of imprisonment not exceeding three months or to both.

Prohibition

6. An advert shall not be erected on any electricity pole. An advert placed there shall be removed and the owner surcharged with the cost of removing the advert.

Enforcement and Monitoring

7. (1) the department of physical planning and the District guards shall ensure the compliance and enforcement of the provisions of this Bye-law.

(2) For purposes of section 6(1), the enforcement team has power to remove any signboard or billboard wrongly located.

Title

8. This Bye-law may be cited as Sekyere South District Assembly (Billboards and Sign-Boards) Bye- Laws, 2020.

Interpretation

9. within the meaning of these Bye-laws:

“a bill, sign-board” or ‘an advert’ includes a banner or placard made from cloth, wood or metal for occasions like funeral, procession, religious or secular activity or a house or store or an open space painted for promoting a product and includes a poster; and a “bill or sign-board” is dilapidated if the message contained thereon has expired or has become obliterated or it has fallen into a state of disrepair with parts falling into pieces, “Assembly” means Sekyere South District Assembly.

Application

10. This Bye-law shall apply within the area of authority of the Assembly.

Section 35 - House Owners and Occupiers Bye-Law, 2020

In exercise of the powers conferred on the Sekyere South District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) we hereby make this Bye-Law:

Responsibility

1. (1) Every house owner/occupier shall clear and keep clean all gutters, public or private, in or around their premises.
(2) House owners/occupiers shall fix an electric bulb or security lights on the four outside corners of the premises.

Construction across public way

2. (1) A house owner/occupier shall not construct a gutter, drainage or lay a pipeline across a public way such as road or street except with the prior approval of the District Roads Engineer.
(2) The house owner or occupier before undertaking any such construction envisaged under section 2(1), shall apply to the District Roads Engineer in writing stating the reasons for such activity;
(3) The department on receipt of the application shall proceed to the location to ascertain the facts on the ground and make a determination on the application;
(4) Where the application is granted, the department shall supervise the construction to suit the specifications so given by the department.

Painting

3. House owners/occupiers shall paint the outer portion of the house once every three years.

Undeveloped plots

4. (1) The owner or occupier of an undeveloped plot shall keep it clear of weeds and refuse at all times;
(2) Where the area is not kept tidy and becomes weedy, the Health Officer for the area concerned shall serve a written notice on the land owner or occupier who fails to comply with section 4 (1) to remedy the situation within seven days of the service of the notice.
(3) Where the land owner or occupier fails to remedy the wrong, it shall constitute a breach and the Environmental health officer shall issue a criminal summons against the land owner or the occupier for failing to clear the land of any weed, refuse and or rubbish.

Prohibition

5. (1) A house owner/occupier shall not create a refuse dump in or immediately outside the premises.
(2) A house owner or occupier shall not burn refuse irrespective of the nature of the house.
(3) All house owners/occupiers shall get their cesspit emptied regularly by the Waste Management Department of the Assembly to avoid causing nuisance to the neighborhood.
(4) A house owner or occupier shall not under any circumstances dispose of effluent or other waste materials into gutters.
(5) A house owner or occupier who empties the cesspit tank or other waste materials into a drain shall be liable on conviction to a flat fine of one hundred penalty units.

Drainage

6. (1) House owners or occupiers shall provide proper and adequate system of drainage for the discharge of their waste water to external drainage system;
- (2) Where a house owner or occupier faces a difficulty in effectively discharging waste water, a report of the situation shall be made to the departments of Waste Management, Environment and Works to offer technical advice to resolve the problem;
- (3) Any cost involved in rectifying the situation shall be borne by the house owner or the occupier.
- (4) Disposal of storm water within localities shall be integrated

Offence and Penalty

7. (1) It shall be an offence for a house owner to construct a house without a place of convenience and a bathroom.
- (2) Any person who contravenes any provision of this Bye-Law shall be guilty of an offence and shall be liable on conviction to a fine of not less than 100 penalty units and not more than 250 penalty units payable to the Assembly or in default to a term of imprisonment not exceeding three months or to both.

Title

8. This Bye-law may be cited as Sekyere South District Assembly (House Owners and Occupier) Bye-Law, 2020.

Application

9. This Bye-law shall apply within the area of authority of the Assembly.

Interpretation

10. In this Bye-law unless the context otherwise requires-

“Assembly” means Sekyere South District Assembly,

“Occupier” means any person who acts as a caretaker of any premises or is in occupation of a premises.

“Around premises” means the area or space immediately outside the main outlay of the premises.

Revocation

11. All other (House Owners/Occupiers) Bye-Laws within the area of authority of the Assembly in existence immediately before the passage of this Bye-Law are hereby revoked.

Section 36 - Infectious Disease Bye-Law, 2020

In exercise of the powers conferred on the Sekyere South District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) we hereby make this Bye-Law:

Cleansing and disinfecting premises and articles

1. (1) Where the Assembly is satisfied upon the certification of a Registered Medical Officer of Health or any legally qualified Registered Medical Practitioner that the cleansing and disinfection of any premises or articles would tend to prevent or

check any dangerous or infectious disease, it may undertake to cleanse and or disinfect the said premises or articles;

(2) The Assembly may by a notice in writing served on the owner of the premises or article, direct that it will at his cost do the cleansing and disinfection or destruction unless within 24 hours after the receipt of the notice, he informs the Assembly within the time specified in the Notice that he will take such measures as are specified therein to the satisfaction of the Assembly.

Notification of infectious diseases

2. If a person on whom the Notice is served does not inform the Assembly as required or having informed the Assembly, does not take the steps specified to the satisfaction of the Assembly within the time specified, the Assembly, may cause the premises to be cleansed and disinfected and the articles disinfected or destroyed and later recover the expenses reasonably incurred in so doing from the person on whom the Notice was served.
3. Where the evidence exist that the person on whom the notice is served is unable to foot the cost of the exercise, the person shall inform the Assembly on the service of the notice to enable the Assembly undertake the exercise.
4. The Assembly may serve notice in writing on the owner of any bedding, clothing or other article which has been exposed to infection by any dangerous or infectious disease, requiring the delivering of the articles to an officer of the health department of the Assembly duly authorized within twenty four hours for removal for disinfection or destruction as the case may be.
5. Where the owner fails to comply with this provision, the health officer shall with the help of the security ensure the delivery of the items for removal for disinfection or destruction as the case may be.
6. Without prejudice to section 2 hereof, any person who fails to comply with any of the requirements of any notice served on him within the time specified in such notice shall be guilty of an offence.
7. (1) Where any inmate of any building or structure used for human habitation, not being a hospital is suffering from infectious disease, the head of the family to which the patient belongs or in his absence, any relative or neighbor, shall, as soon as he becomes aware of the fact, send notice thereof to the Medical Officer of Health of the Assembly.
 - (2) Any person who fails to send the requisite notice shall be guilty of an offence under this Bye-law unless he satisfies the court that he is required to send the notice only in the absence of some other person and that he believed and had reasonable grounds for believing that the notice has been duly sent.
 - (3) (a) A Medical Practitioner attending or called in to visit a patient shall as soon as he becomes aware that the patient is suffering from a dangerous or infectious disease, send to the Medical Officer of Health a certificate stating the name of the patient, the nature of his illness and his address.

(b) Any Medical Practitioner who fails to send a certificate as required by this Bye-law shall be guilty of an offence.

Prohibition on occupation involving risk of infection

8. (1) A person who knows that he is suffering from a dangerous or infectious disease shall not engage in or carry on any trade, business or occupation in connection with food or any trade, business or occupation which he cannot engage in or carry on without the risk of spreading such disease.

(2) A person who-

(1) knowing that he is suffering from a dangerous or infectious disease exposes other person to the risk of infections by using any public transport or by his presence or conduct in any street or footpath thereof, public place, place of entertainment or assembly, club, hotel, restaurant, shop or any licensed premises; or

(2) having the care of a person whom he knows to be so suffering cause or permits that person to expose other persons to the risk of infection ; or

(3) gives land, sells, transmits or exposes without previous disinfection, any bedding, clothing or other articles which he knows to have been exposed to infection from any such diseases and which are likely to carry such infectious disease shall be guilty of an offence under these Bye-laws.

Restriction on deposit of infected rubbish

9. No person shall place or deposit or cause or permit to be place or deposited in a dustbin or ash-pit or other receptacle for containing refuse any matter which he knows to have been exposed to infection from a dangerous or infectious disease and which has not been disinfected.

Restriction on laundry facilities for infected articles

10.No person shall send or deliver to any laundry or public wash house, for the purpose of being washed or cleaned, any article or thing which he knows to have been exposed to infection from a disease, unless such articles or things have been disinfected by or to the satisfaction of the Medical Officer of Health.

11.(1) No person shall let or offer to let any house, room or other premises in which a person has to his knowledge been suffering from a dangerous or infectious disease, without having that house, room or other premises and all articles therein liable to retain infection, disinfected to the satisfaction of the Medical Officer of Health or a qualified medical practitioner.

(2) If the occupier of a house ceases to occupy that house in which to his knowledge a person was, within six weeks previously, suffering from an infectious disease and fails to have it and all articles there liable to:

(a) Retain infection disinfected to the satisfaction of the Medical Officer of Health or a qualified Medical Practitioner; or

(b) Fails to give to the owner of the house notice of previous existence of such disease he shall be guilty of an offence under these Bye-laws.

Monitoring and enforcement

12. The health department and its allied departments shall ensure the compliance of this bye-law.

Offence and penalty

13. (1) It shall be an offence to spit, urinate or throw rubbish in public place.
(2) Any person who contravenes any of the provisions of this Bye-law commits an offence and shall on conviction be liable to a fine of not less than 100 penalty units and not more than 250 penalty units payable to the Assembly or in default to a term of imprisonment not exceeding three months or to both.

Title

14. This Bye-law may be cited as Sekyere South District Assembly (Infectious Disease) Bye-Law, 2020.

Application

15. This Bye-law shall apply within the area of authority of the Assembly.

Section 37 - Control of Hawkers Bye-Law, 2020

In exercise of the powers conferred on the Sekyere South District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) we hereby make this Bye-Law:

Hawkers to obtain license

1. (1) A person shall not operate as a hawker unless he obtains, upon application, a license from the Sekyere South District Assembly for that purpose.
(2) The license shall be in such forms as the Assembly determine and shall be issued subject to such conditions deemed fit including but not limited to the following:
(a) A hawker shall not sell, offer or exhibit goods other than those in respect of which the Assembly has granted a license in writing therein.
(b) A hawker shall not erect any stall or any structure in any public place for the purpose of his trade or any business.
(c) A hawker shall not obstruct or impede the free movement of vehicular or pedestrian traffic.
(d) The District Guards shall monitor the hawkers to ensure compliance with the conditions stated above.

Particulars of Application

2. Every application issued under this Bye-law shall be made in writing and shall contain particulars of the goods which the applicant wishes to sell.

Duration of license

3. (1) A license issued under this Bye-law shall expire on the 31st December, of the year in which it is issued.
(2) The payment for a license shall be quarterly ending March, June, September and December.
(3) A license shall be issued on the payment of such fee as may be fixed by resolution of the Assembly.

Hawkers to produce license on demand

4. (1) Every hawker shall produce for inspection a license granted under this Bye-law upon demand being made to him by a person authorized in writing by the Assembly.
(2) Any person who fails or refuses to produce the license without a reason commits an offence.

Cleanliness of food selling sites

5. An occupier of a space or selling site shall be responsible for maintaining the cleanliness of the space or selling site, and he shall at the close of each day thoroughly clean his place or selling site and sweep all rubbish from the space of selling and its surroundings and place the rubbish in dustbins, materials or a location provided for the purpose and thoroughly wash away all stains and marks whether of fat, oil, grease or any other kind.

Prescribed outfit for food handlers

6. No handler of food meant for public consumption shall operate without wearing an outfit prescribed and approved by the Medical Officer of Health of the Assembly and made up as follows:

- a) A white headgear;
- b) A white apron;
- c) A pair of white latex hand gloves;
- d) and any other outfit as the Assembly shall deem necessary.

Food for sale to be raised from the ground

7. No occupier of any space or selling site shall offer for sale any bread, prepared grain food or any other articles of food, unless the articles are placed on a table or support raised at least 0.45 meters from the ground.

Protection of food from dust, flies and other contaminants

8. No article which is likely to be used for human consumption, shall be exposed either to dust or flies and shall be disposed of in such a manner as will satisfy the sanitation rules prescribed by the Assembly

Prohibitions

9. (1) A person of unsound mind, person suffering from vermin or from any contagious or infectious diseases shall be prohibited from hawking;
(2) No occupier of any space or selling site shall place any box, basket or other containers in the pathways or avenues of the market.

Offence and penalty

11. Any person who contravenes any provision of this Bye-law commits an offence and shall on conviction be liable to a fine of not less than 100 and not more than 250 penalty units payable to the Assembly or in default to a term of imprisonment not exceeding three months or in the alternative a spot fine approved by a Resolution of the Assembly.

Interpretation

1. In this Bye-law unless the context otherwise requires-
“Assembly” means Sekyere South District Assembly;

“Hawker” means any person who sells or offers or exposes for sale, goods of any description in a place other than a recognized market or his dwelling house or shop and includes an assistant employed by such person.

Application

13. This Bye-law shall apply within the area of authority of the Assembly.

Title

14. This Bye-law shall be cited as the Sekyere South District Assembly (Control of Hawkers) Bye-law, 2020.

Revocation

15. Any Bye-law on Control of Hawkers in existence within the area of authority of the Assembly before the coming into force of this Bye-law is hereby revoked.

Section 38 - Town Passenger Transport Services Bye-Law, 2020

In exercise of the powers conferred on the Sekyere South District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) we hereby make this Bye-Law:

Permit to operate

1. (1) An entity operating a Town passenger transport services within the Districted shall require a permit to operate any such system.

(2) An existing group of operators legally associated as a Union, Cooperative, Association, Limited Liability Company, Partnership or any new association formed and, currently providing transport services in the Districted shall be eligible to apply and register with the Assembly after satisfying the requisite conditions of the Assembly.

Application forms

2. (1) A prospective applicant shall purchase the requisite application forms from the Assembly and complete same in triplicate and submit it to the transport department of the Assembly for processing.

(2) The applicant shall attach to the application the body’s certificate of registration, tax clearance certificate, a detailed description of all routes to be applied, services to be provided, place of operation describing all facilities available and any other requirements as the Assembly shall from time to time require.

(3) The Assembly shall on receipt of the application with all its attachments, issue a receipt to a representative of the applicant who made the presentation after the payment of the requisite fees approved by a resolution of the Assembly.

Processing of application forms

3. (1) The completed application form shall be processed by the Assembly within one month from the date of receipt of the application,

(2) The processing of the application shall be done by a three member panel comprising the head of transport department of the Assembly, the Solicitor of the Assembly and a representative from the police motor traffic and transport unit of the Ghana Police Service.

- (3) The panel shall in processing the application among others visit the place of operation of the applicant to verify the contents and other statements made in the application;
- (4) The Assembly will assess a valid application based on the adequacy or otherwise of existing services and whether the proposed service is required in the public interest;
- 5) This will be done on the basis of the best evidence available to it, including evidence submitted by the Applicant in support of the permit application and information made available by, local, regional and national transport union representatives where necessary or other relevant interest groups;
- (6) The Assembly may, if necessary, seek information from any public or private body, but without disclosing details of the application that has been made;
- (7) The criteria for deciding whether a route is adequately served will comprise a review of existing service frequency, number of services provided per day/week, duration of daily service provided;
- (8) Evidence of unsatisfied demand, would include transport studies, representations, complaints and any case made by an application.

Operational permit

4. (1) The panel after processing the application shall issue an operational permit to the applicant for the operation of the town transport services under Type 'A' permit for areas within the District and type 'B' permit for areas outside the Assembly's jurisdiction;
- (2) Any such permit granted is valid till 31st December of the year, in which it was issued,
- (3) A successful applicant shall pay a fee fixed by the resolution of the Assembly,
- (4) The panel in refusing an application shall state the grounds upon which the application has been refused and notify the applicant,
- (5) An applicant whose application is refused shall in the case of failing to fulfil a condition complete a fresh application and resubmit the application for consideration.
- (6) In any other case the applicant shall appeal to the District Chief Executive within 21 days after the panel's decision.
- (7) The District Chief Executive shall constitute a three member appeal panel which shall vet the application and give its written recommendation to the District Chief Executive within fourteen days from constituting the panel,
- (8) The Appeal panel shall comprise, a high court judge who shall act as the chair, a senior lawyer of fifteen years and above standing at the bar, and a senior police officer.
- (9) The District Chief Executive on receipt of the appeal decision shall notify the appellants of the Assembly's decision,
- (10) Where the appeal panel refuses the grant of the permit, the applicant shall within 21 days of the decision appeal to the Regional Minister for a review of the decision.
- (11) Where the appeal to the Regional Minister is also refused, the applicant shall proceed to a court of law for redress.

(12) The panel in processing the application shall among others consider a detailed description of the route and time table in respect of the proposed service including pick up and set down points, inspect vehicles to be used including road worthy and insurance certificates and others.

Duration of permit

5. (1) A permit granted under this bye-law shall be valid for one year after which it shall be renewed by the Assembly upon the fulfilment of the terms and conditions stated by the Assembly,

(2) The transport department of the Assembly shall set a task force which shall visit the various routes granted to the transport operator to assess the organization's compliance with the conditions of grant of the operational permit,

(3) An applicant whose renewal is refused by the Assembly shall go through the appeal process existing under this bye-law,

(4) The Assembly in rejecting the renewal of the operational permit shall be guided by whether the service to which the permit relates has been carried out efficiently or not, whether there have been frequent breaches or not and whether the applicant has complied with the conditions attached to the permit and this bye-law.

Complaint Unit

6. (1) The Assembly shall set a compliant unit at the transport department to receive complaint from the general public concerning the operation of a permit holder at a bus terminal and on the routes provided to a permit holder.

(2) Any complaints received relating to operational permits for passenger services, or other matters arising in the context of the town passenger transport services will be investigated by the Assembly with assistance where necessary from other relevant bodies.

(3) All complaints should be forwarded in writing to the Assembly through:

a. Chairman- Transport Commission or

b. Head of Unit- Town Passenger Transport Unit.

(4) Any complaint received shall be investigated by the Assembly to ascertain any factual breach or breaches after which a formal letter containing the complaint shall be forwarded to the permit holder for a response.

(5) Upon receipt of the response, the complaint unit shall give opportunity to the parties to state their case and parties questioned from their evidence. A final decision will only be made after consideration of the relevant factual matters and any submissions of the relevant parties.

(6) The complaint unit shall give its decision fourteen days after hearing the parties and their decision must be written and read to the parties after duly inviting the parties to appear before them.

(7) Where the breach or offence is established against the permit holder, the permit holder shall be given a written warning by the compliant unit and where the breach continues, it shall be a ground for revoking or refusing to renew a permit.

Regulation

7. (1) The Assembly shall regulate the town passenger transport services within its area of jurisdiction.

- (2) Regulation of Town Passenger Transport Services shall consist of the power to:
- a. require that Town Passenger Transport Services for any designated area within their area of authority is operated under a permit,
 - b. define routes, stopping places and terminals within part or the area of jurisdiction,
 - c. invite and evaluate applications for route operating Permits and select from among the applicants,
 - d. award route service contracts,
 - e. award exclusive operating rights for a route, corridor or area to operators,
 - f. restrict or exclude other operators from routes or corridors where route service contracts have been awarded,
 - g. attach conditions to atown passenger transport services permit in accordance with the Procedures,
 - h. define and enforce services and vehicle quality standards in accordance with existing national regulations,
 - i. establish mechanisms for the operations and management of passenger transport services,
 - j. collaborate with any District Assembly for the performance of their respective functions relating to town passenger transport services,
 - k. Generally, promote integration of town passenger transport services.

Offences and penalty

8. (1) A person commits an offence, if that person:

- a) Provides or operates atown passenger transport service without a Permit. The Task Force established under this bye-law shall impound the vehicle subject to the payment of a fine of not less than one hundred and not more than two hundred and fifty penalty units and signing a bond before a judge or magistrate or in addition to a term of imprisonment of two months.
- b) Provides or attempts to provide atown passenger transport service which is not in consonance with the terms and conditions of the permit. These offences shall include but not limited to:
 - (i) operating on a route different from that specified by the Permit, except at the time where there is clear evidence that the route was temporarily inaccessible,
 - (ii) operating beyond the permitted limits of the route,
 - (iii) operating at terminals not authorized under the permit,
 - (iv) stopping to allow passengers to board or alight at places which are not authorized by the Permit, and
 - (v) carrying passengers in excess of the permitted capacity of the vehicle,

Where a person contravenes section 8(1) (b) his vehicle shall be impounded subject to the payment of a fine of 100 penalty units and revocation of the Permit for a period of 14 days or both.

c) provides false information for the purpose of obtaining atown passenger transport service Permit,

Where a person contravenes this provision he shall be liable to the payment of a fine of 100 penalty units payable to the Assembly or a revocation of his permit and debarment from applying for or being granted new permit for a period of up to two (2) years.

d) Operates or attempts to operate or ply a trade at a terminal without authorization from the Assembly in accordance with the approved procedures, amounts to an offence and the offender shall be liable on conviction to the payment of a fine of 100 penalty units.

e) Obstructs the effective functioning of any town passenger transport facility or infrastructure, including terminals, access to terminals, designated parking places, designated stopping places, priority lanes or dedicated running ways for passenger transport vehicles, or

f) Intimidates or unlawfully attempts to persuade any person employed by the Assembly to carry out its functions.

Where a person contravenes section 8 (1) (e) and 8 (1) (f), the offender shall be liable on conviction to the payment of a fine 100 penalty units or to a term of imprisonment not exceeding two months or to both.

1. (1) The provisions in these By-Law shall not inhibit the Assembly in applying penalties under any existing enactment.

(2) A person who contravenes any other provision apart from the offences specified in section 8 of this Bye-Law commits an offence and is liable on summary conviction to a fine of 100 penalty units or to a term of imprisonment of three months.

Revocation

2. Any Bye-law on Town Passenger Transport Services in existence within the area of authority of the Assembly before the coming into force of this Bye-law is hereby revoked.

Interpretation

3. In this Bye-Law, unless the context otherwise requires:

"Assembly" means Sekyere South District Assembly.

Section 39 - Building Bye-Law, 2020

In exercise of the powers conferred on the Sekyere South District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) we hereby make this Bye-Law:

Building permit

1. (1) A person who proposes to develop land into residential or commercial facility or make change to an existing building shall apply to the Assembly for a building permit and shall commence after obtaining a building permit for its development.
- (2) The prospective developer shall purchase a set of application forms and complete same for consideration by the Assembly.

Application

2. (1) An application for a building permit must contain or be accompanied by particulars of the following documentary evidence;
 - a) Evidence of title to the land to be developed,
 - b) The drawings of the building to be developed signed by a certified draftsman or a qualified architect,
- (2) The completed application forms with the annexure shall be submitted to the Assembly after paying the requisite fee fixed by the Assembly.

Inspection of site

3. (1) On receipt of the application form, the physical planning department of the Assembly together with the applicant shall proceed to the site of the proposed development within one week and inspect the area earmarked for the development.
- (2) Where the applicant's building will obstruct the flow of water, drain or sits in a road or part of it, the Assembly shall refuse the grant of the permit and notify the applicant in writing the reason(s) for refusing the application.
- (3) The Assembly shall monitor and ensure that such a person does not develop the proposed site for any dwelling purposes.
- (4) The Assembly, where satisfied that the proposed dwelling will not obstruct access and further satisfies all the conditions laid down under the law, shall grant the building permit to the prospective developer who shall commence building.

Development without a permit

4. (1) This Bye-law applies if building work to which has been carried out without a building permit.
- (2) The Assembly shall upon finding development without a building permit write to the owner, owner's agent or representative to which the building work relates, to stop work and go through the application process before continuing with the development.
- (3) The said applicant shall pay a fine of 100 penalty units and purchase the application forms and follow the procedure spelt out above.
- (4) Where the owner of the property ignores the notice to apply for a building permit before continuing, the Assembly shall issue out a criminal summons before a judge or a magistrate court to compel the owner to procure the building permit.
- (5) Where the building is located at an unauthorized location by virtue of the planning scheme, the Assembly shall proceed to court for authority to demolish

the structure and surcharge the owner of the development for the cost of destruction.

(6) A building permit is required to ensure that the work complies with each relevant requirement of this bye-law and the National Building regulations.

Consideration of factors for the grant

5. (1) For the purposes of granting the building permit the Assembly shall take into consideration the following factors;

(a) There are appropriate provisions for the early warning of fire; and the appropriate means of escape in case of fire;

(b) Waste water discharge from the house;

(c) Cesspit tank placement in the house;

(d) Drainage systems and adequate provision for toilets and baths in the house.

(2) The Assembly shall ensure that the construction of drainage systems shall substantially affect the grant of the building permit.

(3) The Assembly shall ensure that no drainage system constructed by a landlord shall flood and cause nuisance to the neighborhood. Where the drainage floods the area, the land lord shall rectify the situation by directing the waste water to the main drainage system provided in the area concerned.

(4) A household whose waste water passes through the surface of a road shall lay pipes with the advice and supervision of the physical planning department of Assembly to join the main drainage system provided in the area concerned.

Ventilation

6. (1) A building must have adequate ventilation and lighting for people in it.

(2) Section 6 (1) does not apply to a building or space within a building that is used solely for storage or is a garage.

Access

7. The Assembly shall ensure that in granting a building permit, there shall be reasonable provision for people to gain access to and to use the building and its facilities.

Application

1. This Bye-law shall apply within the jurisdiction of the Sekyere South District Assembly.

Title

2. This Bye-law may be cited as the Sekyere South District Assembly (Building) Bye-law, 2020.

Revocation

3. Any Bye-law on Building in existence within the area of authority of the Assembly before the coming into force of this Bye-laws is hereby revoked.

Interpretation

4. In this bye-law, unless the context otherwise requires –

“Assembly” means Sekyere South District Assembly;

“Building” means a permanent or temporary structure with a roof; a part thereof;

“Building permit” means a permit that authorizes work to be carried out for which authority is required;

“Title” means an acceptable documentary proof of ownership which shall include a lease, an allocation note with a site plan, and a devise in a will among others.

Section 40 – (Adeedeta Tricycle) Bye-Law, 2020

In exercise of the powers conferred on the Sekyere South District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) hereby made this Bye-Law:

1. Title

This Bye-law may be cited as Sekyere South District Assembly (Adeedeta Tricycle) Bye-law, 2020.

License

2. (1) the owner or person in possession of any Adeedeta having wheels propelled by mechanical means in the District shall acquire a license for such tricycle.

(2) A license issued under this Bye-Law shall expire on the 31st December, of the year in which it was issued.

Fees

3. The Sekyere South District Assembly shall by a resolution fix the fees payable for the issuance of the license.

4. An Adeedeta issued with a license shall display it on the windscreen.

Condition of Vehicle

5. Before the issuance of a license, a testing officer of the Assembly or a person directed to do so by the Assembly shall certify that the condition of the tricycle does not endanger the life of persons or property.

Prohibition

6. (1) A person below the age of 18 years shall not ride any Adeedeta within the area of jurisdiction of the Assembly.

(2) No person shall sit beside the rider while it is in motion.

Rules of the Road

7. a. The user of any such tricycle which is subject to this Bye-law shall use the main road but not pedestrian walkways or in the middle of the road.

b. The user shall park only at the approved parking lots.

c. The user shall equally observe all road traffic regulations in the country.

Restrain on use of vehicle

8. (1) A tricycle licensed under this Bye-law shall not obstruct and endanger road users.

Enforcement

9. District Guards, the Transport Committee and other relevant departments of the Assembly are vested with power to ensure compliance with the provisions of this Bye-law.

Monitoring

10. A monitoring team from the Assembly shall monitor the operations of the tricycles to ensure compliance with these Bye-Laws.

Offence

11. A person who contravenes any of the provisions of these Bye-laws shall be guilty of an offence and shall on conviction be liable to a fine not below 100 penalty units payable to S.S.D.A. or imprisonment for a term not exceeding three months or both.

Application

12. This Bye-law shall apply within the area of authority of the Assembly.

Interpretation

13. In this Bye-law unless the context otherwise requires, S.S.D.A means Sekyere South District Assembly, Adeedeta means a tricycle for the purposes of conveying persons from one point to another.

Revocation

14. Any Bye-laws on Adedeta in the existence in the area of operation of the S.S.D.A before the coming into force of these Bye-laws are hereby revoked.

Made at a meeting of the Sekyere South District Assembly held on the
.....

SIGNED:

*Presiding Member
Director
Sekyere South District Assembly*

SIGNED:

District Coordinating

Approved by the Regional Co-ordinating Council, Ashanti on behalf of the Ministry of Local Government, Decentralization and Rural Development.

SIGNED:

EMELIA AYEBENG BOTCHWAY (MRS)
Regional Co-ordinating Director and Secretary to R. C. C.

2020 BYE-LAWS

OF

SEKYERE SOUTH DISTRICT ASSEMBLY