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ASUOGYAMAN DISTRICT ASSEMBLY (SANITATION) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) these Bye-laws are made this.....day of, 20.....

(1) Dumping of Refuse at Unauthorized Place Prohibited

- i. A person shall not dump refuse at an unauthorized place within the Jurisdiction of the Assembly.
- ii. A person who contravenes these Bye-laws commits an offence and is liable on summary conviction to a fine of Twenty-five penalty units, which fine shall, on payment, be ceded to the Assembly.

(2) Defecating at Unauthorized Place

- i. A person shall not defecate at the banks of rivers and water sources or other unauthorized areas.
- ii. A person who contravenes these Bye-laws commits an offence and is liable on summary conviction to a fine of Twenty-five penalty units, which fine shall, on payment, be ceded to the Assembly.

(3) Washing and Bathing in Public Place

- i. A person shall not wash clothes or take a bath in public except at public bathing and washing places.
- ii. A person who contravenes these Bye-laws is liable on summary conviction to a fine of Ten penalty units, which fine shall, on payment, be ceded to the Assembly.

(4) Washing of Vehicles at source of Drinking Water

- i. A person shall not wash a vehicle at a source of drinking water being a lake, stream or rivulet.
- ii. A person who contravenes these Bye-laws commits an offence and is liable on summary conviction to a fine of Twenty-Five penalty units, which fine shall, on payment, be ceded to the Assembly.

(5) Approved Toilet Facilities

- i. A landlord or a person in charge of a house shall construct toilet facilities approved by the Assembly.
- ii. Domestic waste water shall be contained in a soak-away pit.
- iii. A landlord or a person in charge of a house who contravenes these Bye-laws is liable on summary conviction to a fine of Twenty-Five penalty units for already existing buildings, and Fifty penalty units for new buildings, which fine shall, on payment, be ceded to the Assembly.

(6) Untidy Property

- i. A landlord or landowner or an agent of a landlord or landowner who allows any property to be overgrown with weeds commits an offence and is liable on summary conviction to a fine of Twenty-Five penalty units, which fine shall, on payment, be ceded to the Assembly.

(7) Communal Labour

- i. A person who is 18 years of age or above shall take part in communal labour organized by the Assembly or its authorized agents.
- ii. A person who, without permission absents himself/herself from communal work commits an offence and shall on summary conviction be liable to a fine of Twenty-Five penalty units, which fine shall, on payment, be ceded to the Assembly.

(8) Sale of Food and Alcoholic Beverages

- i. No person shall cook, prepare, bake, handle or sell any food without a health certificate of fitness obtained from the Public Health Department of the Assembly.
- ii. A health certificate of fitness obtained under paragraph 8 (i) shall be renewed annually.
- iii. A person who contravenes these Bye-laws commits an offence and shall be liable on summary conviction to a fine of Twenty-Five penalty units or in default to a term of imprisonment not exceeding three (3) months or to both. Where a person is convicted and sentenced to a fine, the fine paid shall be ceded to the Assembly.

(9) Burial Certificate

- i. A person who buries a dead person without a death certificate and a burial permit commits an offence and shall be liable on summary conviction to a fine of Twenty-Five penalty units, which fine shall, on payment, be ceded to the Assembly.

(10) Littering the Environment

- i. A person who litters the environment commits an offence and is liable on summary conviction to a fine of Twenty-Five penalty units, forty percent (40%) of which fine shall, on payment, be ceded to the Assembly.

(11) Interpretation

In these Bye-laws unless the context otherwise requires: “Assembly” means the Asuogyaman District Assembly; “Agents” means authorized bodies like Unit committee members, traditional chiefs and people who closely work with the Assembly. “Food” means drinks, meat, pastries, beverages or any substance that provides nourishment for a person when consumed.

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (ENVIRONMENTAL SANITATION DAY) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016(Act 936) these Bye-laws are made this.....day of, 20.....

(1) Environmental and Sanitation Day

- i. An able-bodied person shall on an “Environmental Sanitation Day” between the hours of 6.00 a.m. and 10.00 a.m. on a day determined by the Assembly undertake clean-up activities and specific exercises as the Assembly may direct.
- ii. On Environmental and Sanitation day, the Assembly, Area Councils and Unit Committees in all the communities in the District shall undertake cleaning exercises in their environment, public places of convenience and sanitary facilities.
- iii. Barkeepers, Restaurants (Chop Bars) Operators, Market Traders and Shop-keepers shall not operate their businesses and shall undertake cleaning activities using their own resources in their communities during the period stated in 1 (ii) above.

(2) GPRTU, PROTOA and others

- i. The Ghana Private Road Transport Union, Private Road Transport Owners Association and other similar unions or organized bodies shall use their own resources to undertake cleaning activities at lorry parks and stations in their communities.

(3) Office Workers to Participate in Activities

- i. On “Environmental and Sanitation Day”, workers in offices and commercial houses shall undertake clean-up activities in their offices and premises.

(4) Prohibition of Vehicular Movement

- i. There shall be no vehicular movement on “Environmental and Sanitation Day” except for emergencies, urgent errands and Government vehicles serving, humanitarian purposes or provision of essential services in the nature of fire, ambulance and utility services.

(5) Penalty

A person or group of persons who contravenes the provisions of these Bye-laws shall pay such fine of a penalty unit to be determined by the Assembly by resolution, such that the maximum and minimum penalties shall not exceed Twenty-five (25) penalty units and Fifteen (15) penalty units respectively. The fine imposed shall on payment, be ceded to the Assembly.

(6) Interpretation

In these Bye-laws unless the context otherwise requires “Assembly” means the Asuogyaman District Assembly.

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (WASTE WATER, REFUSE DISPOSAL) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016(Act 936) these Bye-laws are made thisday of, 20.....

(1) Duty to Provide Linkage Drain

- i. The owner of a household or occupier of premises shall connect a linkage of waste water after the main storm drain or culvert, except where sewerage is available.
- ii. The linkage drain shall be made of concrete and shall also be covered.

(2) Provision of Waste Bin

- i. A household, an owner or occupier of premises shall provide a waste bin for which the owner shall pay a fee to the Assembly's approved Contractor for the collection of garbage. A person who without lawful justification or excuse, proof of which shall lie on him, refuses or willfully neglects to pay for refuse collection services commits an offence and shall be liable on summary conviction to a fine of Twenty-Five penalty units and in addition pay the said arrears. The fine imposed shall, on payment, be ceded to the Assembly.

(3) Application

- i. These Bye-laws apply to premises such as dwelling houses, industrial or commercial houses, structures or sheds whether or not permanently occupied within the Assembly's area of jurisdiction.

(4) Penalty

- i. A person who contravenes any of the provisions of these Bye-laws commits an offence and shall be liable, on summary conviction, to a fine not exceeding Twenty-Five (25) penalty units, which fine shall, on payment be ceded to the Assembly.

(5) Interpretations

In these Bye-laws unless the context otherwise requires

“Assembly” means the Asuogyaman District Assembly;

“Penalty unit” means penalty units as defined by the court.

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (CEMETERIES) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016(Act 936) these Bye-laws are made thisday of, 20.....

(1) Control of Cemeteries

The Assembly shall have the control and management of all cemeteries within the area of its jurisdiction.

(2) Plan of Cemetery

- i. The Assembly shall cause a plan of each cemetery to be prepared by a licensed surveyor or the District Engineer:
- ii. The plan shall:
 - (a) delineate the position of all grave spaces and pathways;
 - (b) be kept by the Assembly's District Environmental Health Officer
- iii. A copy of the plan shall be kept in the office of the sexton in charge of the cemetery.

(3) Burial of Infants

- i. Each cemetery shall have a separate place for the burial of infants and there shall be no burial without the payment of the prescribed fees except as otherwise authorized.
- ii. Each infant grave space shall be 1.2 meters by 0.9 meters.

(4) Grave Space

- i. Each adult grave space in every cemetery shall be 2.4 meters by 1.2 meters;
- ii. No grave in a cemetery shall be less than 2.4 meters deep;
- iii. Each grave space delineated and plotted in the plan under paragraph 2 of these Bye-laws shall be serially numbered.

(5) Head Stone

1. The foundation of head stone or other memorial in a cemetery shall not extend more than 0.6 meters below the surface of the ground.

(6) Fees

- i. The Assembly shall in accordance with its Fee-Fixing resolution, stipulate fees payable for graves, grave spaces and vaults.
- ii. There shall be no free burial without the authority of the Assembly.
- iii. The authority given under paragraph 6 (ii) shall be evidenced in writing and the reasons for free burial shall be stated therein.

(7) Burial Application

- i. The Assembly shall issue a burial permit before burial is done
- ii. No burial shall be allowed without a permit and a death certificate issued by the Assembly;
- iii. An application for a grave space for the burial of a dead person in a stool cemetery or royal mausoleum shall also be made to the Assembly;
- iv. An application in respect of (iii) above shall be accompanied with the written consent of a Head of Stool or Head of a Royal Family;
- v. A grave space shall not be allocated in respect of infants without the consent of the Head of Stool or Head of a Royal Family
- vi. Where there is neither a Head of Stool nor Family as required under 7 (iv) above, the President of the Traditional Council may give the consent.

(8) Burial Hours

- i. Burial shall take place in a public cemetery between the hours of 7am and 6pm
- ii. A burial conducted outside the stipulated hours shall be with the written consent of the Assembly.

(9) Registration of Burials

The sexton in charge of a cemetery shall keep a register of all burials.

(10) Nuisance

A person shall not create any nuisance in a cemetery.

(11) Penalty

Any person who contravenes any of these Bye-laws commits an offence and shall be liable on summary conviction, to a fine of Thirty (30) penalty units, which fine shall, on payment, be ceded to the Assembly.

(12) Interpretation

In these Bye-laws unless the context otherwise requires "Assembly" means the Asuogyaman District Assembly;

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (CONTROL OF SWINE, CATTLE, SHEEP,
 GOAT, GRASSCUTTER AND OTHER DOMESTICATED ANIMALS) BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016, (Act 936), these Bye-laws are made this..... day of....., 20.....

(1) Swine, Cattle, Goats to be kept by Permit.

- i. No person shall keep any Swine, Cattle, Sheep, Goats, Grasscutters and other domesticated rodents within the area of administration of the Assembly without a permit issued by the Assembly for that purpose.

- ii. Notwithstanding paragraph 1 (i) above, a person may keep animals within the area of administration of the Assembly for Domestic, Religious or customary purposes subject to the following conditions that the animals-
 - a. Are kept in pens or kraals which are well maintained.
 - b. Do not constitute a nuisance to neighbors; and
 - c. Are attended to by veterinary officers, and that owners are to ensure that sanitary rules specified by the District Environmental Health Officer are maintained

(2) Number of Goats and Sheep to be kept in a Dwelling House

The number of Goats, Sheep, Grasscutter and other rodents to be kept in any dwelling house shall not exceed twenty. Subject to paragraph 2 above, no person shall keep swine, cattle, etc. in any premises except at designated places as may be approved by the Assembly.

(3) Inspection of Premises

- i. An authorized officer, or agent of the Assembly, may enter at any reasonable time a place where Swine, Cattle, Sheep, Goats, Rodents etc are kept for the purposes of inspection.
- ii. Any animal found in excess of the permitted number may be impounded by the officer or agent under paragraph 4 (i).

(4) Detention of Animals

- i. Any officer or agent of the Assembly may impound any Swine, Cattle, Sheep, Goats etc. found in a public place without any person in charge of it.
- ii. The Assembly shall not be liable for any swine, cattle, sheep, goat etc. that may die after it has been impounded.
- iii. The owner of any impounded goat, sheep etc. may recover it on condition as may be determined by the Assembly.

(5) Penalty

- i. Any person who contravenes any provision of these Bye-laws commits an offence and shall be liable, on summary conviction, to a fine not exceeding Twenty-Five (25) penalty units per animal or in default to a term of imprisonment not exceeding six months or both. The fine imposed shall, on payment, be ceded to the Assembly.

(6) Interpretations

In these Bye-laws unless the context otherwise requires "Assembly" means the Asuogyaman District Assembly; "Rodents" means animals like Mouse, Rat, Squirrel, Marmot or any wild animal which is reared in the house.

.....
HON. JONATHAN HAGAN
Presiding Member

.....
MR. MOSES KOBLA JOSHUA
Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (CONTROL OF POULTRY IN DWELLING HOUSE)
 BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) Limitation on Poultry to be kept in Dwelling Houses

- i. Subject to the provisions of these Bye-laws, the maximum number of poultry that may be kept in a dwelling-house, where poultry is permissible, within the Assembly's Administrative area shall not exceed fifty birds.
- ii. Whenever the sanitary condition of the poultry causes nuisance, the Assembly shall order its closure.

(2) Impounding of Poultry

- i. An officer of the Assembly duly authorized to impound excess poultry may at any reasonable time during the day enter and inspect any premises where poultry are kept and may request the owner or keeper of the poultry to dispose of the poultry which is in excess of the permitted number within fourteen days.

- ii. Where the owner or keeper of the poultry fails and or refuses to dispose off the excess poultry within the stipulated period upon request, the authorized officer of the Assembly may seize or impound and put them in a pound.

(3) Housing of Poultry

- i. Poultry shall be kept in deep-litter or hatchery cage or in any cage or other suitable housing, the floor of which shall be spread with a suitable absorbent material such as sawdust or wood shavings to minimize the smell of droppings.

(4) Size of Housing

- i. The size of the housing for poultry shall be as specified in the schedule to these Bye-laws, unless the Assembly in its discretion determines otherwise.

(5) Disposal of Droppings

- i. Litter or droppings cleared from deep litter or battery cages or any other structure housing poultry shall be disposed off in accordance with any law governing sanitation in the District and in a manner as the Assembly's Environmental Health Officer may, by notice in the Local Government Bulletin direct.
- ii. Any such litter or droppings shall not be disposed off in a manner that constitutes a nuisance to residents in the area.

(6) Stray Poultry Disallowed

- i. An owner or keeper of poultry shall not allow his poultry to stray outside the premises owned or occupied by him.
- ii. An officer of the Assembly duly authorized, may impound any stray or straying poultry, which he finds in a public place and put them in a pound.

(7) Surrender of Stray Poultry

An owner or occupier of any premises into which poultry stray, may impound them and shall within 24 hours, surrender them to the Assembly or arrange for the Assembly or its Environmental Health Officer to take possession of them, and the expenses incurred in so doing shall be borne by the owner of the strayed animal(s).

(8) Redemption of Impounded Stray poultry

- i. The owner of any impounded stray poultry may redeem them after paying one (1) penalty unit per bird for each day that the poultry was kept.

(9) Failure to Pay Expenses in Respect of Stray Poultry

- i. Where the expenses of keeping the poultry are not paid by the owner within ten days after the stray poultry are impounded, the keeper or other person(s) appointed by the District Environmental Health Officer shall sell them by Public Auction and the proceeds paid to the District Finance Officer of the Assembly after deducting the expenses incurred for keeping the poultry.
- ii. The Finance Officer of the Assembly shall pay to the owner of the poultry the amount realized from the sale less any expenses incurred by the Assembly for keeping and selling same upon demand from the owner within fourteen days after such sale.

(10) Power of Environmental Health Officer to Inspect

- i. A duly authorized officer of the Assembly may at any reasonable time during the day, enter any house in which he has reason to believe that poultry are being kept for the purposes of:-
 - a. Advising on, or enforcing any Bye-laws relating to sanitation so as to prevent or minimize the spread of livestock diseases particularly those harmful to man; or
 - b. Finding out if the conditions under which poultry are kept meet the requirements of these Bye-laws.

(11) Discretionary Powers of the Assembly

- i. Notwithstanding the provisions of these Bye-laws and subject to the constitution of Ghana, the Assembly may, where it is satisfied that sufficient land is available for the purposes, authorize the keeping of poultry in excess of the limit specified in paragraph (1) subject to such conditions relating to sanitation as may be reasonably necessary in the public interest.

(12) Penalty

- i. A person who contravenes the provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not exceeding five (5) penalty units per bird or in default to a term of imprisonment not exceeding six months or to both. The fine imposed shall, on payment, be ceded to the Assembly.

(13) Interpretation

In these Bye-laws unless the context otherwise requires -
 "Poultry" includes Domestic Fowls, Turkeys, Ducks, Guinea Fowls and pigeons etc.

SCHEDULE (Paragraph 4)

The minimum area occupied by poultry (unless kept in battery cages) shall be as follows:-

Housing for 50 birds of poultry 7.5 sq. meters

- (b) Housing for poultry between 50 and 100 birds 152sq. meters
- (c) Housing for poultry between 100 and 200 birds 304 sq. meters
- (d) In each case the housing shall have a roof not less than 1.8 meters from the floor level.

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (CONTROL OF DOGS) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) these Bye-laws are made thisday of, 20.....

(1) Dog License

- i. A person who keeps a dog within the area of authority of the Assembly shall obtain a license from the District Veterinary Officer of the Assembly in respect of the dog.
- ii. No license to keep a dog shall be issued by the Assembly unless the owner produces an inoculation certificate.

(2) Duration and Licensing Fee

- i. A license to keep a dog shall be valid for a period of one year from the date of issue.
- ii. The Assembly shall by resolution determine the fee for a license to keep a dog.

(3) Badges

- i. A person to whom a dog license is issued shall, while the license remains in force, keep on the dog a metal or plastic badge supplied by the Assembly.

(4) Power to Seize and Detain Dog

- i. An officer of the Assembly, duly authorized may seize and detain any dog found in a public place which is not wearing a badge or which appears to be a stray dog.

(5) Notice of Seizure

- i. Where the owner of the dog is known, the officer shall cause a notice of seizure to be served on the owner as soon as practicable.
- ii. A dog seized and detained under these Bye-laws shall be released to its owner if the owner produces a valid license in respect of the dog and pays a detention fee of one (1) penalty unit for each day that the dog has been detained. Such fee shall, on payment, be ceded to the Assembly.
- iii. Where a dog is detained under this paragraph for more than fourteen days and its owner cannot be found or where notice of the detention is given to the owner and the owner does not claim the dog within fourteen days after notice is served or the owner fails to pay the impounding fee, the District Environmental Health Officer may cause the dog to be destroyed or disposed off.

(6) Seizure of Diseased Dog by Assembly Officer

- i. The Assembly or an officer authorized in that behalf may seize a dog which is suffering or which the officer reasonably believes to be suffering from mange, rabies or other diseases within the meaning of the Disease of Animals Act 1961 (Act 83).

(7) License to be Produced on Demand

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

(8) Inoculation of dogs

- i. A person who keeps a dog shall have it inoculated once every year against rabies at the District Veterinary Office and obtain a certificate to that effect.

(9) Penalty

- i. A person who contravenes any of the provisions of these Bye-laws commits an offence and is liable on summary conviction to a fine not exceeding Ten (10) penalty units or in default of payment, to a term of imprisonment not exceeding three months or both. The fine imposed shall, on payment, be ceded to the Assembly.

(10) Interpretation

In these Bye-laws unless the context otherwise requires “Assembly” means the Asuogyaman District Assembly.

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (CONTROL OF SLAUGHTERHOUSES) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of June, 20.....

(1) Use of Public Slaughterhouse

- i. A person shall not slaughter an animal for human consumption within the jurisdiction of the Assembly other than in the public slaughterhouse or other places designated for that purpose by the Assembly.
- ii. A person shall not sell or offer for sale or expose within the jurisdiction of the Assembly, the flesh of domestic animals not killed in a slaughterhouse or other places designated for the slaughter of animals.

(2) Causing Pain or Harm to Animals for Slaughter

- i. The person in charge of animal(s) awaiting slaughter shall provide it with sufficient food and water, and protect it from being harassed by insects and from any act that tends to unnecessarily cause it pain or harm.
- ii. All animals to be slaughtered shall be killed by cutting the throat after stunning, or by means of a “captive bolt” pistol.
- iii. A person shall not slaughter an animal by means of “captive bolt” pistol unless authorized by the District Environmental Officer.
- iv. An animal shall not be slaughtered in the sight of another living animal.
- v. Subject to the provisions of these Bye-laws, an Environmental Health Officer or any person employed by the Assembly to exercise control over a slaughterhouse or other places designated for the slaughter of animals shall have power to direct the manner in which an animal shall be slaughtered so as to prevent unnecessary cruelty to the animals.

(3) Cleaning of Slaughterhouse after use

- i. A person who slaughters an animal in a slaughterhouse or other places approved for the slaughter of animals shall at all times keep the slaughterhouse clean and shall, before leaving, clean blood stains and wash the slaughterhouse to the satisfaction of the Environmental Health Officer or any person employed by the Assembly to exercise control over slaughterhouses or other places approved for the slaughter of animals.

(4) Fee for Using Slaughterhouse

The Assembly shall charge such fees as shall be determined by resolution of the Assembly for the use of a slaughterhouse.

(5) Penalty

A person who contravenes any of the provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not exceeding Ten (10) penalty units or in default of payment, to a term of imprisonment not exceeding three months or both. The fine imposed shall, on payment, be ceded to the Assembly.

(6) Interpretation

In these Bye-laws unless the context otherwise requires' "Assembly" means the Asuogyaman District Assembly;

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (RESTAURANTS AND EATING HOUSES) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) these Bye-laws are made thisday of, 20.....

(1) Licensing of Eating Places

Every place where food is prepared or cooked or refreshment offered for sale to the public for consumption on premises shall be deemed to be a restaurant or eatinghouse for the purpose of these Bye-laws, and shall be approved and licensed by the Assembly.

(2) Permit to be issued Monthly

- i. Every application for a permit shall be monthly and shall take effect from the day on which it is granted and shall terminate on the last day of each month.
- ii. The fee for a monthly permit shall be determined by the Assembly at the end of each month.
- iii. Set-up of premises for cooking and or selling food;
 - a. A separate room shall be used solely as a public eating room; and
 - b. A separate kitchen shall be used solely for cooking and for the preparation of food and liquid refreshments for use in the restaurant.

(3) Dimension of Eating Rooms

- i. A public eatingroom in any restaurant or eating-house shall not be less than 15 feet long and 12 feet wide.
- ii. The floor of every public eatingroom shall be of concrete or other impervious materials and the walls shall be capable of being washed.
- iii. There shall be provided in every public eatingroom, adequate lighting and ventilation.
- iv. In every public eatingroom or restaurant, shelves or cupboards shall be provided for the storage of plates and other utensils, and suitable tables and chairs or benches shall be provided.
- v. A public eatingroom or restaurant shall not be a living or sleeping room and a living or sleeping room shall not open directly into a restaurant or a public eating room.

(4) Structure of Kitchen

- i. Each kitchen in a restaurant or eatinghouse shall be the approved type with a concrete floor, and in every such kitchen, suitable fly-proof storage for foodstuffs shall be provided, together with one or more tables for the preparation of food.
- ii. Each kitchen shall be adequately provided with receptacle for the disposal of refuse and shall be maintained by the operator of the restaurant.
- iii. An operator of a restaurant or eating-house shall provide suitable washing plates and utensils.

(5) Hygiene of Eating Houses

- i. A proprietor of a restaurant or eating house or person in charge of a restaurant or eating house shall not allow a person suffering from an infectious or contagious disease to take part in the preparation of food in the kitchen or serving of food in the restaurant or eating house.
- ii. No animal or fowl likely to cause a nuisance shall be kept in the compound of any restaurant or eating house.

(6) Free access of Eating Houses to Officers of the Assembly

- i. A person shall not obstruct or resist an officer or a person appointed by the Assembly who is acting or purporting to act in the performance of any duty relating to any of the purposes of these Bye-laws in any restaurant or eating house.
- ii. The Assembly may withdraw a permit granted under these Bye-laws if an alteration is made to any permit after the permit has been granted.

(7) Penalty

- i. A person who contravenes any of the provisions of these Bye-laws commits an offence and shall on summary conviction be liable to a fine of Twenty-Five (25) penalty units, which fine shall, on payment, be ceded to the Assembly.

(8) Interpretation

In these Bye-laws unless the context otherwise requires

“Assembly” means the Asuogyaman District Assembly;

“Penalty Units” shall have the meaning ascribed to same by court

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (CONTROL OF BAKERIES AND
 SALE OF BREAD) BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) these Bye-laws are made thisday of...20.....

(1) Permit for Bread Baking

- i. Premises shall not be used for the preparation or baking of bread from flour for sale unless or until the Assembly has approved and issued a permit on the payment of requisite fees determined by the Assembly.

(2) Requirement for Bread Baking Premises

- i. Premises granted permit for the preparation or baking of bread shall have separate and suitable rooms for the following purposes;
 - a. Storage of flour and other materials to be used,
 - b. The mixing and kneading of the flour and other materials, and
 - c. Storage of the finished bread or other products of the bakery.

(3) Storage of bread and materials for baking

Rooms used for storage shall be properly lighted and ventilated. Materials stored in the rooms shall be kept from contact with the floor and the walls.

- a. Mixing and kneading rooms shall be rodent-free
- b. The floors and walls shall be capable of being easily cleaned,
- c. Water shall be supplied directly from the main source of water in the town by means of a tap,
- d. Suitable shelves shall be provided,
- e. Machinery used in the process shall be capable of being dismantled and cleaned, and
- f. There shall be direct access from the mixing and kneading room to the oven used for baking.

(4) Rooms for Display of Bread and Materials

- i. Rooms used for the storage or display or sale of bread shall be provided with sufficient shelves, benches or tables.
- ii. Bread stored or offered for sale shall be protected from contamination by being kept in suitable cupboards or showcases or in wrapping materials approved by the District Environmental Health Officer.

(5) Bakery should not be used as a Sleeping Room

- i. A room in a bakery shall not be used as a living or sleeping room.

(6) Hygiene of Eatinghouses

- i. Suitable sanitary facilities shall be provided for the use of persons employed in the bakery and there shall be facilities for washing of hands.
- ii. Persons employed in the mixing and kneading room shall be supplied with sufficient quantity of aprons, overalls and head covers capable of being washed.
- iii. There shall be suitable and adequate arrangements for the disposal of refuse.

(7) No Smoking

Smoking is prohibited in a bakery.

(8) Health of Workers in Bakery

- i. A person who is suffering from a discharging wound or sore on the body or who is suffering from attacks of diarrhea, infectious disease or vomiting shall not take part in handling or preparation of bread or flour or other materials used in the bakery.

(9) Approval of Environmental Health Officer

- i. A proprietor or manager of the bakery who becomes aware of any sickness in a worker shall not permit that person to handle bread or flour or any other materials or equipment used in the bakery until that person has been cleared by the District Environmental Health Officer for the person to continue working in the bakery.

(10) Inspection by Health Officer

- i. The Medical Officer or District Environmental Health Officer or any person authorized by the Assembly shall have power to enter a bakery for the purpose of inspection in the performance of his duties.

(11) Revocation of Permit

- i. The Assembly may revoke any permit granted under these Bye-laws if the operator is convicted for contravening any of the provisions of these Bye-laws.

(12) Penalty

A person who contravenes the provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine of not more than Twenty-Five (25) penalty units, which fine shall, on payment, be ceded to the Assembly.

(13) Interpretation

In these Bye-laws unless the context otherwise requires

“Assembly” means the Asuogyaman District Assembly;

“Flour” means wheat flour and flour containing non-wheat substances such as cassava or corn;

“Bread” means loaves, roll cakes, pastries and flour confectionery of any kind.

.....
HON. JONATHAN HAGAN
Presiding Member

.....
MR. MOSES KOBLA JOSHUA
Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (CONTROL OF MILLS) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) these Bye-laws are made thisday of, 20.....

(1) Building and Development Permit to be Obtained

- i. No person shall operate a mill within the Assembly’s area of Authority unless he obtains: -
 - a. Development Permit for the site from the Development Planning Committee of the Assembly and
 - b. Building Permit from the Development Planning Committee of the Assembly.

(2) License Fee and Duration

- i. No person shall operate a mill without a license from the Assembly.
- ii The permit fee for operating a mill shall be determined by resolution of the Assembly.
- iii The permit shall expire on the 31st day of December of the year of issue.

(3) Specifications for Floor and Wall of Mill

- i. No person shall use a room or structure as a mill if-
 - a. It is less than 4.2 meters long and 3.6 meters wide and less than 3metres high from the floor level; and
 - b. The floor is not made of concrete or other approved impervious materials; and
 - c. The walls are not fly-proof

(4) Use of Mill

- i. No person shall use a mill as a living or bedroom

(5) Times of Operation

- i. A mill shall be opened to the public between the hours of 5 am and 7 pm

(6) Prohibited Persons

- i. No proprietor or person in charge of a mill shall allow any person suffering from an infectious disease to be present at his/her mill.

(7) Penalty

- i. A person who contravenes any provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine of Twenty-Five (25) penalty units or in default to a term of imprisonment not exceeding 6 months or to both. The penalty imposed shall, on payment, be ceded to the Assembly.

(8) Interpretations

In these Bye-laws unless the context otherwise requires

“Mill” means any building or structure with machinery for grinding corn, pepper, cassava, groundnuts or other foodstuff.

“Assembly” means the Asuogyaman District Assembly.

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (GROWING AND SALE OF CROPS / FOODSTUFFS)
 BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act 2016 (Act 936) these Bye-laws are made thisday of, 20.....

(1) Requirements and Registration

- i. A person shall not grow crops at a place other than on land within his premises unless he has registered with the District Environmental Health Officer/Agricultural Officer. The person shall furnish the name, address and the description of the site where the crops are to be grown.

(2) Watering and Irrigation

- i. No crops shall be watered or irrigated with water or effluent from a drain.

(3) Infected Person

- i. A person who has a discharging wound or sore or the symptoms of any infectious disease shall not take part in the growing or sale of crops or food stuffs.

(5) Sale of Crops

- i. A person shall not sell, offer for sale or display for sale a crop or foodstuff at any other place except in a market, stall, store or kiosk approved by the Assembly.

(6) Sale of Crops on the Ground

- i. No crops or foodstuffs shall be displayed for sale on the ground, along a road, pavement or sidewalk.

(7) Crops Unfit for Sale

- i. The District Environmental Health Officer /Agricultural Officer may, where necessary, in the interest of public health, declare a crop or foodstuff unfit for human consumption.

(8) Unwholesome Crop or Food

- i. No crop or food stuff declared unfit for human consumption shall be sold, offered for sale or displayed for sale as food for human beings.

(9) Penalty

- i. A person who contravenes the provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not exceeding Twenty-Five (25) penalty units, which fine shall, on payment, be ceded to the Assembly.

(10) Interpretations

In these Bye-laws unless the context otherwise requires

“Crops” include Lettuce, Tomatoes, Radishes, Onions, Cucumber, Watermelon, Oranges, Bananas to be eaten in an uncooked state,

“Nkontomire” or any other agricultural produce likely to be eaten in an uncooked state

“Foodstuff” means foods that are eaten in a cooked or raw state. “Assembly” means the Asuogyaman District Assembly;

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HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (FOREST PROTECTION) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act 2016 (Act 936) these Bye-laws are made thisday of, 20.....

(1) Entry into Forest Land or Grass Land

- i. No person shall enter into a forest land or grass land without the written permission of the owner to;
 - a. Fell a tree, uproot a tree, girdle a tree, cut the bark of a tree in order to collect the sap that flows from the cut, or in any way damage any tree or timber;
 - b. Cause any damage by negligence in felling any tree or timber or cutting or removing any timber;
 - c. Hunt, shoot, or set traps;
 - d. Take or collect any forest produce;
 - e. Pasture cattle or permit any cattle to trespass the forest land or grass land;
 - f. Make or cultivate any farm.
- ii. Any person who performs any of the above acts without lawful authority commits an offence and shall be liable on summary conviction to a fine not less than twenty-five (25) penalty units and not exceeding One Hundred and Twenty-Five (125) penalty units or to imprisonment for a term not exceeding six months or both.

(2) Use of Chainsaw to Fell Trees

- i. No person shall use a chainsaw for felling or converting a tree or timber unless the chainsaw has been registered with the District Forest Officer and the Asuogyaman District Assembly.
- ii. No person shall sell or buy timber products to which section 2 (i) applies.
- iii. No landowner shall permit any person to use an unregistered chainsaw for felling a tree or timber or sawing a tree or timber on his land.

(3) Registration of Chainsaws

- i. Every person who owns a chainsaw in the District shall apply to the Asuogyaman District Assembly for the registration of the chainsaw.
- ii. An applicant seeking registration of a chainsaw shall complete Form A.
- iii. Upon receipt of the application and inspection of the chainsaw, the Asuogyaman District Assembly shall where satisfied register the chainsaw and issue to the applicant a license in respect of the chainsaw.
- iv. Any license granted under sub-paragraph (i) of this section shall be granted upon the payment of such fee as the Asuogyaman District Assembly may by resolution determine and shall expire on the 31st December of the year in which it was granted.

(4) Offence

Any person who contravenes the provisions of sections 2 and 3 of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not less than Twenty-Five (25) penalty units and not exceeding One Hundred and Twenty-Five (125) penalty units or to imprisonment for a term not exceeding six months or both.

(5) Interpretation

In these Bye-laws unless the context otherwise requires-

- “forest produce” means Timber, Charcoal, Rubber, Wood, Oil, Peat, Resin, Natural Varnish, Trees, Leaves, Flowers, Fruit, Grass, Creepers, Reeds, Moss, Wild Animals and Skin, Tusks, Horns, Bones, Silk, Honey, Wax, all parts and produce of Wild Animals, Birds, Eggs, Snails, Crabs, Fish, and Surface Soil.
- “tree includes” Palm, Bamboos, Stumps, Brushwood and Canes.
- “sapling means” A Young Tree, especially one with a Slender Trunk.
- “timber includes” Standing, Fallen and Felled Trees, all Wood, whether it has been cut up or fashioned or hollowed out for any purpose or not, and logs.
- “cattle” includes Cows, Sheep, Goats, Pigs, and Horses.
- “District” means Asuogyaman District Assembly.
- “Forest land” means land that is at least 10 percent stocked by trees of any size, or formally having had such tree cover, and not currently developed for non-forest use.
- “Grass land” means land on which the vegetation is dominated by grasses.

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HON. JONATHAN HAGAN
Presiding Member

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MR. MOSES KOBLA JOSHUA
Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (CONTROL OF MANUFACTURE OF CHARCOAL)
 BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) these Bye-laws are made thisday of, 201.....

(1) Prohibition of Manufacture of Charcoal

- i. No person shall manufacture charcoal in the District without obtaining a permit from the Asuogyaman District Assembly.
- ii. The District Assembly may grant such permit subject to such conditions as the establishment of woodlot as the District Assembly may deem fit.

- iii. Any permit granted under sub-section (1) of this section shall be granted upon the payment of such fees as the Asuogyaman District Assembly may by resolution determine and shall expire on the 31st December of the year in which it was granted.

(2) Charcoal Sellers to Obtain License

- i. Any person who wishes to sell charcoal in the District shall obtain from the Asuogyaman District Assembly a license to do so.
- ii. The license which shall expire on the 31st of December of the year in which it was granted shall be granted subject to the payment of such fees as may be determined by resolution of the Asuogyaman District Assembly.

(3) Offence

Any person who contravenes the provisions of sections 1 and 2 of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not less than Twenty-Five (25) penalty units and not exceeding One Hundred and Twenty-Five (125) penalty units or to imprisonment for a term not exceeding six months or both.

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HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (WATERSHED PROTECTION) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) these Bye-laws are made thisday of, 2013

(1) License for the Cultivation of Farm

- i. No person shall make or cultivate farm;
 - a. Within one hundred meters (100 m) from the high water mark of the Volta Lake;
 - b. Within fifty meters (50 m) from the high water mark of any other water body in the District;
 - c. On the immediate first hill bordering any water body in the District; without obtaining a license from the Asuogyaman District Assembly.
- ii. The Assembly shall, before granting the license satisfy itself from any relevant organization that the making or cultivation of such farm shall not be detrimental to the environmental conditions of the area.
- iii. Any person who contravenes the above provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not less than Twenty-Five (25) penalty units and not exceeding One Hundred and Twenty-Five (125) penalty units or to imprisonment for a term not exceeding Six months or both.
- iv. In addition to any fine thereof, the Assembly shall have the power to stop the making or cultivation of the farm.
- v. No person shall make or cultivate farm along the shores of any water body in the District.
- vi. No person shall fell a tree or a sapling within one hundred meters (100 m) from the shores of any water body in the District without obtaining a permit from the Asuogyaman District Assembly.
- vii. The Assembly shall, before granting the permit, satisfy itself from any relevant organization that the felling of such tree or sapling shall not be detrimental to the environmental conditions of the area.

(2) Any permit issued under these Bye-laws shall, unless revoked, expire on the 31st of December of the year in which it was granted

- i. No person shall in any way obstruct the channel of any water body without obtaining a permit from the Asuogyaman District Assembly.
- ii. The Assembly shall, before granting the permit satisfy itself from any relevant organization that the obstruction of such water body shall not be detrimental to the environmental conditions of the area.

(3) No person shall pasture cattle within one hundred metres (100 m) from the high Water mark of any water body in the District

- i. No person shall win sand or mine stone at the shores of any water body or within one hundred meters from the high water mark of any water body in the District without obtaining a permit from the Asuogyaman District Assembly.

- ii. The Assembly shall, before granting the permit satisfy itself from any relevant organization that the winning of sand or the mining of stones shall not be detrimental to the environmental conditions of the area.
- iii. Any permit issued under these Bye-laws shall, unless revoked, expire on the 31st of December of the year in which it was granted.

(4) Offence

- i. Any person who contravenes the provisions of sections 2 and 3 of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not less than Twenty-Five (25) penalty units and not exceeding One Hundred and Twenty-Five (125) penalty units or to imprisonment for a term not exceeding Six months or both.

(5) No person shall Engage in any of the following Acts

- i. Dumping of untreated liquid or solid waste into any water body or along the shores or at the banks of any water body in the District.
- ii. Defecating in any water body or at the banks or along the shores of any water body in the District.
- iii. Urinating in any water body or at the banks or along the shores of any water body in the District.
- iv. Littering such as dumping of fish guts, domestic waste, plastic materials, torn nets, cans, branches of trees, wood, remnants of food, and the like at the banks of any water body in the District.
- v. Placing in or near a stream, lake, or other water bodies any substance which does or may pollute a stream, lake, or other water body.
- vi. Washing of clothes and utensils in any water body in the District.
- vii. Bathing with detergents in any water body in the District.
- viii. Any activity which is likely to expose the land surface within one hundred meters (100 m) from the high water mark of the water body to soil erosion.
- ix. Any activity which is likely to cause unsanitary conditions along the shores or banks of any water body in the District.
- x. Any person who contravenes the above provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not less than Twenty-Five (25) penalty units and not exceeding One Hundred and Twenty-Five (125) penalty units or to a term of imprisonment not exceeding Three months or both.

(6) Waste Water Disposal in Watershed Area

- i. Any waste water disposal system on property in the watershed area shall conform to the rules and regulations of the District Environmental Health Department and the Environmental Protection Agency.
- ii. All waste water from toilet and urinal discharged from any property in a watershed area shall be discharged into a holding tank or septic tank.
- iii. Septic tanks with drain fields may be used for the disposal of other domestic waste water in a watershed (from sinks, washbowls, bathtubs, washing machines, and dishwashers) in compliance with the rules and regulations of the District Environmental Health Department and the Environmental Protection Agency.
- iv. Any person who contravenes the provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not less than Twenty-Five (25) penalty units and not exceeding One Hundred and Twenty-Five (125) penalty units or to a term of imprisonment not exceeding Six months or both.

(7) Interpretation

In these Bye-laws unless the context otherwise requires-

“vegetation” includes Forest, Grass, Trees, Palm Trees, Ferns, Herbs, Forbs, Climbers, and Thicket.

“water body” includes Lakes, Rivers, Streams, and Springs.

“person” includes individuals, and Organizations.

“Assembly” means Asuogyaman District Assembly.

“District” means Asuogyaman District Assembly.

“Liquid waste” includes wash water from Homes, Liquids used for cleaning in industries and waste detergents.

“Solid waste” includes Agricultural Refuse, Demolition Waste, Industrial Waste, Mining Waste, Municipal Garbage and Sewage Sludge

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HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (BUSH FIRE CONTROL) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) these Bye-laws are made thisday of ...20.....

(1) Prohibition of Setting Fire to Vegetation

- i. No person shall set fire to any vegetation within One Hundred meters (100 m) from the high water mark of any water body in the District.
- ii. It is unlawful for any person to set or kindle fire without taking due precaution to prevent its spread into any vegetation or farmland, or private property, or state property, within the District.
- iii. Any person who contravenes the provisions of sections (i) and (ii) of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not less than Twenty-Five (25) penalty units and not exceeding One Hundred and Twenty-Five (125) penalty units or a term of imprisonment not exceeding Six months or both.
- iv. In addition to whatever penalty may be imposed by court for contravening sections (1) and (ii) of these Bye-laws, the offender shall bear the cost of damages caused by the spread of fire and all expenses incurred in extinguishing the fire.
- v. The cost of any damage caused by the fire in respect of sections (i) and (ii) shall be calculated by;
 - a. In the case of mature timber or tree, determining the amount of stumpage applicable to that timber or trees and assigning that amount as the Ghana cedi value for that timber,
 - b. Where it is not mature timber or tree, determining the average age of the timber or trees when damaged or destroyed,
 - c. The area over which the damage and destruction occurred,
 - d. The extent of damage and destruction, and
 - The species composition of the stand of the timber or trees when the fire occurred and assigning that amount as the Ghana cedi value for that timber or tree.
 - In the case of other forest land resources, multiplying the number of hectares of forest land or grass land resources destroyed or damaged by the market or commercial value of that resource.
 - In the case of any other property, calculating the amount of the replacement value of that property and multiplying by 2 and then assigning that amount as the Ghana Cedi value for that property.

(2) Prohibition of Setting Fire during Drought Periods

- i. No person shall set or start fire within forest land or grass land during periods of extreme drought that is between December 1 and May 1 in this District.
- ii. No person shall burn any sanitary paper or any debris or domestic solid waste in a grass land or forestland during periods of extreme drought.
- iii. No person or group of persons shall engage in hunting with the use of dogs or fire or both in grassland or forestland during periods of extreme drought in the District.
- iv. No person shall drop or throw away any article such as burning cigarette, heated metal, embers of wood, glowing charcoal, and the like that poses fire hazard in grassland or forestland during extreme periods of drought.
- v. Any person who contravenes these provisions commits an offence and shall be liable on summary conviction to a fine not less than Twenty-Five (25) penalty units and not exceeding One Hundred and Twenty-Five (125) penalty units or to a term of imprisonment not exceeding Two months or both.

(3) Report of a Person known to have caused Bush Fire

- i. It is unlawful for any person who has knowledge or information about a person or group of persons known to have set or started fire without taking due precaution to prevent its spread into any vegetation or farmland, or private property, or state property, and fails to report or disclose the information to the Police or the Assembly member, the Unit Committee members, or the Chief of the area, or the National Disaster Management Organization official, or official of the Ghana National Fire Service, or official of the Environment Department of the Volta River Authority.
- ii. Any person who contravenes this provision commits an offence and shall be liable on summary conviction to a fine not less than Twenty-Five (25) penalty units and not exceeding Thirty (30) penalty units or to a term of imprisonment not exceeding Two months or both.

(4) Bush Fire Prevention

- i. Any person undertaking such activities as refuse disposal, wood sorting, farming, or cooking on a site that is on or within 50 meters off forestland or grassland shall maintain sufficient fire or fuel break at or near the site to ensure that fire originating at the site does not escape.
- ii. The District Assembly shall assist the National Disaster Management Organization to work collaboratively with relevant state institutions such as the Volta River Authority, Ghana National Fire Service, Ghana Police Service and National Commission for Civic Education to undertake Anti Bushfire campaigns throughout the District during periods of extreme drought.

(5) Interpretation

In these Bye-laws unless the context otherwise requires-

“fuel break or fire break” means a barrier or a change in fuel type or condition; or a strip of land that has been modified or cleared to prevent the spread of fire.

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HON. JONATHAN HAGAN
Presiding Member

.....
MR. MOSES KOBLA JOSHUA
Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (SALE OF PALM WINE, CORN BEER OR AKPETESHIE
 AND OTHER ALCOHOLIC BEVERAGES) BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) these Bye-laws are made thisday of, 2013

(1) Place to Sell and Grant License

- i. Beverages except on premises which have been approved and licensed by the Assembly.
- ii. The Assembly shall not approve a license to enable the sale of such beverages to take place near any worship center or any place declared Holy or in any health facility or within a radius of 300 meters from a health facility.

(2) Application for License

- i. An application for a license (which in every case may be subject to conditions as the Assembly may impose) shall be in writing made to the Assembly.
- ii. A permit may be granted half-yearly and every license shall, unless forfeited, continue in force from the date of issue until the 30th day of June or the 31st day of December, whichever occurred first.

(3) Fees

- i. The fee for a half-year license shall be determined by resolution of the Assembly.

(4) Condition of Premises to be used for Sale

- i. A room used for the sale of and/or consumption of palm wine, corn beer or Akpeteshie in a premises shall not be less than 6 meters long or less than 4 meters wide and no part of such room shall be less than 5 meters high.
- ii. The floor of any of the rooms shall be of concrete or other impervious material and the walls shall be capable of being washed.
- iii. In every such room adequate lighting and ventilation shall be provided.
- iv. A room used for the sale or consumption of palm wine or corn beer (pito) or Akpeteshie in premises licensed under these Bye-laws shall not be used as a living or bedroom nor shall it open directly into a room or into a latrine, bathroom or kitchen.
- v. In every room used for the sale of palm wine or corn beer or Akpeteshie in premises under these Bye-laws, fly-proof storage shall be provided for stocks not in immediate use.
- vi. There shall be shelves for the storage of drinking and other utensils and sufficient chairs and tables for the accommodation of customers.

(5) Prohibition of persons with Infectious Diseases from entering Premises

- i. A licensee or person in charge of the premises licensed for the sale of palm wine, corn beer (pito) or Akpeteshie shall not allow any person suffering from an infectious disease to take part in the serving or sale or consumption of drinks or to remain on the premises.
- ii. A person of unsound mind (e.g. lunatic) shall be kept away from the premises.

(6) Provision of Sanitation Facilities on Premises

- i. The District Environmental Health Officer or any officer authorized by him may approve a suitable arrangement for the cleaning of drinking glasses and storage of utensils.
- ii. The Assembly shall ensure that sanitary conditions are available for cleaning and washing of glasses.
- iii. Prohibition of sale of alcoholic beverages at lorry parks and within 100 meters from lorry parks, and at health facilities
- iv. A person shall not under any circumstance sell palm wine, corn beer (pito) or Akpeteshie or any other alcoholic beverage at a lorry park or within a radius of 100 meters from a lorry park and worship centers, and 300 meters from a health facility.

(7) Disposal of Adulterated Alcohol

- i. A person who has in his possession any quantity of adulterated alcoholic beverages of whatever kind shall at the commencement of these Bye-laws dispose of them from the shop within seven days.
- ii. The Assembly shall dispatch authorized persons to shops in search for adulterated alcoholic beverages that have been kept in that shop and confiscate such stock and destroy them without payment of compensation.

(8) Obstruction of Assembly Officers in the Performance of Duties

- i. A person shall not obstruct or resist an officer authorized by the Assembly acting or purporting to act in the performance of any duty related to any of the provisions of these Bye-laws.

(9) Assembly's Discretionary Powers to withdraw License

- i. The Assembly may withdraw any license granted if any alteration is made to licensed premises (after the license has been granted) or where the licensee is convicted for a breach of any provision of these Bye-laws.

(10) Display of Signboards at Entrance of Premises

- i. The holder of a permit shall conspicuously keep it suspended or fixed at the entrance of the licensed premises a sign-board with the holder's name, license number and the inscription "Licensed to sell palm wine, corn beer (pito) or "Akpeteshie"

(11) Penalty

A person who contravenes any of the provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not more than Twenty-Five (25) penalty units, which fine shall, on payment be ceded to the Assembly.

(13) Interpretation

In these Bye-laws unless the context otherwise requires "Assembly" means the Asuogyaman District Assembly;

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (SAND, STONE AND GRAVEL WINNING)
BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) these Bye-laws are made thisday of, 20.....

(1) Application for Permit

- i. A person who wins or desires to win sand, stone or gravel within the jurisdiction of the Assembly shall apply to the Spatial Planning Committee of the Assembly for permit to win sand, stone or gravel.
- ii. An applicant shall state the name and address, enclose a site plan of the area of the intended operation, state the mode of winning, namely, excavation by mechanical means or by manual means, state the duration of winning operation and the application shall be counter signed by the Assembly and the landowners of the area.
- iii. When all due processes have been satisfied, the Spatial Planning Committee shall recommend that the permit/license be granted to the applicant by the Assembly. The Assembly, when satisfied by the recommendation of the Spatial Planning Committee shall grant the permit.

(2) Requirements of Permit

- i. The permit shall be granted subject to the following conditions;
 - a. The permit shall contain the name and address of the operator,
 - b. The hours of operation shall be 5.00 a.m. to 6.00 p.m. and a special permit from the Assembly after 6.00 pm,
 - c. The duration of the permit or license,
 - d. The fee to be paid for the permit shall be determined periodically by the Asuogyaman District Assembly
 - e. The specified deposit to be determined by the Assembly shall be refundable upon successfully reclaiming the land.
- ii. No person shall win sand, stone and gravel for commercial purposes within the area of authority of the Assembly without a permit.
- iii. A permit issued by the Assembly shall be produced on demand at the site at all times to an authorized officer of the Assembly.
- iv. A person who violates any of these Bye-laws commits an offence and shall be liable upon summary conviction to a fine of 500 penalty units or to a term of imprisonment not exceeding 6 months

3 Payment of Conveyance/Loading Fee

A driver or a person in charge of a truck loaded with sand, stone or gravel shall pay a conveyance/loading fee determined by the Assembly, and shall upon such payment be issued with a receipt by the Assembly.

- i. Defaulters shall pay a fine of Ten (10) penalty units and the sand, stone or gravel confiscated to the Assembly. The penalty imposed shall, on payment, be ceded to the Assembly.
- ii. A holder of a permit shall not assign, sell or part with it to another operator without the prior consent of the Assembly.

(4) Withdrawal of License

- i. A holder of a permit who violates these Bye-laws shall have the permit withdrawn.

(5) Reclamation of Land

- i. A person who does not reclaim the land after winning sand, stone or gravel shall be blacklisted and in addition pay a fine of 500 penalty units, which fine shall, on payment be ceded to the Assembly.
- ii. The Assembly shall be under no liability for any loss or damage to the site or any sand, stone or gravel that is due to the breach of these Bye-laws or any other cause whatsoever.

(6) Unauthorized Operation

- i. A driver or a person in charge of a vehicle caught within an unauthorized pit winning sand, stone or gravel commits an offence punishable by a fine of 50 penalty units, or in default 6 months imprisonment or both. The fine imposed shall, on payment, be ceded to the Assembly.
- ii. A driver or a person in charge of any truck loaded with sand, stone or gravel working outside the working hours commits an offence and upon summary conviction shall be liable to a fine of 50 penalty units or in default to a term of imprisonment for 2 months. Any fine imposed shall, on payment, be ceded to the Assembly.

(7) Interpretation

In these Bye-laws unless the context otherwise requires “Assembly” means the Asuogyaman District Assembly;

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (EXCAVATION ON STREETS) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) these Bye-laws are made thisday of, 20.....

(1) Permit to Excavate Road

- i. No person shall within the Assembly’s area of jurisdiction undertake any cutting across any road without obtaining a permit from the Assembly.
- ii. Where with such permit a person undertakes any excavation in a street that person shall at his own expense;
 - a. 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.
 - c. Re-fill the excavated area to the satisfaction of the Assembly within such time as the Assembly may specify.

(2) Application for Permit

- i. An application for permit to carry out an excavation exercise in any street shall be evidenced in writing and addressed to the District Roads Engineer for approval before work begins.
- ii. An application for permit shall be in the form specified in the schedule to these Bye-laws and shall only be signed by the Urban or Feeder Roads Engineer or any other competent officer upon approval.
- iii. A permit issued under these Bye-laws may be granted subject to rules and regulations as the Assembly determines in the interest of public safety.

(3) Permit Fee

- i. A permit fee determined by the Assembly is payable on the issuance of permit for any excavation exercise.

(4) Creation of Nuisance Prohibited

- i. A person who is granted permit under the provisions of these Bye-laws shall not construe it as a power to commit nuisance.

(5) Failure to Observe Conditions

- i. The Assembly shall recover as debt expenses reasonably incurred where the operator fails to perform the obligations under these Bye-laws.

(6) Permanent Reinstatement Fee

- i. The Assembly shall be solely responsible for permanent reinstatement of all excavation exercises undertaken within the District.
- ii. The proponent prior to the issuance of permit shall solely bear the cost of works to the contractor for the reinstatement.

(7) Assembly not Liable for Injuries

- i. The Assembly shall not be liable under the provisions of these Bye-laws for any damage or injury sustained by any person during the performance or after any evacuation process.

(8) Penalty

- i. A person who contravenes any of the provisions of these Bye-laws or the conditions therein commits an offence and shall be liable on summary conviction to a fine not exceeding Twenty-Five (25) penalty units or in default to a term of imprisonment not less than 2 months. Any fine imposed shall, on payment be ceded to the Assembly coffers.

(9) Interpretation

In these Bye-laws unless the context otherwise requires- "Assembly" means the Asuogyaman District Assembly;

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (ROAD BARRIER) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) Barriers

- i. The Assembly may mount barriers on roads within its jurisdictional area to check and monitor the activities of vehicles in the area as and when appropriate.

(2) Tolls

- i. A person shall not be permitted to convey goods on his vehicle to cross any barrier unless that person paid to an authorized officer of the Assembly in charge of the barrier the appropriate toll and obtained a receipt.
- ii. No person shall mount a road barrier or block any road within the jurisdiction of the Assembly for the purposes of ceremonies or any other form of activity without prior permit from the Assembly.

(3) Duration of Permit

- i. A person shall not burn or cause to be burnt tyres or any form of material on the road within the jurisdiction of the Assembly.
- ii. A person shall not break or cause any damage to a duly authorized barrier.

(4) Damage to Authorised Barrier

- i. A person in charge of a vehicle which breaks or causes damage to a barrier shall be responsible for the repair of the damage caused.

(5) Penalty

- i. Any person who contravenes any of the provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not exceeding Fifty (50) penalty units or in default to imprisonment for a term not less than 3 months. Any fine imposed shall, on payment, be ceded to the Assembly.
- ii. Any fine imposed shall be without prejudice to payment for any damage caused.

(6) Interpretation

In these Bye-laws unless the context otherwise requires
 "Assembly" means the Asuogyaman District Assembly;

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (VEHICLE DEALERS) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20....

(1) Application to Operate as a Vehicle Dealer

- i. A person shall not operate as a vehicle dealer or keep vehicles in an enclosure or open space for sale by himself or on behalf of others in the jurisdiction of the Assembly without applying to the Assembly for a permit.

(2) Vehicle Dealer's Permit

- i. An applicant for a vehicle dealer's permit shall:
 - a. display the vehicles in appropriately fenced premises
 - b. mount signboards conspicuously advertising their sale
 - c. adequately equip the premises with fire fighting mechanism.

(3) Submission of Site Plan

- i. An application submitted to the Assembly under (1) and (2) above, shall be accompanied with (3) site plans of the area where the premises are located.

(4) Siting of Office

- i. A site for the sale or display of vehicles shall have an office from which receipts of sales of vehicles shall be issued.

(5) Dimensions

- i. Any premises used for the purpose of dealing in the sale of vehicles shall not be less than 61 meters by 30 meters.

(6) Discretion to Withdraw Dealer's License

- i. Despite any sanction which may be applied, the Assembly may withdraw a vehicle dealer's license for stated reasons upon giving the dealer 30 days' notice where there is a continuous contravention of these Bye-laws.

(7) Individual Vehicle

- i. For the avoidance of doubt these Bye-laws shall not apply to the disposal of only one vehicle by an individual.

(8) Penalty

- i. A person who contravenes any provisions of these Bye-laws commits an offence and shall on summary conviction be liable to a fine not exceeding 50 penalty units per vehicle or in default to a term of imprisonment of not more than six months or to both. A fine imposed under the provision shall, on payment, be ceded to the Assembly.

(9) Interpretation

In these Bye-laws unless the context otherwise requires

“Assembly” means the Asuogyaman District Assembly;

“Dealer” means a person who sells vehicles in any place other than in a shop.

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (REGULATION ON COMMERCIAL OR
PRIVATE PARKING LOT) BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of20.....

(1) Paying Fees

Each motor vehicle shall pay a parking fee which shall by resolution be determined by the Assembly.

(2) Tickets to be Issued

A driver of a vehicle shall pay the prescribed fee to the Assembly who shall issue an official receipt.

- i. A driver who fails to produce a ticket upon demand shall be deemed to have used a parking space without paying the prescribed fee.
- ii. The Assembly shall issue an official ticket in respect of each payment specifying the amount paid, the date of issue and the registered number of the vehicle.
- iii. A ticket issued by the Assembly shall be valid only for the vehicle indicated on it and shall not be transferable.
- iv. A ticket so issued by the Assembly shall be valid for the day of issue only

(3) Time of Operation

These Bye-laws shall be in force from 6:00 am to 6:00 pm each day of the week.

(4) Parking Lot

A driver of a vehicle using a parking place shall:

- a. Park his vehicle in the space as may be indicated to him by the Assembly;
- b. Ensure that the parked vehicle remains stationary.
- c. Ensure that all the car locks have been locked up.
- d. Be deemed to have notice that the Assembly shall not be liable for the loss of any valuable left in the car or damage caused to the valuable so left or to the car in which it was left.
- e. Not execute any substantial repairs on his vehicle except such as may be absolutely necessary.

(5) Unauthorised Parking

A person shall not park or leave a vehicle at a place not designated by the Assembly as a parking lot.

(6) Nuisance

A driver or a person in charge of a vehicle shall not park or leave a vehicle at any place in such a manner as to constitute a nuisance to the public.

(7) Access to Premises

A person shall not park a vehicle at a place in a manner so as to prevent access to any premises.

(8) Clamping of Vehicles

- i. A vehicle at a place in contravention of these Bye-laws shall be clamped by the Assembly or its authorized agents.

(9) Spot Fine

- i. An owner or a driver of the clamped vehicle under (8) above shall pay a spot fine in accordance with the fee fixed by the Assembly before the vehicle is released to its owner or driver.

(10) Towing of Vehicles

- i. The Assembly or its authorized agents shall tow any vehicle parked at an unauthorized place subject to the following conditions
 - a. the vehicle upon being towed shall be deposited at a place to be decided by the Assembly.
 - b. the driver or the person in charge of the towed vehicle shall pay a spot fine and the cost of towing in accordance with the fee fixed by the Assembly before the vehicle is released to him.
 - c. The Assembly shall not be responsible for any damage caused to a vehicle in the course of being towed.

(11) Penalty

- i. A person who contravenes any of the provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine of not more than Twenty-five (25) penalty units or in default to a term of imprisonment not exceeding three months or both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(12) Interpretations

In these Bye-laws unless the context otherwise requires

“Assembly” means the Asuogyaman District Assembly;

“Driver” means any person who is the owner or has charge of or control over a vehicle.

“Motor Vehicle” means

- Any mechanically propelled vehicle intended or adopted for use on roads.
- A hand push or animal drawn carriage

“Place” includes street, pathway, pavement or an open space

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (REGULATION ON COMMERCIAL
 CAR PARKS) BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) Lorry Park Permit

A person or group of persons shall not establish and operate a Commercial Car Park within the area of jurisdiction of the Assembly without a permit from the Assembly.

(2) Car park Overseers Permit

Each Commercial Car Park overseer (Bookman) within the Assembly’s Jurisdiction shall obtain a permit from the Assembly to operate a Vehicle Park.

(4) Payment of Vehicle Tolls

Each commercial vehicle driver who operates within the jurisdictional area of the Assembly shall pay a daily toll determined by the Assembly and shall obtain an official ticket/receipt in respect of the payment.

(5) Drivers’ Unions

An owner or driver of commercial vehicles who operates in the jurisdiction of the Assembly shall belong to a union of his choice

(6) Floating Vehicles

A commercial vehicle driver who operates within the Assembly’s area of jurisdiction shall belong to a union (floating driver) of his choice.

(7) Loading and Discharging of Passengers

- i. Operators of commercial vehicles within the area of jurisdiction of the Assembly shall load and discharge passengers only at designated vehicle parks approved by the Assembly.
- ii. A commercial vehicle operator within the Assembly’s area of authority shall not load or discharge passengers on the road or by the side of the road unless it is designated for that purpose.

(8) Embossment of Number on Taxis

- i. An operator of a taxi shall not operate within the area of jurisdiction of the Assembly without having an approved number from the Assembly or other sister Assemblies embossed visibly on the car.
- ii. An operator of a taxi working within the jurisdictional area of the Assembly shall not operate without wearing the approved uniform of the Assembly or other sister Assemblies.

(9) Provision of Dustbins in Cars

An owner or operator of a commercial vehicle who operates within the Assembly's area of jurisdiction shall provide containers (dustbins) in their vehicles for the purpose of dumping rubbish or waste by passengers while in the vehicle.

(10) Penalty

- i. A person who contravenes any provision of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not exceeding Twenty (20) penalty units or in default to a term of imprisonment of not more than 3 months or both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(11) Interpretation

In these Bye-laws unless the context otherwise requires

“Assembly” means the Asuogyaman District Assembly;

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (PUSH TRUCKS)
 BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) License for “Push Trucks”

An owner or a person in possession of a vehicle having four wheels not propelled by mechanical power referred to as “Push Truck” in use for the carriage of goods within the area of authority of the Assembly shall obtain a license for the Push Truck.

(2) Fee

The Assembly shall determine the fee which shall be fixed by a resolution.

(3) Number Plate

- i. A push truck for which a license is issued shall have affixed on it a number plate assigned by the Assembly or its authorized agents.
- ii. A license shall not be issued under section 1 in respect of a push truck which in the opinion of the Assembly is in a condition which poses danger to persons or property.

(4) Disqualification

- i. A person below the age of 18 years shall not operate a push truck which is subject to these Bye-laws
- ii. No user of a push truck shall sit on it while it is in motion.
- iii. An owner of a push truck shall not allow any person below the age of eighteen years to operate it.

(5) Observation of Rtraffic Rules

A user of a push truck which is subject to these Bye-laws shall observe the normal traffic rules and shall keep close to the right-hand side of the road.

(6) Penalty

A person who contravenes any of the provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine of not more than Ten (10) penalty units or in default to imprisonment for a term of not more than four months. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(7) Interpretations

In these Bye-laws unless the context otherwise requires
“Assembly” means the Asuogyaman District Assembly;

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (LICENSING OF BICYCLES)
BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made this day of, 20.....

(1) License for Bicycles

- i. A person who owns a bicycle within the area of authority of the Assembly shall obtain from the Assembly or its authorized agents, in respect of the Bicycle a license referred to as “Bicycle License”.
- ii. A bicycle license shall be in a form as the Assembly may determine.
- iii. A bicycle license shall be valid as from the date of issue and shall be valid for one year.
- iv. The period of validity of a bicycle license shall at first instant be one year.

(2) Bicycle Register

The Assembly shall keep a register of all bicycle licenses issued by it and shall specify in the register, the name and address of each person to whom a bicycle license has been issued and the number of bicycles each person is allowed to own.

(3) Ownership of Bicycle

For the purpose of these Bye-laws, any person in whose custody, charge 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 that bicycle.

(4) Production of License on Demand

It is the duty of a person who has a bicycle license to produce it upon demand for examination by either a Police Officer or an officer of the Assembly.

(5) Badge for Bicycle

A 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 was issued.

(6) Penalty

A person who contravenes any of the provisions of these Bye-laws commits an offence and shall on summary conviction be liable to a fine not exceeding Ten (10) penalty units or in default to imprisonment for a term not more than three months or both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(7) Interpretations

In these Bye-laws unless the context otherwise requires
“Assembly” means the Asuogyaman District Assembly;

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (BUSINESS OPERATING PERMIT) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made this day of, 20.....

(1) Permit

A person shall not carry on business, in or around any premises within the area of authority of the Assembly without a Business Operating Permit duly granted by the Assembly.

(2) Period of Validity

A Business Operating Permit granted under these Bye-laws shall expire on the 31st December of each year of issue.

(3) Permit not Transferable

A Business Operating Permit once granted is not transferable.

(4) Display of Permit

A Business Operating Permit granted under these Bye-laws shall be displayed in a conspicuous part of the premises on which the business is operated.

(5) Fee

The Assembly shall by resolution charge such Business Operating Permit fee as it deems appropriate.

(6) Liability to Pay Property Rate

An owner of a rateable property who is required to pay property rate, under any existing law shall in addition be required to apply for a Business Operating Permit under these Bye-laws.

(7) Powers of Entry

- i. Subject to the provisions of these Bye-laws an 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 purposes of carrying out an inspection, enquiry or any other duties authorized by the Assembly.
- ii. A person shall not obstruct or interfere with an officer or a person authorized by the Assembly in the performance of any duties assigned to the authorized person under these Bye-laws

(8) Withdrawal of Permit and Closure of Business

The Assembly may withdraw or revoke any Business Operating Permit granted if the person granted the permit contravenes any provisions of these Bye-laws.

The Assembly may close down a business or suspend its activities or seize the items on sale until the permit fee is paid.

(9) Liability of Officers

- i. The Assembly or an officer working on behalf of the Assembly shall not be liable for any damage, misplacement or otherwise of seized items in the event of contravention of sub-section 8
- ii. The Assembly shall dispose off by public auction or by any other means, any seized items if the owner fails to claim them within 14 days after the seizure.
- iii. Perishable items seized shall be disposed off within 24 hours.

(10) Winding Up

- i. 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 activities.
- ii. A company that fails to comply with paragraph 9 (i) of these Bye-laws shall continue to be billed by the Assembly for its fees for Business Operating Permit.

(11) Failure to Pay Business Operating Permit Fees

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

(12) Penalty

A person who contravenes any provision of these Bye-laws commits an offence and shall be liable on summary conviction to a fine of not more than Ten (10) penalty units or in default to a term of imprisonment of not more than six months or both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(13) Interpretations

In these Bye-laws unless the context otherwise requires

“Assembly” means the Asuogyaman District Assembly;

“business” includes Occupation, Profession or Trade;

“Perishable items” means goods that go bad within a short period. (e.g. Tomato, Yam, Fish, Meat etc).

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (PUBLIC MARKETS) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) Hours of Operation

A market shall be opened to the public every day of the week, which is from Monday to Saturday, from 6 O'clock in the morning to 6 O'clock in the evening and on Sundays from 6 O'clock in the morning to 4 O'clock in the evening.

(2) Tenancy Agreement with Assembly

The Assembly shall enter into a Tenancy Agreement with all successful applicants for a store in a market.

(3) Allotment of Stalls, Spaces and Stores

- i. A stall, store or space shall be allotted to an allottee for sale of items or articles as the Assembly may from time to time direct.
- ii. Applications for the use of a stall, store or space shall be made to the Assembly.
- iii. The period of allotment shall as a rule, be on terms and conditions as the Assembly may determine.
- iv. The grant of a store, stall or space shall be made by the Assembly.

(4) Discontinuance of Occupancy

Where the rent of any store in a market is payable monthly the occupier of that store shall give notice of his intention to discontinue its use at least seven days before the last day of the month for which rent has been paid, otherwise he shall be liable for rent for the succeeding month.

(5) Notice of Intention to Discontinue

Where the rent of a stall in a market is payable quarterly, the occupier of that stall or store shall give notice of his intention to discontinue the use of the store or stall at least seven days before the last day of the month, for which payment for the previous quarter elapses.

(6) Rent

The rent for a stall in the markets shall be as specified by a Rent Resolution of the Assembly which shall be published annually.

(7) Payment in Advance

Rent shall be paid in advance and where the rent is payable monthly or quarterly any part of the month or quarter shall count as entire month or quarter.

(8) Receipt of Rent Paid

Whenever rent is paid an official receipt shall be issued in respect of the period for which it is paid.

(9) Liability for Ejection

- i. Failure to produce a receipt evidencing payment of rent on demand shall render the occupier liable for ejection from the stall.
- ii. The period for which rent has been paid shall run from and include the day of allotment and shall expire on the last day of the period for which rent has been paid.

(10) Assembly under no Liability for Loss or Damage

The Assembly shall not be liable for any loss or damage to the property of an occupier of a store or stall under any circumstance.

(11) Insurance Policy

Tenants at the markets shall take an insurance policy against fire, theft, burglary or other unforeseeable contingencies.

(12) Subletting Stores without Consent

An occupier of a store or stall, in a market shall not sublet or share it, except with the prior written consent of the Assembly.

(13) Sale Restricted to Allotted Store etc.

- i. A person shall not sell at any place in a market other than the store or stall allotted to that person.
- ii. A person shall not sell or purchase goods or stock goods near an established Market.

(14) Only Specified Articles to be Sold

An occupier of a stall, in a market shall not sell or display for sale any goods other than those permitted to be sold at that area.

(15) Cleaning of Stores

- i. An occupier of a store or stall, in a market shall be responsible for the cleanliness of it at all times.
- ii. Before leaving the market at the close of the day each occupier shall thoroughly clean the store or stall and its surroundings and the refuse placed in dustbins provided for the purpose.
- iii. Stains from oil, fat or other articles shall be thoroughly cleaned by the occupier.

(16) Articles of Food to be Raised from the Ground

An occupier of a store or stall in a market shall not expose for sale bread, fish, prepared grain food or any other articles of food unless the items are placed on a table or on a support raised at least half a meter from the ground.

(17) Food to be Protected

An item which is likely to be used for human consumption in the state in which it is displayed for sale, shall be adequately protected from dust, flies or other insects.

(18) Obstruction of Access Ways

A seller shall not sell or place any box, basket or other containers in any access way or avenue at a market.

(19) Prohibited Persons

The Assembly shall refuse a right of entry into a market to any person who has previously been guilty of misconduct in or about the market.

(20) Designated Areas for Sale of Goods in the Market

A person shall not sell any article, animals or any other goods in any place in the market unless the place has been designated by the Assembly for that purpose.

(21) Children

A person in charge of a child in a market shall be responsible for the cleanliness and orderly conduct of the child and shall at the request of any authorized officer of the Assembly remove any nuisance the child may create.

(22) No Admittance of Public at Night

Only scheduled officers of the Assembly shall on any occasion be in the market at hours other than the times stated in section 1 of these Bye-laws.

(23) Orders

- i. A person using a market shall obey all reasonable directions, instructions and requests of the officers of the Assembly given for the preservation of cleanliness, order and regularity in the market or for facilitating the dispatch of business in the market.
- ii. The Assembly may suspend for such period as it may decide and determine the tenancy of any seller who willfully disobeys any of the provisions of these Bye-laws.

(24) Categorization of Market

Markets in the District shall be divided into categories and assigned facilities as the Assembly may determine.

(25) Penalty

A person who contravenes any provision of these Bye-laws commits an offence and shall be liable on summary conviction to a fine of not more than Twenty-Five (25) penalty units or in default to a term of three months imprisonment or both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(26) Interpretations

In these Bye-laws unless the context otherwise requires "Assembly" means the Asuogyaman District Assembly;

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (STREET MARKET PERMIT) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) Gazette Notification

The Assembly shall publish in the Gazette a notification to the effect that a street market has been established specifying the name of the street and notify the Traditional Councils.

(2) Days Specified for Street Market

A street market shall be opened to the public only on days specified by the Assembly for the purpose.

(3) Restriction on Street Market

- i. A person shall not at any time in any street market place or leave or cause to be placed or left in a street market, furniture, equipment, merchandise or goods or any articles whatsoever whether of a description herein enumerated or of any other description except on the days and during the hours as provided for in these Bye-laws.
- ii. Any item left in a Street Market in contravention of sub-sections (i) of section 3 shall be removed by officers of the Assembly and the goods may be sold or destroyed or otherwise disposed off as the Assembly may think fit.

(4) Demarcation of Spaces and Selling Sites

Spaces and selling sites in Street Market shall be demarcated as the Assembly may determine.

(5) Street Market Reserved only for Permitted Hawkers

- i. No person other than a person who holds hawker's Permit shall occupy a selling space or site in a street.
- ii. A Hawker's permit shall be valid and current and shall be produced on demand to any officer appointed by the Assembly to supervise the Street Market.
- iii. A space or selling site may not be occupied by more than one person.

(6) Specific items not allowed to be sold

A person shall not offer for sale in a Street Market any palm wine, corn wine or any other alcoholic beverage, or any other article the sale of which may at any time be prohibited by the Assembly, except where the Assembly may at any time otherwise direct.

(7) Only space or selling sites allocated to be used

A person shall not offer for sale or sell any article in a Street Market other than the space or selling site allocated to him by the Assembly

(8) Responsibility for maintaining cleanliness

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

(9) Food for sale to be raised from the ground

An occupier of a space or selling site shall not 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 half a meter from the ground.

(10) Food to be protected from dust and flies

An article which is likely to be used for human consumption shall not be exposed either to dust or flies and shall be disposed off in a manner as will satisfy the sanitation rules imposed by the Assembly's Environmental Health Officers.

(11) Prohibited persons at street market

The Assembly shall have the power to prohibit entry into a Street Market any person who has previously been found guilty of a conduct in or about any market as in the opinion of the officer, justifies the prohibition.

(12) Persons with contagious or infectious diseases

- i. A person of unsound mind, any leper or person suffering from vermin or from any contagious or infectious diseases shall be prohibited entry into a street Market.
- ii. An occupier of a space or selling site who brings to any street Market any box, basket or other containers shall desist from placing them in the access ways or avenues of the market.

(13) Animals, Alcoholic drinks not allowed at street markets

A person shall not under any circumstances bring or cause to be brought into a Street Market any of the following.

- a. Dogs, sheep, goats, swine, cattle etc.
- b. The offal of any animal; or
- c. The skin of any animal, unless such skin has been properly cured or dressed.

(14) Responsibility towards children

A person in charge of a child in a market shall be responsible for the neatness and responsible conduct of the child, and shall, at the request of any officer from the Assembly or Police Officer, remove any nuisance the child may create.

(15) Respect for directives of Assembly

A person who uses a Street Market either as a seller or purchaser shall obey the directives of Officers of the Assembly for the preservation of cleanliness; order in the market or for facilitating the dispatch of business in the market.

(16) Ejection of non-compliant persons

The Assembly reserves the right to eject from a Street market a person who disobeys the directives or to take measures to ensure compliance as may be lawfully exercised by the Assembly.

(17) Liability of Assembly

The Assembly shall be under no liability whatsoever for any loss or damage caused to the property of any occupier of any space or selling site whether due to fire or theft or any other cause whatsoever.

(18) Traffic in Street Market

Vehicular traffic shall not be allowed in a Street Market during market hours.

(19) Penalty

A person who contravenes any provision of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not exceeding Ten (10) penalty units or in default to a term of imprisonment not exceeding three months or to both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(20) Interpretation

In these Bye-laws unless the context otherwise requires

“Assembly” means the Asuogyaman District Assembly; “Hawker” includes both sedentary and roving persons who carry goods about for sale;

“Street Market” means a market organized by the Assembly on specific roads within the jurisdiction of the Assembly.

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (KIOSK KEEPERS) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) Fee for Kiosk

A person is not permitted to keep a Kiosk in the Assembly’s area of authority for the sale of anything to the public unless the person pays to the Assembly fees fixed by resolution of the Assembly.

(2) Penalty

Any person who contravenes section 1 of these Bye-laws commits an offence and shall on summary conviction be liable to a fine of not more than Ten (10) penalty units or in default of payment to a term of imprisonment of not more than three months. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(3) Interpretation

In these Bye-laws unless the context otherwise requires “Assembly “means the Asuogyaman District Assembly;

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (ENTERTAINMENT LICENCE) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) Entertainment Licenses

- i. A person shall not organize any form of entertainment within the jurisdiction of the Assembly without first obtaining a license for that purpose and on the payment of a fee as the Assembly may determine.
- ii. Despite sub-section (i) of this section a fee shall not be required for;
 - a. an entertainment devoted to charity;
 - b. free entertainment
- iii. A license issued under sub-section (1) of this paragraph shall
 - a. not be transferable;
 - b. be valid only for the day and or year in which it is issued.

(2) Activities for which Licenses shall be Obtained

The Assembly shall issue a license for

- a. concerts, theatrical performances, video shows, cinemas, fairs, circuses, dances, discotheques and other entertainments to which money or reward is given; and
- b. billiards, horse racing, soccer and lawn tennis unless these activities are devoted to charity or are organized for free.

(3) Hours of Operation

- i. A license issued under these Bye-laws shall permit an activity for which the license was issued to take place at the time specified on the license.
- ii. The Assembly may by a resolution grant an exception from the payment of fees as it may consider appropriate.

(4) Right of Entry

- i. An officer of the Assembly duly authorized has the right of entry to any premises of entertainment for the purpose of inspection.
- ii. A person shall not obstruct or prevent any officer acting under sub-section (i) of section 4 of these Bye-laws.

(5) Power to Revoke License

The Assembly may revoke an entertainment license if the licensee is convicted of an offence under any provision of these Bye-laws.

(6) Penalty

A person who contravenes any provision of these Bye-laws commits an offence and shall be liable on summary conviction to a fee not exceeding Twenty-Five (25) penalty units or to a term of imprisonment of not more than six months or both. The fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(7) Interpretation

In these Bye-laws unless the context otherwise requires "Assembly" means the Asuogyaman District Assembly;

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (ABATEMENT OF NOISE) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) Place for sale of Records

A person shall not use any place for the sale of records or other recorded music unless the place has been inspected, approved and licensed by the Assembly.

(2) Application for License

- i. An application for license shall be made in writing to the Assembly.
- ii. A license may be issued subject to conditions as may be prescribed by the Assembly

(3) Duration of Validity of License

- i. A license issued under section 2 shall be an annual one and be effective from the date on which it is issued.
- ii. The license so issued shall expire on the 31st of December of the year in which it is issued.

(4) Withdrawal of License

- i. The Assembly may withdraw a license issued under these Bye-laws where the owner of the premises
 - a. makes an unauthorized alteration to any sound-proof design for listening; or
 - b. is convicted of an offence under these Bye-laws or any existing bye laws or laws for the time being in force.

- ii. A person shall not make noise within the jurisdiction of the Assembly beyond
 - a. 55 dB in residential areas between 6:00 am and 10:00 pm, and 48 dB between 10:00 pm and 6:00 am,
 - b. 55 dB in Educational and Health institutions and facilities, between 6:00 am and 10:00 pm, and 50 dB between 10:00 pm and 6:00 am,
 - c. 60 dB in commercial areas or light industrial areas, between 6:00 am and 10:00 pm, and 55 dB between 10:00 pm and 6:00 am,
 - d. 65 dB in areas with light industry, place of entertainment or public assembly and place of worship like churches and mosques, between 6:00 am and 10:00 pm, and 60 dB between 10:00 pm and 6:00 am,
 - e. 75 dB in predominantly commercial areas, between 6:00 am and 10:00 pm, and 65 dB between 10:00 pm and 6:00 am,
 - f. dB in light industrial areas, between 6:00 am and 10:00 pm, and 60 dB between 10:00 pm and 6:00 am,
 - g. 70 dB in predominantly heavy industrial areas, between 6:00 am and 10:00 pm, and 70 dB between 10:00 pm and 6:00 am.

(5) Music for Advertisement of Spots

A person shall not play or cause to be played any recorded music in public for advertising purposes so as to cause a nuisance to the public.

(6) Music Played in Entertainment Centres

- i. A proprietor or person in charge of a night club, restaurant or drinking bar or other place of refreshment or entertainment, church or worship center shall not play music at the place so as to cause a nuisance to the public or residents in the area.
- ii. Any music played in any place must be heard only within the confines of that place and within permissible noise level.

(7) Circumstances where Music can be Played up to Midnight

A person may play music at a reasonable pitch up to midnight when

- a. a wake is being kept; or
- b. a party or a public function permitted by the Assembly is being organized

(8) Religious Institutions

- i. A person conducting a religious service shall not play or cause to be played music beyond the recommended pitch in section 4 (ii)
- ii. A person may play music in an institution or in an entertainment hall or make an address through a public address system so as to be heard only within the confines of the institution or entertainment hall within the permissible noise level.
- iii. A person conducting a religious service where music is to be played before 6 am or after 12.00 pm shall seek permission from the Assembly in writing.

(9) Penalty

- i. A person who contravenes any provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine of Twenty-Five (25) penalty units or a term of imprisonment not exceeding 3 months or both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.
- ii. In the case of a continuing offence, the offender shall be liable to an additional fine of five penalty units in respect of each day on which the offence continues. The accumulated fine shall, on payment, be ceded to the Assembly.

(10) Interpretations

In these Bye-laws unless the context otherwise requires

“Assembly” means the Asuogyaman District Assembly;

“db” means decibel which is the measure of loudness of sound.

.....
HON. JONATHAN HAGAN
Presiding Member

.....
MR. MOSES KOBLA JOSHUA
Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (BUSH FIRE) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) Establishment of Fire Volunteer Squad

- i. There shall be established in every Town Area or Unit a fire volunteer squad.
- ii. The squad shall be assisted by the chiefs, Assembly members and Unit Committee members and the Ghana National Fire Service to enforce the Bye-laws.

(2) Starting of Bush Fires

A person shall not start a bush fire for any purpose whatsoever without a permit from the Assembly.

(3) Need to Notify Fire Service

- i. Where bush fire is to be set for any purpose, the Ghana National Fire Service or volunteer squads shall be contracted to supervise the burning.
- ii. A person setting up fire for any purpose shall put off the fire immediately after usage.

(4) Prosecution of Offenders

A person who contravenes any of these Bye-laws commits an offence and shall be arrested and tried by a court of competent jurisdiction.

(5) Penalty

- i. A person who contravenes the provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine of twenty penalty units or in default to a term of imprisonment for six months or to both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.
- ii. A person who is aware and refuses to report to the appropriate authority another person who sets a bush fire commits an offence and is liable on summary conviction to a fine of not less than Ten (10) penalty units or to a term of imprisonment for three months or to both. The fine imposed shall, on payment, be ceded to the Assembly.

(6) Interpretations

In these Bye-laws unless the context otherwise requires

“Assembly” means the Asuogyaman District Assembly;

“Bush Fire” means the uncontrolled burning of any farm, forest, grassland.

.....
HON. JONATHAN HAGAN
Presiding Member

.....
MR. MOSES KOBLA JOSHUA
Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (FIREWOOD DEALERS) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) License to Sell Firewood

A firewood dealer shall not operate in the area of authority of the Assembly; or produce, convey, or export firewood outside the area of authority of the Assembly unless the firewood dealer obtains a license to do so and complies with conditions set by the Assembly.

(2) Fee

The fee payable to the Assembly for any license issued under these Bye-laws shall be specified by the Assembly’s fee fixing resolution.

(3) Penalty

A person who contravenes the provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not exceeding Four (4) penalty units or in default to imprisonment for a term of not more than three months or both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(4) Interpretation

In these Bye-laws unless the context otherwise requires "Assembly" means the Asuogyaman District Assembly; "Firewood Dealer" means a person who trades in firewood whether collected or stocked up for sale to the public.

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (OPERATION OF HERBALISTS)
 BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) License

A person shall not practice as a herbalist within the Assembly's area of authority unless that person registers with the Ghana Psychic and Traditional Healers Association; and obtains a permit from the Assembly.

(2) Duration of Permit

A permit issued under these Bye-laws shall expire on the 31st December of each year of issue, and a fee determined in accordance with the fee fixing resolution of the Assembly shall be paid by the licensee.

(3) Sanitary Conditions of Herbalist's Premises

- i. A herbalist shall;
 - a. keep his premises and surroundings clean at all times;
 - b. keep his stock under hygienic conditions;
 - c. take all reasonable precautions in cases of infectious and contagious diseases; and
 - d. Refer cases beyond his competence to a hospital with reasonable dispatch.

(4) Inspection of Premises by Assembly Official

An officer duly authorized by the Assembly shall enter and inspect the sanitary conditions of a herbalist's premises and may request him at any time to produce his license for inspection.

(5) Revocation of License

The Assembly may revoke a herbalist's license where the herbalist has been convicted on two occasions of an offence involving dishonesty or improper conduct as a herbalist; or where the herbalist repeatedly fails to maintain good sanitary conditions in his premises.

(6) Penalty

- i. A person who contravenes any provision of these Bye-laws commits an offence and shall be liable on summary conviction to a fine of not more than Eight (8) penalty units or in default to a term of imprisonment not exceeding six months or to both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.
- ii. For each day an offence is continued, after a written notice has been served on the offender, a further penalty of One (1) penalty unit shall be imposed. The accumulated fine imposed shall, on payment, be ceded to the Assembly.

(7) Interpretation

In these Bye-laws unless the context otherwise requires “Assembly” means the Asuogyaman District Assembly; “Herbalist” means a person who holds himself or herself out as practicing therapeutics originating in any part of Africa or Asia.

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (CONTROL OF SELF-EMPLOYED ARTISANS) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) License to Practice Trade

- i. An artisan, handicraftsman or mechanic shall not practice his trade or profession in any area of the Assembly unless he has obtained a license from the Assembly to do so.
- ii. A license issued under this Bye-laws shall expire on the 31st December of each year of issue, and a fee determined in accordance with the fee fixing resolution of the Assembly shall be paid by the licensee, who shall satisfy all conditions as the Assembly may from time to time impose.

(2) Penalty

A person who contravenes these Bye-laws commits an offence and shall be liable on summary conviction to a fine not more than Twenty-Five (25) penalty units or to a term of imprisonment not more than three months or to both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(3) Interpretation

In these Bye-laws unless the context otherwise requires

“Assembly” means the Asuogyaman District Assembly;

“Artisan” includes Druggist, Sprayers, Painters, Leather Works, Soap makers, Cobblers, Poultry Farmers, Plumbers, Wood-carvers, Motorized Hand Saw Operators, Vulcanizers, Fitters, Tailors, Seamstresses, Mattress Makers, Welders, Masons, Mechanics, Photographers, Carpenters, Repairers, Hairdressers, Block makers, Weavers, Spare Parts Dealers, Washer men, Letter-writers who are not employed in a Government Department, State Corporation or any registered company.

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (PROTECTION OF CHILDREN UNDER EIGHTEEN YEARS) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) Protection for children

The Assembly shall provide protection and supervise the control of children under eighteen years of age in all towns and villages within the area of the Assembly to ensure equal opportunity of development.

(2) Unaccompanied children

A child under eighteen years of age shall not be allowed to roam about after 8.00 p.m unaccompanied by an adult, parent or guardian.

(3) Prohibition from Functions and Acts

- i. Children under eighteen years of age shall
 - a. Not attend commercial concerts, dances, videos and wake keepings or funerals after 8 p.m
 - b. Be allowed to engage in any trading activities; or patronize drinking spots.
- ii. Despite sub-section (i) the Assembly may allow children below eighteen years of age to attend information service film shows; religious functions; organized night studies under the supervision of a school; organized school entertainment and sporting programme; or vigils, bonfires, under the supervision of the Assembly or Chief(s).

(4) Responsibility of Parents or Guardians

- i. A parent or guardian is responsible for keeping indoors children under 18 years after 8:00 p.m.
- ii. A person shall not engage a child of less than eighteen years to undertake any trading activity.

(5) Penalty

A person who contravenes the provisions of these Bye-laws, commits an offence and shall be liable on summary conviction to a fine of Twenty-Five (25) penalty units or in default to a term of imprisonment for three months or to both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(6) Interpretation

In these Bye-laws unless the context otherwise requires
 “Assembly” means the Asuogyaman District Assembly;

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (USE OF PUBLIC CLASSROOM
 BY RELIGIOUS BODIES) BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) Permit

- i. A person or religious body shall not use a public classroom for the observance or celebration of a religious function within the area of jurisdiction of the Assembly unless that person obtains approval from the Assembly.
- ii. An application for approval shall be subject to the following
 - a. The religious body applying to use a school site should be well established and interested in providing facilities for the enhancement of education in the area of jurisdiction of the Assembly;
 - b. The religious body should be financially sound and capable of undertaking building projects for schools in accordance with specifications as the Assembly may direct; and
 - c. Payment of a fee every month to the Assembly in accordance with the fee fixing resolution.

(2) Period of Operations

A religious body which has been given approval under these Bye-laws to use a Public classroom shall benefit from such approval only for the period specified under the conditions as shall be determined by the Assembly.

(3) Assembly’s Contribution

The Assembly may contribute technically to a building project under sub-section (ii) (b) and a religious body shall co-operate with the local communities for the establishment of such schools.

(4) Provision of Furniture

- i. A religious body may provide furniture for newly established schools initiated by the religious body.
- ii. School built by a religious body shall be in the public system under the Assembly’s education unit.
- iii. The religious body shall be represented on the school committee, which shall be formed to run the school.
- iv. An agreement shall be executed between the religious body and the Assembly, vesting the property in the latter.

(5) Inspection of Premises

An officer duly authorized by the Assembly to conduct inspection may enter and inspect the conditions of the premises and request any person/group of persons to produce the relevant license for inspection.

(6) Penalty

Any person or religious body who contravenes any of the provisions of these Bye-laws commits an offence and is liable on summary conviction to a fine not exceeding ten penalty units or in default to a term of imprisonment not exceeding six months or to both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(7) Interpretation

In these Bye-laws unless the context otherwise requires “Assembly” means the Asuogyaman District Assembly;

.....
HON. JONATHAN HAGAN
Presiding Member

.....
MR. MOSES KOBLA JOSHUA
Secretary

ASUOGYAMAN DISTRICT ASSEMBLY (NUMBERING OF HOUSES) BYE-LAWS, 2019

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) Numbering of Houses

The Assembly may cause all premises to be numbered in all or any of the towns and villages within the area of authority of the Assembly, and may appoint persons referred to as Enumerators for the purpose of numbering of premises.

(2) Hours of Work of Enumerators

An enumerator may enter any premises between the hours of 6.00 am and 6.00 p.m. for the performance of his duties and may ask questions from the occupants to obtain information as required.

(3) Markings by Enumerators

An enumerator may make a mark on any premise that is sufficient for the identification of the premises.

(4) Penalty

A person who

- a. Removes, alters, obliterates, covers or defaces any mark made in accordance with section 3 of these Bye-laws or
- b. Hinders or prevents the correct indication of any premises, commits an offence and shall be liable on summary conviction to a fine not exceeding Twenty-Five (25) penalty units or in default to imprisonment for a term not exceeding four months or to both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(5) Interpretation

In these Bye-laws unless the context otherwise requires “Assembly” means the Asuogyaman District Assembly; “Premises” means any house, hut, shed, structure or roofed enclosure, whether used for the purpose of human habitation or otherwise.

.....
HON. JONATHAN HAGAN
Presiding Member

.....
MR. MOSES KOBLA JOSHUA
Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (MAINTENANCE OF PREMISES)
BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) White Washing and Painting of Premises

An owner or occupier of premises within the area of administration of the Assembly shall keep the premises clean, white washed and painted on regular basis, at least once in every two years.

(2) Surcharge of Owner, Occupier

Where an owner or occupier fails to comply with sub-section (1), the Assembly shall undertake the painting and charge the owner or occupier with the expenses incurred in undertaking the painting.

(3) Inspection by Authorised Officer

An officer of the Assembly duly authorized may inspect the state of maintenance of any premises and its state of cleanliness within a prescribed period as it may determine.

(4) Powers of Assembly

The Assembly may direct an 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 determine.

(5) Extension of Time

The Assembly may extend the prescribed period for the painting of premises upon an application by the owner or occupier of the premises in reasonable circumstances.

(6) Offence for Uncleanliness

After the expiration of the extended prescribed period, 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.

(7) Premises in Disrepair

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

(8) Abandoned Premises

Where a premises is abandoned and in a total state of disrepair, dilapidation 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 it within a period of eight days.

(9) Demolition of Premises after Eight Days' Notice

The Assembly shall demolish the premises and charge the owner or occupier of the premises with the cost of demolishing after the expiration of the eight days' notice period.

(10) Uncompleted Dangerous Property

The Assembly shall serve notice on the owner of uncompleted premises which poses a threat to life and property to either complete or demolish it within a specified period of time.

(11) Penalty

A person who contravenes any of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not exceeding Forty (40) penalty units or in default of payment to a term of imprisonment not exceeding six months or to both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(12) Interpretation

In these Bye-laws unless the context otherwise requires

“Assembly” means the Asuogyaman District Assembly;

“Premises” means any house, hut, shed, structure or roofed enclosure, whether used for the purpose of human habitation or otherwise.

.....
HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (REMOVAL OF NIGHTSOIL/SEPTAGE)
BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) Control of Private Latrines

In all communities under the jurisdiction of the Assembly the removal of nightsoil/septage from all premises in which private toilets are kept shall be under the control of the Assembly and no person other than a person authorized by the Assembly shall remove nightsoil/septage from such private latrines.

(2) Use of Pan Latrines

The use of pan latrines within the jurisdiction of the Assembly is hereby abolished. Premises with such facilities shall convert them to an approved toilet facility

(3) Notice to Assembly

The owner or occupier of any premises in which private toilets are kept shall give notice of any such toilets to the Assembly which shall provide services for the dislodging of same. The Assembly may also provide such services through its accredited agents.

(4) Fees payable to Assembly

There shall be payable to the Assembly or its accredited agents by the owner or occupier in respect of the services for which provision is made by the Assembly under these Bye-laws, a fee as may be fixed from time to time by resolution of the Assembly and approved by or on behalf of the Ministry of Local Government.

(5) Penalty

Any person other than a person authorized by the Assembly who dislodges toilet from any premises to which the provisions of these Bye-laws apply, and every owner or occupier who permits any unauthorized person to dislodge same or who fails to notify the Assembly as required commits an offence under section 3 and shall on summary conviction be liable to a fine not exceeding Twenty-Five (25) penalty units or in default to imprisonment for a term not exceeding 3 months. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(6) Interpretation

In these Bye-laws unless the context otherwise requires –

“Premises” does not include Government premises or Assembly premises

“A private toilet” means a toilet installed for the use of the person living within a single house or premises connected to a septic tank capable of being dislodged without nuisance.

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HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (PERMANENT AND
TEMPORARY STRUCTURES) BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made this.....day of20.....

(1) Structure Permit

A person shall not mount a permanent or temporary structure including a house, kiosk or container within the area of jurisdiction of the Assembly unless that person has been issued with a permanent or temporary structure permit.

(2) Unauthorised Structure

A permanent or temporary structure constructed within the jurisdictional area of the Assembly without a permit shall be classified as an unauthorized structure.

(3) Structures in Public Right of Way

The Assembly may demolish or remove such unauthorized structure located in a public right of way or poses danger to life and/or property with or without notice and surcharge the owner with any costs it incurs during the demolishing and/or removal of the offending structure.

(4) Notice to be Served in rescribed Manner

- i. Except where an unauthorized structure is sited within a public right of way or has been placed in a manner that poses danger to life and property, the Assembly will serve appropriate summons or removal notice on the owner of the offending structure for a period of three days.
- ii. A notice shall be served any day between the hours of 6:00 am to 6:00 pm.
- iii. Notice shall be served on the owner, agents or persons residing in the house or structure who are above eighteen years and where a person refuses to accept the notice, the notice shall be tendered on that person.
- iv. Where a person is not available to receive the notice, it shall be affixed on the property.

(5) Enforcement in Respect of Non-compliance

- i. The Assembly shall confiscate the tools of an unauthorized developer after the expiration of the notice served on him in section 4 above to prevent the developer from continuing with the project.
- ii. The Assembly shall remove or demolish the unauthorised structure after the expiration of the notice, and his continuous development after the action in section 5 (i), and the owner shall pay a penalty of twenty penalty units or a prison term not exceeding three months or both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(6) Fine

- i. Where the structure is removed, it shall be deposited at a safe site for 14 days and shall only be released to the owner after the payment of a fine of ten penalty units per two meters square. The fine imposed shall, on payment, be ceded to the Assembly.
- ii. The Assembly shall dispose off by public auction or by any other means, any structure or confiscated tools if the owner fails to claim them within fourteen days after the removal or confiscation.

(7) Validity of Permit

Permits for temporary structures shall be valid for one year except as otherwise provided.

(8) Revocation of Permit

A Permanent or temporary structure permit may be revoked by the Assembly and the structure shall be removed from its location at the end of fourteen days.

(9) Penalty

A person who contravenes any of these Bye-laws commits an offence and on summary conviction shall be liable to a fine of twenty penalty units or three months imprisonment or both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(10) Interpretation

In these Bye-laws unless the context otherwise requires

“Assembly” means the Asuogyaman District Assembly;

“Tools” means any item used at a construction site to facilitate the construction of any structure.

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HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (BUILDINGS-MISCELLANEOUS)
BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) Buildings Permit

- i. A person shall not construct a building or any structure within the Assembly’s area of jurisdiction without obtaining a permit from the Assembly.
- ii. The Assembly shall stop the development of any structure if the owner fails to obtain a permit from the Assembly.
- iii. The Assembly shall confiscate the tools and other items from the construction site of a developer who contravenes section (i) and (ii).
- iv. The Assembly or an officer working on behalf of the Assembly shall not be liable for any damage, misplacement of confiscated items.
- v. The Assembly shall dispose off by public auction or by any other means, any confiscated items if the owner fails to claim them within fourteen days after the confiscation.
- vi. Perishable items shall be disposed off after twenty four hours.

(2) Business Premises

- i. A person shall not construct a business premises in a residential area unless the building line is 10 meters from the fence line
- ii. Adequate parking space commensurate to the business premises must be provided in order to curtail the incidence of on-street parking.

(3) Building Offsets to be Observed

- i. Building offsets in respect to fence lines and for all categories of buildings shall be respected by all persons who are undertaking constructional works.
- ii. A person who contravenes section (i) shall rectify the anomaly within one week of notice of the anomaly.
- iii. A person who refuses to rectify an anomaly under 3(ii) above commits an offence and shall be liable on summary convictions to a fine of Twenty-Five penalty units. A fine imposed under this paragraph shall, on payment, be paid to the Assembly.
- iv. In the case of a continuing offence, a fine of four penalty units shall be imposed for everyday that the offence continues and the Assembly shall rectify the anomaly and surcharge the developer with any costs incurred.

(4) Hillside Waterways

A person shall not construct a building on the slope of a hill with gradient of more than forty degrees or on a waterway.

(5) Adjoining Premises to be Protected

A person constructing premises in a built up environment shall protect the site against dust and falling debris.

(6) Enforcement

A person who contravenes these Bye-laws commits an offence and shall be liable on summary conviction to a fine of hundred penalty units or six months imprisonment or both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly

(7) Interpretation

In these Bye-laws unless the context otherwise requires “Assembly” means the Asuogyaman District Assembly;
 “Premises” means any house, hut, shed, structure or roofed enclosure, whether used for the purpose of human habitation or otherwise;

“Perishable items” means goods that go bad within a short period.

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HON. JONATHAN HAGAN

Presiding Member

.....
MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (MISCELLANEOUS)
 BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) No Fitting Shop on or by the Street

A person shall not establish a fitting shop on or by the street in the Assembly’s area of jurisdiction for the repair of car or other machines.

(2) No person shall Park Vehicle, Goods etc in Public Pathway

A person who

- a. Parks a vehicle; or
- b. Packs goods or other items in a public pathway or pavement commits an offence

(3) No Bills or Posters etc

- i. A person shall not affix posters for advertisement on any wall, tree or fixtures, other than the spaces specifically provided or approved by the Assembly
- ii. For that purpose; or the Property owned or occupied by the advertiser which shall be approved by the Assembly.
- iii. Permits in respect of sections 3 (a) and (b) shall be renewed annually.

(4) Littering of Refuse

A person shall not throw litter, refuse or other matter which may cause nuisance or block the free passage of water in gutters or drains.

(5) Responsibility of Operators

- i. A commercial or industrial operator shall clean the business premises and keep it neat at all times.
- ii. Where the commercial or industrial operator fails to undertake the cleaning within twenty hours the Assembly shall undertake the cleaning and charge the commercial or industrial fee commensurate with the work undertaken.

(6) Health Day

Where the Assembly designates a day as HEALTH DAY, a person who obstructs-

- a. A pupil or teacher; or
- b. Any other person authorized to clean any area of the District commits an offence and shall be liable on summary conviction to a fine not more than Ten (10) penalty units or to a term of imprisonment not exceeding three months or to both. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(7) No Parking

A person shall not place empty cases, spare parts of vehicles or derelict vehicles and other articles at places where they may

- a. Cause obstruction to traffic or other users of the road; or
- b. Be an eyesore; or
- c. Otherwise unpleasant to the public.

(8) Frontage of Commercial Premises to be Cemented

- i. The owner or occupier of a commercial or industrial building shall ensure that the frontage of the building is concreted or cemented or solidly paved, slabbed, tiled to the satisfaction of the District Engineer of the Assembly.
- ii. Where the owner or occupier of commercial or industrial premises does not comply with the provisions of sub-section (i) the District Engineer or the Town Planning Officer or any approved agent of the Assembly shall do so and surcharge the owner or occupier of the commercial or industrial building concerned.
- iii. Owners or occupiers of stores, market stalls and market places shall keep their floors and frontages clean of litter, rubbish or filth.
- iv. Where a person is permitted or licensed to trade, work or use for any purpose the frontage of a premises, the owner or occupier of the premises and the licensee are jointly liable for the default of that person.

(9) Creation of Nuisance

- i. A person who for the purpose of trade, vocation or other business causes smell or other nuisance to the detriment of neighbours or the public commits an offence.
- ii. A person authorized by the Assembly to destroy, remove or dispose of anything under these Bye-laws, shall not be liable to any person for any loss sustained.

(10) Washing of Vehicles on Road

A person shall not wash a vehicle of any kind on public roads within the area of Jurisdiction of the Assembly.

(11) Damage to Public Property

- i. A person shall not damage or cause to be damaged any public property within the jurisdictional area of the Assembly.
- ii. A person who contravenes section II (i) shall replace or pay for the replacement of the property and in addition pay a fine of twenty penalty units or in default three months imprisonment or both. A fine imposed under this section shall, on payment, be ceded to the Assembly.

(12) Prohibition of sale of Unwholesome, Poisonous or Adulterated Food

Any food sold or offered for sale that has in or upon it any poisonous or harmful substance is unwholesome or unfit for human consumption.

(13) Deception of Consumers

Any person, who labels, packages, sells or advertises any food in a manner that is false, misleading or deceptive as regards its character, nature, value, substance, quality, composition, merit or safety commits an offence.

(14) Sale etc of Food under Insanitary Conditions

Any person who sells or offers or exposes for sale or has in his possession for sale or deposit with or consigns to any person for the purpose of sale of any food intended for sale but unfit for human consumption commits an offence.

(15) Suitability Report before Commencement of Business

- i. All operators in the hospitality industry, factories and/or firms, food processing firms and schools shall obtain a suitability report from the Environmental Health Department of the Assembly before commencement of business.
- ii. The report shall be renewable annually.

(16) Sanitation Management Plan

- i. A person shall not develop an estate, a school or other commercial facility without a sanitation management plan.
- ii. The sanitation management plan shall indicate how waste and other sanitation activities will be managed on the premises.

(17) Solid Waste Collection

- i. Landlords shall register with accredited waste contractors for door to door solid waste collection services.
- ii. Landlords shall pay to these contractors' monthly subscription fees in accordance with the fee fixing resolution of the Assembly.

(18) Drain Cleansing

- i. Shop owners shall be responsible for desilting and cleansing of drains in front of their shops.
- ii. Pavements shall not be used for any trading activities; they shall be used exclusively as pedestrian walkways.

(19) Meat Inspection

Environmental Health Officers shall undertake regular inspection of fish and meat.

(20) Penalty

A person who contravenes any of these Bye-laws commits an offence and is liable to pay a fine of Twenty-Five (25) penalty units. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

(21) Interpretations

In these Bye-laws unless the context otherwise requires

“Assembly” means the Asuogyaman District Assembly;

“Frontage” includes verandah, porches, pavements, drains and roads in front of any premises;

“Goods” includes trucks, cranes, lorries, cars, motor cycles, tricycles, bicycles, carts and wagon;

“Health Day means any day set aside by the Assembly for cleaning up activities within its area of authority;

“Premises” means any building, structure whatsoever and includes house, hut, shed, roofed enclosure, kiosk, whether used for the purpose of human habitation or otherwise;

“Roads” includes street, kern, pavement, sidewalks and footpaths;

“Unauthorized structure” means the erection, construction, mounting etc of any structure without taking a permit from the Assembly or its authorized agents.

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HON. JONATHAN HAGAN

Presiding Member

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MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (WATER AND SANITATION SERVICES)
BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936), these Bye-laws are made thisday of, 20.....

(1) Rural Water Supply

The Assembly shall connect communities to the Assembly’s pipe scheme through the Water and Sanitation Development Board

(2) Connecting to the Scheme

An owner of a house or occupier of any premises may be connected to the water scheme upon receipt from him, an application and payment of the appropriate charges.

(3) Customer Service

- i. The Board shall supply potable water to customers within its catchment area and bill them monthly for the services rendered.
- ii. Payment shall be done within two weeks after receiving the bill.

(4) Penalty

A person who without lawful justification or excuse, the prove of which shall be on him, refuses or willfully neglects to pay any bills payable by him after water consumption commits an offence and shall be liable on summary conviction to a fine of twenty penalty units in addition to the payment of the said arrears. A fine imposed under this paragraph shall, on payment, be ceded to the Assembly.

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HON. JONATHAN HAGAN

Presiding Member

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MR. MOSES KOBLA JOSHUA

Secretary

**ASUOGYAMAN DISTRICT ASSEMBLY (VOLTA GORGE AREA PROTECTION)
BYE-LAWS, 2019**

IN EXERCISE of the powers conferred on the Asuogyaman District Assembly by section 181 of the Local Governance Act, 2016 (Act 936) these Bye-laws are made this.....day of, 20.....

(1) Prohibition

- i. No person shall; make farm, graze cattle, use dogs for hunting, win sand, or quarry stone in the Volta gorge area without permission from the Asuogyaman District Assembly and the Volta River Authority.
- ii. Before granting any permit, the Assembly shall consult with the Volta River Authority and Volta Gorge Land owners Association.
- iii. No person shall manufacture or cause to be manufactured charcoal within the Volta Gorge area.
- iv. No person shall cut trees or wood within the Volta Gorge area for manufacture of charcoal or for any other purpose without the prior consent of the Volta River Authority and Volta Gorge Landowners Association.
- v. Any person who contravenes sub-sections (i), (iii), and (iv) of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not exceeding Twenty-Five (25) penalty units or to a term of imprisonment not exceeding six months or both.
- vi. No person shall undertake any enterprise in the form of agricultural activities, aquaculture, hotel, chalet, and guest house in the Volta Gorge area without obtaining environmental permit from the Environmental Protection Agency and the Asuogyaman District Assembly.
- vii. Any person who contravenes sub-section (vi) of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not exceeding One Hundred and Twenty-Five (125) penalty units or to a term of imprisonment not exceeding six months or both.
- viii. In addition to whatever penalty that shall be imposed by the Court for contravention of sub-section (vi), the Asuogyaman District Assembly shall have the right to cause the closure of that enterprise until environmental permits are obtained.

(2) Creation of Buffer Zone

- i. A buffer zone of tree or grass vegetation of at least 20 meters wide shall be left intact between the shores of the Volta Lake and any enterprise that shall be established in the Volta Gorge area.
- ii. Any person who contravenes sub-section (iv) of these Bye-laws commits an offence and is liable on summary conviction to a fine not exceeding fifty (50) penalty units or to a term of imprisonment not exceeding three months or both.
- iii. After the payment of the penalty that shall be imposed by the Court, the person shall create the required buffer zone within two months.
- iv. The Volta Gorge Authority or Asuogyaman District Assembly shall have the right to cause the closure of the enterprise if the person fails to create the buffer zone within two months until such time that the buffer zone shall be created.

(3) Monitoring

- i. The Volta River Authority shall have the right to patrol the Volta Gorge area to ensure that all activities are being done according to the provisions of these Bye-laws.
- ii. Upon presentation of proper identification, authorized representative(s) of the Volta River Authority shall have the right to enter the premises of any enterprise in the Volta Gorge area with or without the permission of the enterprise for the purpose of ensuring compliance with these Bye-laws.
- iii. It shall be an offence for any person to prevent an authorized representative of the Volta River Authority to enter the premises of any enterprise in the Volta Gorge area.
- iv. Any person who contravenes the provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not exceeding fifty (50) penalty units or to a term of imprisonment not exceeding three months or both.

(4) Exercise of Physical Control

- i. The Volta River Authority and the Assembly in consultation with Volta Gorge Landowners Association shall maintain, and exercise physical control over the Volta Gorge area environment and shall give orders as it deems necessary for the protection of the Volta Lake and the Akosombo Dam.
- ii. Any person to whom the order is directed shall comply forthwith.
- iii. Any person who does not comply with the order commits an offence and shall be liable on summary conviction to a fine not exceeding Twenty (20) penalty units or to a term of imprisonment not exceeding three months or both.

(5) Definitions

“Assembly” means Asuogyaman District Assembly.

“Buffer zone” means any stretch of vegetation of trees or grass or shrubs that is maintained to check soil erosion or filter pollution.

“District Assembly” means Asuogyaman District Assembly.

“Enterprise” includes crop farm, livestock project, aquaculture, hotel, guest house,

“Person” means any individual; public or private corporation and its office; partnership; association; firm; trustee; executor of an estate; the State or its departments, institutions, bureaus, or agencies; political subdivisions, or any other legal entity recognized by law.

“Volta Gorge area” means all that land situated at the Volta Gorge, covering an area of 5,149.24 hectares, stretching from the Akosombo Dam wall to about 30km upstream of the Volta Lake and extending from the shoreline of the Volta Lake to the summit of the first hills bordering the Lake, and 100 meters off either banks of the Lake in low slope areas.

The said land is bounded on the west bank of the Dam by Adjena, Anyaase, Dassase, Pese, Gyakiti, Sawa, townships, on the east bank Mpakadam, Anum and Dodi, in the Akwamu, Anum and Boso Traditional Areas in the Asuogyaman District in the Eastern Region of the Republic of Ghana, on the North East by the Dodi Stool land, on the North West by the Pese Stool land, on the South East by the Akosombo Dam and on the South West by the Adjena Stool land attached hereon.

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HON. JONATHAN HAGAN

Presiding Member

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MR. MOSES KOBLA JOSHUA

Secretary

