

INTRODUCTION TO BYE LAWS

The team has put together 43 sets of proposed Bye-Laws covering most of the environmental and development issues encountered during the field trips.

Each set of Bye-Laws are supposed to start with the following two headings, the Preamble and the Title. These two headings are set out in extent as follows:

Preamble: In exercise of the powers conferred upon the Agona West Municipal Assembly by Section 79 of the Local Government Act of 1993 (Act 462) these Bye-Laws are hereby made.

Title: These Bye-Laws may be cited as the (name of Bye-Laws) Bye Laws, and shall apply within the area of authority of the Agona West Municipal Assembly (hereinafter referred to as the "Municipal Assembly").

Agona West Municipal Assembly (Beating of Gong-Gong and Communal Labour) Bye-Laws, 2016

Organisation of communal labour

1. (1) The Municipal Assembly or any Town or Area Council/Unit Committee, (hereafter referred to as the 'Organization Authority') may from time to time organise communal labour in any town or village or electoral area within the area of authority of the Municipal Assembly as the Municipal Assembly or Organizing Authority deems necessary.
- (2) Organise any work or service exacted in cases of emergency, calamity, war, fire, flood, epidemic, famine, invasion by animals or vegetable pest or during an emergency of any kind of threat of which the community considers imminent.
- (3) Organise direct labour in the interest of the community in the construction of school blocks, clearing of market places and paths, digging of wells, pit latrines, clinics, community centers, or any project that is to the benefit of the community.

Notice of Communal labour

2. (1) The Municipal Assembly or Organizing Authority shall give notice to the residents of the relevant town and village or electoral area to attend any communal labour by beating the gong-gong or using radio or mobile van fitted with public address system or the use of community information centers.
- (2) The notice shall include the date, the time and the place where the communal labour is to be organized or held and the nature of the communal labour to be undertaken.
- (3) Whoever assaults, insults, obstructs or incites others against the Organizing Authority shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **Fifty Ghana Cedis (GH¢50.00)** or to a term of imprisonment not exceeding

six (6) months and 50% of the fine thereof shall be made payable to the Organizing Authority.

Town Crier

3. (1) The gong-gong shall be beaten by the Town Crier or any person appointed to do so by the Chief or Odikro or such authority for the time being exercising the powers of the Chief or Odikro.
(2) No Assembly member, Area Council or Unit Committee shall order the beating of the gong-gong without authority of the organizing traditional heads in any town or Village. Where no such authority exists, the Assembly may authorize anybody to beat the gong-gong in such town or village.

Refusal to answer the gong-gong or announcement

4. (1) It shall be an offence to refuse to answer to the gong-gong duly authorized by the Organizing Authority with the consent of the Traditional Head.
(2) Whoever assault, insult, obstructs or seize the gong-gong from the crier or incites others against the town crier or prevents him in any way from beating the gong-gong when he is duly authorized to do so shall be guilty of an offence and shall be liable to a fine not exceeding **Fifty Ghana Cedis (GH¢50.00)** or to a term of imprisonment not exceeding six (6) months or to both and 50% of the fine thereof shall be made payable to the Organizing Authority.
5. Where in the relevant town, village or community, the Traditional authority stands in the way of the Organising authority in the beating of the gong-gong, the Organizing authority may appeal to the (Executive Committee of the) Municipal Assembly for a written permission enabling that Organizing Authority to be responsible for the custody and the beating of the gong-gong in that Community.

Persons to attend communal Labour

6. (1) All able-bodied persons of or above 18 years and below 60 years in the relevant town or village or electoral area shall take part in any communal labour organized under paragraph 2 of these bye-laws.
(2) The Municipal Assembly or Organizing authority may exempt any person from taking part in any communal labour organized by it if it is satisfied that:
 - (a) The person is sick;
 - (b) The person is required to appear before a Court or Tribunal or assist the Police in any investigation;
 - (c) The person is attending the funeral of his relative or;
 - (d) Such circumstances exist in relation to the person as to make it unreasonable for him to take part in the communal labour.

Contribution in lieu of communal labour

7. (1) Any person who by the nature of his/her work or business cannot attend communal labour shall pay **One Hundred Ghana Cedis (GH¢100.00)** to the coffers of the relevant

town or village or electoral area or unit committee or area council, a contribution in lieu of communal labour, an amount fixed by resolution of the Municipal Assembly.

(2) Failure to pay the amount shall constitute a refusal to take part in communal labour.

Offence

8. (1) Any person who contravenes these bye-laws commits an offence and shall on conviction be liable to a fine not exceeding **Fifty Ghana Cedis (GH¢50.00)** or to imprisonment for a term not exceeding six (6) months or to both and pay **One Hundred Ghana Cedis (GH¢100.00)** in lieu of participation in a communal labour to the relevant town or village.

(2) any person without lawful justification or exercise, the proof of which shall be on him, incites any person to refuse to take part in any communal labour organized under these bye-laws, commits an offence and shall be liable on conviction to a fine not exceeding **Fifty Ghana Cedis (GH¢50.00)** or to imprisonment for a term not exceeding six (6) months or to both.

(3) Subject to section (1) and paragraph 8 of these Bye-laws the Tribunal or Court may in addition to the punishment imposed on any person, sentence the person to undertake communal or productive labour of such nature and for such period as the Tribunal or Court may determine in the Electoral Area or Unit Committee Area.

Agona West Municipal Assembly (Business Operating Permit) Bye-laws, 2016

Permit

1. No person shall carry on any business, in or upon any premises within the area of authority of the Municipal Assembly without a Business Permit duly granted by the Municipal Assembly.

Period for Validity

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

Permit not transferable

3. A Business Permit once granted is not transferable.

Display of Permit

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

Fee

5. There shall be charged fee for every Business permit granted under these Bye-laws as shall be prescribed by the Municipal Assembly in accordance with its fee-fixing resolution.

Liability to pay property rate

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

Powers of entry

7. (1) Subject to the provision of these Bye-laws any officer or a person duly authorized in writing by the Municipal Assembly may, during business hours enter into or upon any building, premises or land within the area of authority of the Municipal Assembly for the purpose of carrying out any inspection, enquiry or any other duties authorized by the Municipal Assembly.

(2) No person shall obstruct or interfere with any officer or person authorized by the Municipal Assembly in the performance of any duties assigned to him under these Bye-laws.

Withdrawal of permit and closure of business

8. (1) The Municipal Assembly may withdraw or revoke any Business Permit granted under these Bye-laws if any alterations are effected on premises or building for which the permit was granted without a written authority of the Municipal Assembly or if the person granted the business permit contravenes any provisions of these Bye-laws.

(2) The Municipal Assembly may close down any business or suspend its activities until the permit fee is paid for the operation of the business.

Winding up

9. (1) Where for any reason a company winds up its business entirely or suspends its operations, the Municipal Assembly shall be informed immediately about such a closure or suspension of business activities.

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

Failure to pay business permit fees

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

Penalty

11. A person who contravenes any provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or in default to a term of imprisonment not exceeding six (6) months or to both.

Interpretation

12. In these Bye-laws unless the context otherwise requires-
“Business” includes occupation, profession or trade.

Agona West Municipal Assembly (Cemetery) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the **Agona West Municipal Assembly**(Cemetery) Bye-law, and shall apply within the area of authority of the Municipal Assembly

Control of Cemetery

2. The **Municipal Assembly** shall for the purpose of and subject to these Bye-laws have the control and management of all public cemeteries within the area of authority of the Municipal Assembly.

Plan for Cemetery

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

Infant burial / free burials

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

Grave Space

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

Depth. of grave

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

Register of burials

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

Vault

8. No greater than six grave spaces shall in the public cemetery be granted to any one person or family for the construction of a vault.

Head stones

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

Crematoria

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

Restriction

11. No burial shall be allowed without a permit issued by the Municipal Assembly.

12. (i) No burial shall be allowed outside the Municipal Assembly's approved cemetery.

(ii) Notwithstanding provisions of section 12(i) above, where a burial is to be allowed outside the Municipal Assembly's approved cemetery, permission shall be sought from the Municipal Assembly through the Registrar of Births and Deaths and Environmental Health and Sanitation Department.

Free Burial

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

Time of burials

14. No burial shall take place in any public cemetery except between the hours of 8.00 a.m. and 12.30 p.m. in the morning or between the hours of 1.30 p.m. and 5.00 p.m. in the afternoon.

Fee for grave space

15. A fee for grave space and vaults in public cemetery shall be payable at the rates fixed by annual fee-fixing resolution of the Municipal Assembly and approved by the Minister for Local Government, provided that for any portion set aside for free burial, no fee shall be charged.

Nuisance

16. (i) No person shall commit any nuisance in a cemetery.

(ii) Persons/Organizations to whom portions of the cemetery have been allocated shall be responsible for the sanitation of those portions of the cemetery.

17. Any person contravening or failing to comply with any of the provisions of these bye-laws shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding **two penalty units** or in default of payment of the fine to imprisonment for a term not exceeding three (3) months or both.

Interpretation

18. In these Bye-laws, unless the context otherwise requires 'cemetery' means a place where dead people bodies or their ashes are buried.

FIRST SCHEDULE

These Bye-laws shall apply in all towns and villages within the area of authority of the Municipal Assembly

SECOND SCHEDULE

Register of Burial in **Agona West Municipal Assembly** cemetery at.....
 Name of person buried (Surname First).....
 (State if stillborn or nameless)
 Date of burial
 Registrar's Office
 Date on which grave space was granted.....
 Name of grantee.....
 Signature of Sexton

Agona West Municipal Assembly (Child Protection) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the **Agona West Municipal Assembly**(Child Protection) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Interpretation

2. For the purpose of these Bye-laws; - 'Child' means a person below the age of eighteen years.

Enjoyment of rights

3. The rights of the child shall be ensured without any discrimination of any kind, irrespective of race, colour, gender, language, religion, ethnic or social origin, disability or other status.

Responsibility for child care

4. Both parent(s) and legal guardian(s) have primary responsibility for the upbringing and development of the child.
 - (i) whether the parents of the child are married or not at the time of the child's birth or
 - (ii) the parents of the child continue to live together or not.

Protection of Child

5. (i) No Child shall be subject to any form of physical or mental violence, injury or abuse, or negligent treatment, maltreatment or exploitation including sexual abuse while in the care of parent(s) or legal guardian(s) or any other person who has the care of the child.
 - (ii) No child shall be subject to traditional practices including severe tribal marks and female genital mutilation and trokosi.
 - (iii) No child shall be subjected to any form of economic exploitation and performance of any work that is likely to be hazardous or to interfere with the child's education or to be

harmful to the child's health (physical or mental) or to the child's spiritual, moral or social development.

Health care of children

6. Parent(s), legal guardian (s) or any other persons who has the care of the child shall;
 - i) Provide the child with the highest level of medical health care
 - ii) Ensure the immunization of the child against all the communicable disease.

Minimum Educational Level

7. (a) It shall be obligatory for parent(s) or legal guardian (s) or any other person who has the care of the child to ensure the education of the child up to the minimum level of Basic Education Certificate Examination which shall develop the personality of the child.

(b) The attainment of education up to the BECE level shall be compulsory for every child.

Restrictions to the child

8. (i) No child shall be seen roaming in the streets or market areas during school hours

(ii) No child shall be seen roaming in the streets after 8.00 p.m.

(iii) No child shall be found sleeping out-side his home in the open and parent (s), legal guardian (s) or any person who has care of the child shall provide accommodation or shelter for the child.

Penalties

9. (i) Any parent(s), legal guardians or adult (s) who contravenes any provisions of these bye-laws shall be guilty of an offense and shall be liable on conviction by a court or tribunal to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** and be put under bond for responsibility and protection of a child until attainment of adulthood of the child.

Agona West Municipal Assembly (Cleaning) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the **Agona West Municipal Assembly (Cleaning) Bye-laws**, and shall apply within the area of authority of the Municipal Assembly:

Owners / Occupiers to keep premises clean

2. Every owner or occupier of a house or premises within the area of authority of the **Agona West Municipal Assembly** shall clean, white-wash or paint such premises and keep the premises in good condition.

Assembly to require owners etc. to act.

3. The Municipal Assembly may direct the owner or occupier of any premises to do any of the following acts:-
 - i. to remove, lower or trim to the satisfaction of the Municipal Assembly any tree, shrub or hedge overhanging or interfering in any way with the traffic in any street or with any wires or works of the Municipal Assembly;
 - ii. to remove any dilapidated fence or structures abutting on any public place;
 - iii. to paint, distemper, white-wash or colour-wash the outside walls or roof of any building
 - iv. to install outside lighting on the premises;
 - v. to tidy the premises; or
 - vi. to move any derelict car or other vehicles

Inspection

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

No posters, bills

5. (1) No posters, bills, placards, paper sheet or other materials used for advertisement shall be posted or stuck on any wall, tree or fixtures other than-
 - (a) The space specifically provided or approved by the Municipal Assembly for such purposes; or
 - (b) Properly owned or otherwise possessed or occupied by the advertiser
- (2) Sub-paragraph (1) of this paragraph shall not apply to advertisement or posters for elections or other occasions initiated by Government.

No litter etc shall be thrown into a gutter or drain

6. Any person who throws litter, refuse or other matter into a gutter or drain commits an offence and is liable on conviction to a spot fine not exceeding **Fifty Ghana Cedis (GH¢50.00)** or imprisonment not exceeding three (3) months.

Nuisance

7. Any person who for the purpose of his trade, vocation or other business causes a smell or other nuisance to his neighbours or the public, commits an offence.

Offence

8. Except otherwise provided under these bye-laws any person who contravenes any provision of these Bye-laws commits an offence and is liable on conviction to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or to imprisonment not exceeding three (3) months.

Interpretation

9. In these Bye-laws, unless the context otherwise requires- 'building' mean any structure whatsoever and include stalls and kiosks. 'Goods' include trucks, cranes, lorries, cars, motor cycles, Tricycles, carts and wagons.
'Roads' include streets, kerb, pavement, sidewalk and footpath.

Application

These Bye-laws shall apply within the area of authority of the Municipal Assembly.

Agona West Municipal Assembly (Collection of Stones, Gravels and Sand) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the **Agona West Municipal Assembly**(Collection of Stones, Gravels and Sand) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Payment of fees

2. (1) No person shall be permitted to excavate stone, gravel, or sand from the area of authority of the Municipal Assembly unless he obtains a license from the **Agona West Municipal Assembly** to do so.

(2) There shall be payable in respect of the license a fee to be fixed by the annual fee-fixing resolution of the Municipal Assembly

(3) Any license issued under this paragraph shall be subject to such conditions as the Municipal Assembly may determine.

(3) Every license issued under these Bye-laws shall expire on the 31st December of that year.

Offence

3. (1) Any person who contravenes paragraph 1 of these Bye-Laws shall be guilty of an offence and shall upon conviction be liable to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00) penalty units**
(2) In addition to any penalty imposed on any person who contravenes any provision of these bye-laws the Municipal Assembly may withdraw the license of any such offender.

Application

4. These Bye-laws shall apply within the area of authority of the Municipal Assembly.

Revocation

5. Bye-laws on collection of stone, gravel and sand in existence in the areas of authority of the Municipal Assembly before the coming into force of these bye-laws are hereby revoked.

Agona West Municipal Assembly (Construction and Placement of Kiosks) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the **Agona West Municipal Assembly**(Collection of Stones, Gravels and Sand) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Permit

2. No persons shall construct or keep any kiosk within the area of authority of the Municipal Assembly for any purpose without first applying to the Municipal Assembly for permission.

Site Plan

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

Fee

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

Temporary Building Permit

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

Display of Official Numbers

6. All kiosks shall display the official numbers allocated to them in (a) conspicuous place(s) on the kiosk.

Notification, removal and pulling down

7. (1) The Municipal Assembly shall give seven days notice in writing to the owner or occupier of any kiosk constructed in contravention of these bye-laws or where he cannot be found the Municipal Assembly may affix to the kiosk a notice in writing requiring such owner or occupier to remove the unauthorized kiosk within seven days from the date of the notice, or show sufficient cause why such kiosk should not be pulled down.
(2) On the commencement of these Bye-laws if any kiosk is being or has been erected in contravention of sub-paragraph (2) of these Bye-laws, the owner or occupier thereof shall apply to the Municipal Assembly for a permit to keep such kiosk provided the kiosk is not located in a prohibited area.

Offence

8. Any person who contravenes any provisions of these Bye-Laws shall be guilty of an offence and shall be liable on conviction by a Court of law to a fine not exceeding **Two Ghana Hundred Cedis (GH¢200.00)** or to a term of imprisonment not exceeding three (3) months.

Application

9. These Bye-laws shall apply within the area of authority of the Assembly.

Agona West Municipal Assembly (Control of Bakeries) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Control of Bakeries) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Bakeries to be Licensed

2. (1) No persons shall operate a bakery in any place other than premises which have been approved and licensed by the Municipal Assembly.

(2)No person shall manufacture flour on any premises unless the premises have been approved and licensed by the Municipal Assembly.

Fee

3. The fees for every license issued under these bye-laws shall be fixed by a resolution of the Municipal Assembly.

Conditions to be complied with

4. No premises shall be licensed for the preparation or baking of bread for sale unless there is at least one separate and suitable room for the following purposes-

- (a) The Storage of flour and materials used;
- (b) The mixing and kneading of flour and other materials and the temporary storage of any flour mixture; and
- (c) The storage of finished bread or other products of the bakery.

Rooms used for the storage of flour and baking materials.

- 5. (1) Any room used for the storage of flour and other materials for the baking of bread shall be protected against rats and other vermin and shall be properly lighted and ventilated.
- (2) Any materials used in baking bread and which is stored in the room shall be kept from contact with floor and walls of the room

Premises for storage and display

- 6. (1) Any room used for storage, display or sale of bread shall be provided with sufficient shelves, benches or tables.
- (2) Bread stored or offered for sale shall be protected from contamination by being kept in suitable cupboards or showcase or in wrapping materials approved by a Health Officer.

Rooms not to be used for other purposes

- 7. No room in the bakery shall be used as a living or sleeping room or for purpose not directly connected with the baking of bread.

Sanitary accommodation to be provided

- 8. The owner of a bakery shall-
 - (a) Provide the employees employed in the bakery with clean aprons or overall; and
 - (b) Make proper arrangement for the disposal of any waste from the bakery

Prohibited of smoking

- 9. No person shall smoke tobacco products in any premises used for the preparation and baking of bread and other pastries.

Specified Person Barred in Bakery

- 10. (1) Any person with a festering wound, sore, discharging ears or who suffers from diarrhea or vomiting shall not take part in the preparation of bread or handle any flour or material used in the baking of bread and pasteries
- (2) The owner or manager of a bakery shall ensure that any employee suffering from any communicable or infectious disease is kept away from the premises used in the baking of bread and other pasteries.

Inspection

11. (1) The Public Health or Environmental Health Officer or such other person as may be authorized by the Municipal Assembly shall have power to enter any bakery licensed under these bye-laws for the purpose of inspection at any time.

(2) No person shall obstruct or resist any officer acting or purporting to act in the performance of his duties under these Bye-Laws.

Revocation of license

12. The Municipal Assembly may revoke any license granted under paragraph (2) of these bye-laws if any alteration is made to any licensed premises, without the prior approval of the Municipal Assembly and also if the owner or manager of the bakery is convicted for any offence under these Bye-Laws.

Offence

13. Any person who contravenes any of these Bye-laws commits an offence and is liable on conviction to a fine not exceeding **Three Hundred Ghana Cedis (GH¢300.00)** or to imprisonment for a term not exceeding three (3) months.

Interpretation

14. In these Bye-Laws unless the context otherwise requires- “flour” means wheaten flour and flour containing no-wheaten substances such as cassava or maize;
Bread includes loaves, rolls, cakes, pastries and biscuits

Application

15. These Bye-Laws shall apply within the area of authority of the Municipal Assembly.

Revocation

16. Any bye-laws on control of bakeries in existence in the areas of the Assembly before the commencement of these bye-laws are hereby revoked.

Agona West Municipal Assembly (Control of Building) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Control of Building) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Interpretation

2. In these bye-laws:
“Building” means any structure whatsoever and includes the alteration of any existing building which involves an increase in the floor area of that building; The “floor” of a building includes the area of all verandas, corridors, and other under-ground concrete spaces;

“Overseer” or “Inspector” means an Officer appointed by the Municipal Assembly for the purpose of inspecting building operations.

Allocation of building plots

3. (1) Building plots shall be allocated in such manner as the Municipal Assembly may from time to time direct.

(2) Subject to the provision of paragraph (1) of this bye-law applications for the allotment of building plots shall be made to the Municipal Assembly and the allotment of available building plots shall be in order of priority of application and upon payment of the prescribed fee fixed by resolution of the Assembly.

(3) The Assembly may terminate the allocation of the building plot after two years or any reasonable period thereafter as the Assembly may think fit, if the applicant does not develop the said building plot.

(4) It shall be unlawful for Government or quasi Government institutions, organization, and corporations, or individuals who have been allocated substantial portions of land in the Municipality to sub-allocate portions of such lands to any individual if for various reasons any person or group of persons may wish to allocate portions of their parcels of land or use portions of land for purposes other than what it was originally intended for, it shall obtain a permit from the Municipal Assembly.

Building Permits

4. (1) No person shall erect any building or other structure or undertake any work within the Municipality except under and in accordance with the terms of a building permit issued by the Statutory Planning Committee on behalf of the Agona West Municipal Assembly.

(2) Every building permit shall specify the site and the floor area of the building or any work under a permit previously granted to him.

(3) The Municipal Assembly shall not grant a permit to any applicant who has not completed a building or any work under a permit previously granted to him.

(4) A building permit granted by the Municipal Assembly shall expire after five years and subject to an extension, for a further period not exceeding two years.

(5) The permit shall hereafter be revoked if the construction of or the execution of the work which it relates to, is not began within the time specified in the permit.

(6) Any person intending to lay out any street or construct, extend, alter, repair or renovate any building must deposit the plans, sections and specifications and other particulars with the Municipal Assembly for the granting of a permit.

(7) No mason or carpenter shall work on any building or structure for which no permit has been obtained from the Municipal Assembly.

Temporary Structures

5. (1) No temporary structure, which expression shall includes an advertisement or other billboard may be erected by any person without having first obtained from the Municipal Assembly a written permit for such purpose.

(2) The Municipal Assembly may, by a temporary building permit, exempt any temporary structure compliance with any provision of these Bye-laws as it may deem fit, and may attach to such permit such condition, including a condition providing for demolition of the structure.

Fees

6. There shall be payable for any such permit a fee fixed by resolution of the Municipal Assembly and approved by, or on behalf of the Ministry of Local Government.

Signing of Plans

7. (1) No person shall submit to the Municipal Assembly the plan of any building to be constructed within the municipality unless the plan has been prepared by or under the supervision of and is signed by the registered architect, engineer or an architectural draughtsman licensed by the Assembly.

(2) No landowner shall sub-divide or allocate any land for use, development or occupation in the towns named in these bye-laws or in any area where there is an approved planning scheme prepared under any legislation in force, except with the concurrence of the Municipal Assembly or a sub-district political body acting on behalf of the Municipal Assembly.

Reasonable repairs of building structures

8. The Municipal Assembly may in respect of any building which has in its opinion fallen into a state of disrepair serve notice in writing upon the owner of such building requiring him to carry out such reasonable repairs as may be specified in the notice, and within such time as may be stated therein.

Power of entry

9. The Building Inspector or any authorized officer of the Municipal Assembly may enter any premises between the hours of 6.00a.m and 6.00p.m for the purpose of inspecting any building or at any time when the work is in progress.

Certificate of dwelling house

10. No person shall occupy a dwelling house or structure which has not been granted a certificate of completion /occupation by the Municipal Assembly and upon payment of the prescribed fee fixed by resolution of the Municipal Assembly and approved by or on behalf of the Ministry of Local Government.

Toilet facility

- 11. (1) Every dwelling house must be provided with water closet toilet or lined Ventilated Improved Pit (VIP) latrine.
- (2) All business premises and public buildings must have adequate toilet facilities for the employees and clients.

Unauthorized Building and demolition notice

- 12. (1) If any building or other structure which is being or has been erected or if any building work is being or has been executed in contravention of any of these bye-laws the overseer or inspector may give notice in writing in the form prescribed in the schedule to these bye-laws, to the owner or developer or occupier, who should within two weeks by a statement in writing to the Municipal Assembly, show sufficient cause why the building or structure or work should not be removed, altered or pulled down.
- (2) If such owner or occupier or developer as the case may be, fails to show sufficient cause why the building or structure or other work should not be removed, altered or pulled down, it shall be lawful for the Municipal Assembly to carry out the removal, alteration or pulling down, and recover the expenses from the owner or occupier or developer as the case may be as if it were a debt from such person to the Assembly.

Offence

- 13. Any person who contravenes any of these bye-laws commits an offence and shall be liable on conviction by a court or tribunal, to a fine not exceeding **Four hundred Ghana Cedis (GH¢400.00)** or in default of payment to a term of imprisonment not exceeding three (3) months or both and in the case of a continuing offence, to a further fine not exceeding **Twenty Ghana Cedis (GH¢20.00)** for each day that the conviction continues after written notice thereof has been served on the offender.

NOTICE UNDER BYE-LAWS

TAKE NOTICE THAT you are hereby required on or before theday of20.....by a statement in writing under your hand or the hand of some person duly authorized in that behalf by you and served upon the Municipal Chief EXECUTIVE to show why (a)..... which has been executed/constructed in contravention of;

(b).....

Should not be;

(c)

.....

Dated this day of.....20.....

DISTRICT CHIEF EXECUTIVE OR SCHEDULE OFFICER,

()

District Assembly (Control of Bush Fires) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Control of Bush Fires) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Prohibition of Bush fires

1. Except as otherwise provided under this Law it is unlawful for any person to start a bushfire for any purpose whatsoever.
2. For the purpose of this Law, any person who wishes to set fire in his farm shall first create a belt of at least six feet wide around the farm and he/she shall also engage the services of farm attendants or the services of fire volunteers to control the fire.

Prevention of fire originating from roadside

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

Control of fire

4. Any person who starts a fire permitted by this Law shall control the spread of the fire

Duty to report bushfires

5. (1) Any person who-
 - (a) Fails to report a person known to him to have started or caused a bushfire, to a person or body specified in sub-paragraph (i) to (v) paragraph (b) of this subsection; or
 - (b) Being aware of the occurrence of a bush fire, without good cause, fails to report the occurrence to-

(1) a members of the Town, Area or Unit Fire Volunteer Squad

(ii) a Fire Officer,

(iii) a Police Officer,

(iv) The Traditional Authority in the area of the bush fire commits an offence

Establishment of Town, Area or Unit Fire Volunteer Squad

6. There shall be established in every town, area or unit Bush Fire Volunteer Squad

Penalty

7. Any person who negligently or deliberately causes fire out break shall be liable on conviction to a fine of **Four Hundred Ghana Cedis (GH¢400.00)** or in default, to a term of imprisonment not exceeding six (6) months or both.

Agona West Municipal Assembly (Control of Food Wrappers) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Control of Food Wrappers) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Commercial

2. No Vendor shall wrap cooked food in anything other than the Food Wrappers as defined in Section 3 of these Bye-Laws.

Interpretation

3. In these Bye-laws “Food-wrappers” means any non-Poisonous material approved by the Ghana Standard Board for wrapping food.

Penalty

4. Any Vendor who contravenes these Bye-laws, shall be guilty of an offence and shall on conviction, be liable to a fine not exceeding **Fifty Ghana Cedis (GH¢50.00)** or in default to a term of imprisonment exceeding 3 months and in the case of continuing the offence, a fine not exceeding **Twenty Ghana Pesewas (GH¢.20.00)** for each day on which the offence is continued.

Agona West Municipal Assembly (Control of Manufacturing, Conveyance and Sale of Charcoal) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Control of Manufacturing, Conveyance and Sale of Charcoal) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:
- 2.

Prohibition of Manufacture of charcoal

3. No person shall manufacture charcoal for commercial purposes in the area of authority of the **Agona West Municipal Assembly** unless he obtains a license from the Municipal Assembly to do so.

Drivers not to convey charcoal without license

4. No driver of any vehicle shall convey any charcoal from the area of authority of the municipality except with the prior approval of the Municipal Assembly.
5. (1) Any person who wishes to bring charcoal into the municipality for purpose of sale shall obtain a license to do so.
(2) The license which shall expire on the 31st December of the year in which it is issued shall be issued subject to the payment of such fee as may be determined by resolution of the Municipal Assembly.

Charcoal sellers to obtain license

6. (1) Any person who wishes to sell charcoal shall obtain from the Municipal Assembly a license to do so.
(2) The license which shall expire on the 31st day of December of the year in which it was issued shall be issued subject to the payment of such fee as may be determined by resolution of the Municipal Assembly.

Offence

7. (1) Any person who contravenes any of the provision of these Bye-laws commits an offence and shall on conviction be liable to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or to imprisonment not exceeding three (3) months or both.
(2) The court or tribunal may in addition to any penalty imposed under subparagraph (1) of this paragraph order any charcoal which is subject of an offence to be sold by public auction or otherwise and the proceeds paid to the Municipal Assembly.

Application

1. These Bye-laws shall apply within the area of authority of the Agona West Municipal Assembly.

Agona West Municipal Assembly (Control of Mills) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Control of Mills) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Persons to obtain license

1. (1) No person shall keep a mill within the municipality unless the person obtains a license issued by the Municipal Assembly for that purpose.

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

Fees

2. A fee fixed annually by resolution of the Municipal Assembly shall be paid to the Municipal Assembly in respect of a license issued by it.

Infectious diseases

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

Structure not to be used dwelling house

4. No person shall use the premises of a mill as a dwelling house.

Cleanliness

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

Hours of operation

6. Any mill for which a license has been issued under these Bye-laws shall operate between the hours of 6.00 a.m. and 6.00 p.m on each day of operation.

Obstruction

7. No person shall obstruct or resist any officer or other person authorized by the Municipal Assembly acting or purporting to act in the performance of his duties relating to any of these Bye-laws.

Offence

8. (1) Any person who contravenes any provision of these Bye-laws shall be liable on conviction to a fine not exceeding **five Hundred Ghana Cedis (GH¢500.00)** or to a term of imprisonment for a term not exceeding three (3) months.

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

Interpretation

9. In these Bye-laws unless the context otherwise requires, 'mills' means any building fitted with machinery for the purpose of grinding corn, millet, cassava, palm nuts, or where flour is mixed.

Agona West Municipal Assembly (Control of Poultry in Dwelling Houses) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Control of Poultry in Dwelling Houses) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Limitation of poultry to be kept in dwelling house

2. (1) Subject to the provisions of these Bye-laws, the maximum number of poultry that may be kept in a dwelling-house within the municipality shall be 200 birds.
(2) A person who desires to keep poultry unit more than two hundred (200) birds shall obtain a license from the Assembly.
(3) Whenever the sanitary conditions of the poultry causes nuisance, the Municipal Assembly shall order its closure.

Impounding of excess poultry

3. (1) An officer of the Municipal 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 in writing request the owner or keeper of the poultry to dispose of the poultry which is in excess of the permitted number within fourteen days.

(2) Where the owner or keeper of the poultry fails to dispose of the excess poultry within the stipulated fourteen (14) days after receipt of a written notice, the authorized officer of the Municipal Assembly may impound them.

(3) An owner or keeper of poultry who contravenes sub-paragraph (1) of paragraph 2 commits an offence under paragraph 7 and the court which records the conviction may in addition order the owner or keeper to dispose of the excess poultry within such time as it thinks fit.

Housing of poultry

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

Size of Housing

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

Disposal of droppings

6. (1) Litter or droppings cleared from deep litter or battery cages or any other structure housing poultry shall be disposed of in accordance with laws governing sanitation in the municipality and in a manner as the Municipal Veterinary Officer or the Municipal Environmental Health Officer may, by notice in the Municipal Assembly's bulletin direct.
- (2) Any such litter or droppings shall not be disposed off in a manner that constitutes a nuisance to residents in the area.

Stray poultry disallowed

7. (1) An owner or keeper of poultry shall not allow his poultry to stray outside the premises owned or occupied by him.
- (2) An officer of the Municipal Assembly duly authorized, may impound any strayed or straying poultry which he finds in a public place.

Custody of strayed poultry

8. An owner or occupier of any premises into which poultry stray, may impound them and he shall within forty-eight (48) hours, surrender them to the Municipal Assembly or arrange for the Municipal Veterinary Officer or the Municipal Environmental Health Officer to take possession of them.

Redemption of impounded stray poultry

9. The owner of any impounded stray poultry may redeem them after paying **One Ghana Cedi (GH¢ 1.00)** per head for each day that the poultry were kept.

Failure to pay expenses of stray poultry

10. (1) Where the expenses of keeping the poultry are not paid by the owner within fourteen (14) days after being impounded, the keeper or other person appointed by the Municipal Veterinary Officer shall sell them by Public Auction and pay the proceeds there from to the Municipal Assembly, after deducting the expenses incurred for keeping the poultry.
- (2) The Municipal Assembly shall pay the owner of the poultry the Amount realized from the sale of poultry less any expenses incurred by the Municipal Assembly for keeping and selling the poultry.

Power of Entry

11. An officer duly authorized by Municipal Assembly or a Veterinary Officer 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) Conducting disease surveillance.
 - (b) Advising on or enforcing any Bye-laws relating to sanitation so as to prevent or minimize the spread of livestock diseases particularly those communicable to human being.
 - (c) Finding out if the conditions under which poultry are being kept meet the requirements of these Bye-laws.

Discretionary powers of the Municipal Assembly

12. Notwithstanding the provisions of these Bye-laws, the Municipal Assembly may where it is satisfied that sufficient land is available for the purpose, authorize the keeping of poultry in excess of the limit specified in paragraph (2) subject to such conditions relating to sanitation as may be reasonably necessary in the public interest.

Penalty

13. A person who contravenes the provisions of these Bye-laws commits an offence and is liable on summary conviction to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or in default of payment to a term of imprisonment not exceeding three (3) months or to both .

15. Agona West Municipal Assembly (Control of Self-Employed Artisans) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Control of Self-Employed Artisans) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

License

1. No person shall work as a self-employed artisan or individual in the area of authority of the Municipal Assembly unless such person has obtained a license issued by the Municipal Assembly.

Fee

2. The fee payable to the Municipal Assembly for any license issued in accordance with these Bye-laws shall be an amount prescribed by a Fee Fixing Resolution of the Municipal Assembly.

Penalty

3. Any person who contravenes or fails to comply with any of the provisions of these Bye-laws shall be guilty of an offence and on conviction be liable a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or in default to imprisonment for a term not exceeding 3 months.

Interpretation

4. In these Bye-laws, "Self-employed Artisan" means any skilled person working in an industry or trade and who is not employed in any Government Department or any state corporation or a registered company. Self-employed Artisans shall include the following:

Fitters

Vulcanizers

Photographers

Welders	Bicycles Repairers	Rafia Workers
“Straighter”	Masons	Glass Workers
Sprayers	Carpenters	Leather Workers
Electricians	Plumbers	Tailors
Upholsters	Wireless & Radio Repairers	Seamstresses
Washermen	Steel Benders	Hairdressers
Barbers	Painters	Technicians
Metal workers	Canopy Hirers	Blacksmiths
Manufacturers	Refrigerators	Undertaker
Of Blocks	Mechanics	Phone repairs

Agona West Municipal Assembly (Control of Water Bodies and Use of River) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Control of Water Bodies and Uses of River) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Riverside vested in the Municipal Assembly

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

Prohibition

3. (a) No person shall weed along any riverside except with written permission of the Municipal Assembly or the Zonal Council.
 (b) No person shall carry on washing of vehicles or watering of cattle in any river side except at designated points.
 (c) No person shall dump refuse in or on the riverside of any river
 (d) No person shall use any chemical in an attempt to catch fish
 (e) No person shall use any river or riverside as a place of convenience
 (f) No person shall dump night soil in any river or riverside
 (g) No person shall win sand from a river or riverside.

Penalty

4. Any person who contravenes any provision of this bye-law shall be guilty of an offence and shall be liable on conviction to a fine not exceeding **One Hundred Ghana cedis (GH¢100.00)** or to **three (3) months** imprisonment or both.

Repeal

5. Any other control water bodies Bye-Laws within the area of authority of the Municipal Assembly in existence immediately before the commencement of these bye-laws are hereby repealed.

Interpretation

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

Agona West Municipal Assembly (Distilling and Sale of Akpeteshie) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Distilling and Sale of Akpeteshie) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

license

2. (1) Any person who wishes to distill or sell akpeteshie or any intoxicating liquor made by Ghanaians shall apply to and obtain from the Municipal Assembly a license to do so.

(2) Any license granted under these Bye-laws shall expire on the 31st December of the year in which it is granted.

Fee

3. There shall be payable for any license such fee as the Assembly may by the annual fee-fixing resolution determine.

Offence

4. Any person who contravenes the provisions of subparagraph (1) of paragraph 2 of this Bye-law commits an offence and is liable on conviction to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or to imprisonment not exceeding four (4) months or to both.

Application

5. These Bye-laws shall apply within the area of authority of the Assembly.

Revocation

6. Any Bye-laws on Control of Distilling and selling of Akpeteshie in existence in the Agona West Municipality before the coming into force of these Bye-laws are hereby revoked.

Agona West Municipal Assembly (Drainage of Waste Water) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Drainage of Waste Water) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Duty to provide linkage drain

2. Every household, owner or occupier of premises shall connect a linkage of waste except sewage to the main drain or culvert wherever available.

Application

3. These Bye-laws apply to premises such as a dwelling house, industrial or commercial houses, structures or shed whether or not permanently occupied within the Municipality.

Linkage drain

4. All linkage drain shall be made of concrete and shall also be covered.

Exception

5. Any household, owner or occupier of premises shall build a soak-away to take care of waste water in places where a drain or culvert is not available.

Penalty

6. Any person who contravenes any of the provisions of these Bye-laws commits an offence and is liable on conviction to a maximum fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or in default to a term of imprisonment not exceeding three (3) months or to both.

Agona West Municipal Assembly (Eating Houses) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Eating Houses) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Eating places to be licensed

2. (1) The owner of every eating house shall obtain a license from the Municipal Assembly.
(2) There shall be paid in respect of every licence such amount as may be fixed by the annual fee-fixing resolution of the Municipal Assembly.
(3) Every license issued under these Bye-laws shall expire on the 31st December of the year in which it is issued.

Provision of kitchen etc.

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

Requirements as to public eating-rooms

4. (1) Every room used as a public eating-room in any eating houses shall not be less than 15 feet long and less than 12 feet wide and no part of any such room shall be less than 10 feet high.

(2) The floor of every public-eating-room shall be of concrete or other impervious materials and the walls shall be capable of being washed.

(3) Every public eating-room shall be provided with adequate lighting and ventilation.

(4) No living or sleeping-room, shall open directly into a public eating/drinking –room

(5) Every public eating-room shall be provided with shelves or cupboards for the storage of plates and other utensils, and suitable table and chairs or benches shall be provided.

Requirement as to kitchen

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

(2) Every kitchen shall be provided with adequate covered receptacle for the disposal of refuse.

Washing of plates etc.

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

Infested person

7. No proprietor of an eating-house or persons in charge of such eating-house shall allow any person suffering from an infectious or contagious disease to take part in the preparation and serving of foods in the eating house.

Nuisance

8. No animal likely to course a nuisance shall be kept in the compound of any eating house.

Obstruction

9. No person shall obstruct or resist any officer or other person appointed by the Assembly who is acting or purporting to act in the performance of any duties relating to any of the purposes of these bye-laws in any eating-house.

Withdrawal of license

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

Offence

11. Any person who contravenes any provision of these Bye-laws commits an offence and is liable on conviction to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or to a term of imprisonment not exceeding six (6) months.

Interpretation

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

Application

These Bye-laws shall apply within the area of authority of the Agona West Municipal Assembly.

Agona West Municipal Assembly (Entertainment) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Entertainment) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Entertainment

2. (1) No person shall undertake or perform any of the activities specified in the schedule to these Bye-laws unless he pays to the Municipal Assembly a fee fixed by resolution of the Municipal Assembly.

(2) Where any entertainment, act or programme is to be held in any premises other than the Community Center, Town Hall or Cultural Center, the landlord or occupier granting permission for the use of the premises shall not allow such entertainment, act or programme to take place unless he is satisfied that the necessary fees has been paid to the Municipal Assembly.

3. No person or group of persons shall operate video games within the municipalities

Prohibition of children under 18 years

3. (1) No promoter of a dance or magical show shall allow any child below the age of 18 years to enter or remain on the premises where the dance of magical show is being held.

(2) No promoter of a theatrical performance shall allow any child below the age of 18 years to enter or remain on the premises where the theatrical performance extends beyond eight o'clock in the evening.

Offence

4. Any person who contravenes any of these bye-laws commits an offence and shall be liable on conviction to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or to imprisonment not exceeding (6) months or both.

Application

5. These Bye-laws shall apply within the area of authority of the Municipal Assembly.

Revocation

6. Any Bye-laws on entertainment in existence in the municipality before the coming into force of these Bye-laws are hereby revoked.

SCHEDULE

Entertainment, includes any acts or programmes requiring payment of fees such as concerts, cantatas, boxing, magic shows, dancing, drumming, music of theatrical performances, cinemas, videos or other entertainment to which admission is to be obtained on payment of any money or reward except the whole proceeds are being devoted to charity.

Agona West Municipal Assembly (Environmental Sanitation Day) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may

be cited as the Agona West Municipal Assembly(Eating Houses) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Time and day for Sanitation Day

2. (1) The hours of 6.00 a.m. to 10.00 a.m. on **the first Saturday of each month** shall be set aside as '**Sanitation Day**', for all able-bodied youth and adults in every community, to undertake the activities enumerated in the schedule of these Bye-Laws.

(2) On the same day, the Areas councils, Unit committees using their own resources shall intensify their routine operations and undertake the cleaning of public places of convenience and other sanitary facilities within the communities.

Duty of bar keeper, traders, etc.

3. On a '**Sanitation Day**', bar keepers, chop bar keepers, markets traders and shop/store keepers using their own resources shall undertake the cleaning, flushing of markets, chop bars, shops and stalls etc.

Duty of transport operators

4. The Ghana Private Road Transport Union, the Omnibus Services Authority, City Express Services and the Lorry Park and bus stations personnel, shall, on the same day using their own resources undertake the general cleaning of all lorry parks and bus stations.

No vehicular movement on sanitation day

5. (1) There shall be minimum vehicular movement either into or out of an area declared to be the target of sanitation day.

(2) No vehicles shall be allowed to enter or leave a target area except those used for emergency services.

Penalty

6. A person or group of persons who contravenes any of the provisions of this bye-law commits an offence and shall be liable on conviction to a fine not exceeding **One Hundred and Fifty Ghana Cedis (GH¢150.00)** or to a term of imprisonment for a period not exceeding six (6) months or to both.

SCHEDULE

(Paragraph 1)

Cleaning of immediate surrounding of houses, adjoining streets, gutters and weeding.

Agona West Municipal Assembly (Excavation in Streets) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be

cited as the Agona West Municipal Assembly(Excavation in streets) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Permit for excavation

2. (1) No person shall within the municipality undertake any excavation on any road without obtaining a permit from the Municipal Assembly for that purpose.
 - (2) Where with such consent a person undertakes any excavation in any street he shall-
 - (i) at his expense cause it to be sufficiently fenced;
 - (ii) maintain sufficient light or a reflective device at a proper place on or near it at all times until the work for which the excavation was made is completed; and
 - (iii) re-fill the excavated area to the satisfaction of the District Assembly within such time as the District Assembly may specify.

Application for permit

3. (1) An application for a permit to carry out an excavation exercise in any street shall be made in writing addressed to the Municipal Roads Engineer of the Roads Department of the Municipal Assembly before excavation work begins.
 - (2) The application for the permit shall be in the form specified in the Schedule to these Bye-laws and shall only be signed by the Municipal Roads Engineer or any other competent officer when the application is approved.
 - (3) A permit issued under the provisions of these Bye-laws may be granted subject to conditions as the Municipal Assembly may determine in the interest of public safety and order within the Municipal Assembly's area of administration.

Permit fee

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

Creation of nuisance prohibited

5. Nothing in any permit granted under the provisions of these Bye-laws shall be deemed in any manner to authorize the commission of any nuisance or any condition injurious or likely to be injurious to any member of the public.

Failure to observe conditions

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

Permanent re-instatement fee

- 7. The Municipal Assembly shall be solely responsible for the permanent reinstatement of all excavation exercises undertaken within the municipality and it shall charge in addition to the permit fee reinstatement fees according to the materials used and the dimension of the work involved.

Municipal Assembly not liable for injuries

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

Penalty

- 9. A person who contravenes any of the provisions of these Bye-laws or the conditions of any permit issued hereunder commits an offence and shall be liable on summary conviction to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or in default to a term of imprisonment not exceeding three (3) months or to both.

SCHEDULE

Permit No.....

The District Assembly (Regulation of Excavation) Bye-laws, (paragraph 1, 2, and 3). Permit is hereby issued to..... ofwithin the area of administration of the Agona West Municipal Assembly for period.....

Agona West Municipal Assembly (Firewood Dealers) Bye Laws, 2016

Title

- 1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Firewood Dealers) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Licensing of firewood dealers

- 2. (1) No person shall deal in firewood on commercial basis unless he obtains a license from the Agona West Municipal Assembly to do so.

(2) Any license issued under these bye-laws shall be granted subject to such conditions as the Municipal Assembly may determine.

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

Fees

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

Offence

4. Any person who contravenes the provisions of these bye-laws commits an offence and is liable on conviction to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or to a term of imprisonment not exceeding six (6) months or to both.

Interpretation

5. In these Bye-laws unless the context otherwise requires- 'firewood dealer' means any person who sells firewood.

Application

These Bye-laws shall apply within the area of authority of the Municipal Assembly.

Agona West Municipal Assembly (Fishing Nets and Fishing Methods) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Fishing Nets and Fishing Methods) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Use of explosive matter prohibited

2. No person shall within the jurisdiction of the Agona West Municipal Assembly take or destroy or attempt to take or destroy any fish by the use of dynamite, gelignite or other explosive substance or by the use of any noxious or poisonous matter.

No seine net to be used in a river or lake

3. (i) No person shall use a seine-net in a river or lake that falls within the jurisdiction of the Municipal Assembly.
(ii) for the purpose of these Bye-Laws "Seine-net" means any net having two wings joined to a bag at its center and which for the purpose of taking fish is drawn through the water by means of ropes attached to the outer end of each wing.

No set net to be used in a river or lake

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

(ii) For the purpose of these Bye-Laws “set net” means any net that is used for the purpose of taking fish and is anchored to the bed of the lake or river.

Prohibited methods

5. No person shall fish in the municipality by resorting to methods prohibited by the Municipal Assembly.

Confiscation of prohibited materials

6. The District Assembly shall confiscate all prohibited nets used any water body that falls within its jurisdiction.
7. The owner of any prohibited net used within the jurisdiction of the Municipal Assembly shall be guilty of an offence and shall on conviction, be liable to a fine of not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or in default to a term of imprisonment not exceeding six (6) months. The District Magistrate Court may in addition to the fine order the destruction of the prohibited net.

Penalty

8. Any person who contravenes any of these Bye-Laws shall be guilty of an offence and liable on summary conviction to a term of imprisonment not exceeding six (6) months.

Agona West Municipal Assembly (Funeral/ Wedding Hooliganism) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Excavation in streets) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Insecure seating of passengers

2. Any person in charge of a motor vehicle who on the pretext of a funeral celebration carries passengers outside a vehicle in a manner which endangers the lives of the passengers commits an offence and shall on conviction be liable to a fine not exceeding **Three Hundred Ghana Cedis (GH¢300.00)** or to a term of imprisonment not exceeding six (6) months or to both

Over-speeding and unnecessary sounding of horns

3. Any person in charge of a motor vehicle who on the pretext of a funeral celebration over-speeds, drives in a manner which endangers the lives of pedestrians or sounds the horns of the vehicle continuously to disturb the public peace, shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **Three Hundred Ghana**

Cedis (GH¢300.00) or to a term of imprisonment not exceeding six(6) months or to both.

Illegal road blocks

4. (1) Any person who in the pretext of a funeral celebration blocks any commercial road/street or restrict free movement of traffic of pedestrian without written authorization from the Office of the Municipal Assembly commits an offence and shall on conviction be liable to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or to a term of imprisonment not exceeding six (6) months or to both.

2. For the avoidance of doubt, the head of family celebrating the funeral wedding shall be held responsible for the breach of section 4(1) above.

Agona West Municipal Assembly (Growing and Sale of Crops) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Excavation in streets) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Requirement and registration

2. No person shall grow crops at a place other than on land within his premises unless he has registered with the Municipal Director of Agriculture furnishing his name and address and the description of the site where the crops are to be grown.

Watering and irrigation

3. No crops shall be watered or irrigated with water from a drain from any premises or any surface water from a drain which is fed by water from a street drainage.

Infected person

4. No person who has a discharging wound or sore or the symptoms of any infectious disease shall take part in the growing or sale of crops.

Sale of crops

5. No crops shall be sold, offered or displayed for sale at any other place than in a market, stall, store or kiosk.

Sale of crops

6. No crops shall be displayed for sale on a road, pavement or sidewalk.

Crops unfit for sale

7. (1) The Municipal Environmental Health Officer in consultation with the Municipal Director may, where he considers necessary in the interest of public health, declare any crops unfit for human consumption.
(2) No crops declared unfit for human consumption shall be sold, offered or displayed for sale.

Penalty

8. A person who contravenes any of these Bye-laws commits an offence and is liable on summary conviction to a fine of **Fifty Ghana Cedis (GH¢50.00)** or in default to the term of imprisonment not exceeding three (3) months or to both.

Interpretation

9. In these Bye-laws unless the context otherwise requires- "Crops" means lettuce, tomatoes, radishes, onion, cucumber, water melon, oranges, bananas, nkontomire or any other agricultural produce likely to be eaten in an uncooked state.

Agona West Municipal Assembly (Hawkers) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Hawkers) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Hawkers to obtained license

2. (1) No person shall operate as a hawker unless he has obtained upon application license from the Agona West Municipal Assembly (hereafter referred to as "the Municipal Assembly") to do so.

(2) The license shall be in such form as the Municipal Assembly may determine and shall be issued subject to such conditions as the Municipal Assembly may deem fit including the following:

(a) A hawker shall not sell, offer for sale or exhibit goods other than those in respect of which a license has been issued and which are specified in writing therein.

(b) A hawker shall not erect any stall or other structure in any public place for the purpose of his trade or any business without a written permit from the Municipal Assembly.

(c) A hawker shall not obstruct or impede the free movement of vehicle or pedestrian traffic.

Application to contain particulars

3. Every application for a license shall be made in writing and shall contain particulars of the goods which the applicant wishes to sell.

Duration of fees for license

4. (1) A license issued under these bye-laws shall expire on the 31st December of the year in which it is dated.
(2) A license shall be issued on the payment of such fee as may be fixed annually by resolution of the Assembly.

Hawkers to Produce License on demand

5. (1) Every hawker shall produce for inspection a license granted under these bye-laws upon demand made on him by a person authorized by the Municipal Assembly.
(2) Any person who fails or refuse to produce the license commits an offence.

Food unfit for Human Consumption

6. (1) No hawker shall sell or exhibit for sale any food which is injurious to health or unfit for human consumption.
(2) Every hawker shall protect all foods sold, offered for sale or exhibited for sale against dirt, flies and any form of contamination by the use of adequate cover approved by the Municipal Assembly or the Municipal Environmental Health Officer.
(3) No hawker shall erect any structure being a stall or store for trading purposes in any public place unless with the express authority of the Municipal Assembly.

Offence

7. Any person who contravenes any provision of this bye-law commits an offence and shall on conviction be liable to a fine not exceeding **Fifty Ghana Cedis (GH¢50.00)** or to a term of imprisonment not exceeding six (6) months or both.

Interpretation

8. In this bye-law unless the context otherwise requires 'hawker' means any person who sells or offers for sale goods of any description in a place other than a recognized market or in his dwelling house or shop and includes any assistant employed by such person.

Application

9. These Bye-laws shall apply within the areas of authority of the Agona West Municipal Assembly.

Agona West Municipal Assembly (Herbalists) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Excavation in streets) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

License

2. No herbalist shall practice within the area of authority of the Municipal Assembly unless;
 - a) he first registers with the Ghana Psychic and Traditional Healers Association or such other Traditional Healers Association recognized by the Municipal Assembly; and
 - b) he obtains a license from the Municipal Assembly

Endorsement of Application

3. Application for a license by a herbalist practicing within the area of the authority of the Municipal Assembly shall be endorsed by the chairman or secretary of the Local Traditional Healers Association.

Inspection

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

Renewal

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

Fees

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

Offence

7. Any person who contravenes any provision of these Bye-laws shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or to a term of imprisonment not exceeding four (4) months; and in the case of a continuing offence to a further fine not exceeding **Ten Ghana Cedis (GH¢10.00)** for each day that the offence continues, after written notice has been served on the offender.

Revocation of license

8. Where a herbalist has been convicted on at least three previous occasions, of an offense involving fraud and on a single occasion of an offense involving the sales of Fake Drugs to patients, the Municipal Assembly may revoke any license issued to him under these Bye-laws.

Interpretation

9. In these Bye-laws unless the context otherwise requires- 'herbalist' means a person who holds himself out as practicing therapeutics with herbs.

Application

10. These Bye-laws shall apply within the area of authority of the Municipal Assembly.

Agona West Municipal Assembly (Licensing and Control of Bicycles) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Licensing and Control of Bicycles) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Bicycle, motorbike and tricycle licensing

2. (1) Any person who owns a bicycle within the area of authority of the Agona West Municipal Assembly shall obtain from the Municipal Assembly a license in respect of the bicycle.
(2) Any person who owns a bicycle without a license in the area of authority of the Municipal Assembly shall be guilty of an offence and shall, on summary conviction be liable to a fine not exceeding **Fifty Ghana Cedis (GH¢50.00)** on each bicycle so owned or to imprisonment to a term not exceeding six (6) months or to both.

License fees

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

Register of Bicycle license

4. The Municipal Assembly shall keep a register of all bicycle licenses issued by it and shall specify in the register the name and address of every person to whom a bicycle license has been issued.

Owners of bicycles , motorbikes and tricycles

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

License to be produced on demand

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

Badges

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

Prohibition of use of school premises for hiring bicycles

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

Offence

9. Any person who contravenes any provision of these Bye-laws, shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **Hundred Ghana Cedis (GH¢100.00)** or to imprisonment for a term not exceeding three (3) months or to both.

Revocation

10. Any Bye-laws on licensing of bicycles in existence in the area of authority of the Municipal Assembly before the coming into force of these Bye-laws are hereby revoked.

Agona West Municipal Assembly (Licensing of Commercial Vehicles) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Licensing of Commercial Vehicles) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Licensing of Commercial Vehicles

2. Every person who owns a commercial vehicle within the area of authority of the Municipal Assembly shall obtain from the Assembly a vehicle license (hereafter referred to as 'Commercial Vehicle license).

Offence

3. Any person who owns a commercial vehicle without license in the municipality shall be guilty of an offence, and shall on summary conviction, be liable to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** and in default of payment a penalty of Gh¢ 20.00 should be paid per day or to a term of imprisonment not exceeding two weeks or both.

Form of license

4. A commercial vehicle license shall be in such form as the Municipal Assembly may determine.

Period of validity

5. A commercial vehicle license shall be valid for the period indicated thereon.

License fee

6. The fee payable shall be determined by the annual fee-fixing resolution of the Assembly

Who is the owner of vehicle

7. For the purpose of these bye-laws, any person in whose custody, charge or possession or in whose home or premises a commercial vehicle is found unless the contrary is proved shall be deemed to be the owner of that vehicle.

Identification liable

8. Any person to whom a commercial vehicle license is issued shall paste on the vehicle an identification label provided by the Municipal Assembly for that purpose for the period that the license remains in force.

Penalty

9. (a) Any person who without sufficient excuse contravenes any of these bye-laws shall be guilty of an offence and shall on summary conviction be liable to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or in default to a term of imprisonment not exceeding three (3) months or to both.

(b) Where a person has been convicted more than twice under these bye-laws, the court shall order the suspension of his license for a period of three months in respect of each subsequent offence.

Application

10. These Bye-laws shall apply within the area of authority of the Agona West Municipal Assembly.

Agona West Municipal Assembly (Lorry Parks) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Lorry Parks) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Provision of lorry parks

2. (1) No driver of a motor vehicle plying for public hire or fare, shall, within the Agona West Municipality, between 5.00 a.m. and 7.00 p.m., load passengers or goods except at the place provided for the purpose by the Municipal Assembly.

(2) Nothing in these Bye-laws shall prevent-
 - (a) The loading or unloading of passengers or goods directly to or from any private store, dwelling house, shop or other premises within the town;
 - (b) The loading or unloading of passengers or goods at any place within such town in the event of an accident or bonafide breakdown of the vehicle.

Lorry park fees

3. (1) There shall be payable for the use of the lorry park in respect of each motor vehicle a fee fixed by resolution of the Municipal Assembly.

(2) Every driver of a motor vehicle shall each day, on entering the lorry park, pay the fee to the Revenue Collector appointed by the Municipal Assembly to be in charge of the lorry park and shall produce the ticket to the Revenue Collector, and any driver failing to produce such ticket shall be deemed to be that, the vehicle is first entering the lorry park.

Mode of entering a park etc.

4. Every driver of a motor vehicle shall-
 - (a) Enter the lorry park by the opening entrance and leave by the opening exit;
 - (b) Park his motor vehicle in the lorry park in such space as may be indicated to him by the attendant;
 - (c) Secure his motor vehicle from movement by keeping the hand brake on or adopting any other effective means; and
 - (d) Refrain from unnecessarily sounding the horn or other warning instruments.

Nuisance

5. No person shall cause nuisance in the lorry park.

Petrol filling station not to be used as a lorry park

6. (1) No person shall use petrol station as a lorry park, except for purpose of refueling

(2) The Municipal Assembly may revoke the license of any petrol dealer who allows his petrol filling station to be used as a lorry park.

Bookman

7. (1) Any person or group of persons who wish to operate at any of the Municipal Assembly's approved lorry parks as Bookmen shall obtain a license from the Municipal Assembly to do so.

(2) The cost of the license shall be a fee fixed by resolution of the Municipal Assembly subject to the good conduct and good performance of the particular Bookman.

(3) The Assembly may revoke the license of any Bookman for acts prejudicial to the good discipline and operation of any of its lorry parks.

No sale of alcoholic beverage at Lorry Park

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

Person shall not off load a vehicle on a street or lane

9. (1) Any person who brings foodstuffs or animals to the market to sell shall not, park the vehicle, for the purpose of off-loading on the lanes or street adjacent to the park.

(2) Foodstuffs or livestock unloaded at a lorry park shall be conveyed to the appropriate market by their owners within two hours.

Offence

10. (1) Any person who contravenes the provisions of paragraph 3 and 5 of these bye-laws shall pay on-the spot a fine of **Fifty Ghana Cedis (GH¢ 50)** to the Municipal Assembly or failing to comply with that, shall be guilty of an offence and shall be liable on conviction to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or in default to imprisonment for term not exceeding three (3) months or to both.

(2) Except otherwise provided in these Bye-laws any person who contravenes any of these bye-laws shall be guilty of an offence and shall be liable on conviction to a fine not exceeding **Fifty Ghana Cedis (GH¢50.00)** or in default to imprisonment for a period not exceeding three (3) months.

Application

11. These Bye-laws shall apply within the area of authority of the Agona West Municipal Assembly.

Revocation

12. Any Bye-laws on lorry parks in existence in the municipality before the coming into force of these Bye-laws are hereby revoked.

Agona West Municipal Assembly(Maintenance of Premises) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Maintenance of Premises) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

White washing and painting of premises

2.(1) A household or an owner or occupier of a premises within the municipality shall keep the house clean, white washed or painted on regular basis once in two years.

(2) Where the owner, occupier or landlord fails to comply with sub-paragraph (2) the Municipal Assembly shall undertake the painting and charge the owner, occupier or landlord with the expenses incurred in undertaking the painting as a debt.

Application of building regulation

3. Notwithstanding the provisions of the Building Regulations any unauthorized structure attached to premises shall be demolished or removed on notice by the Municipal Assembly.

Inspection by authorized Officers

4. An Officer of the Municipal Assembly duly authorized may inspect the state of maintenance of any premises within the area of administration of theMunicipal Assembly.

Power of Assembly

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

Appeal

6. (1) A prescribed period specified by the Municipal Assembly may be extended upon an appeal by the household, owner or occupier of the premises in reasonable circumstance.

- (1) After the expiration of the prescribed period which has been extended to an appeal as specified in paragraph 5, a person who refuses to comply with the request to white wash, paint or put the premises in a state of cleanliness commits an offence.

Offence

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

Abandoned premise

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

Demolishing of premises after 8 days notice

9. The Assembly shall demolish the premises and charge the household, owner or occupier of premises for labour after the expiration of the period of 8 days notice.

Uncompleted dangerous property

10. (1) The Assembly shall serve notice to the owner of an uncompleted house which poses a threat to life and property to either complete or demolish the uncompleted premises within a specified period of time.

(2) Where the owner of the uncompleted (house) premises fails either to demolish or complete it, the Assembly shall with or without further notice, demolish the uncompleted house and surcharge its owner for the cost of labour.

Penalty

11. A person who contravenes any of these bye-laws commits an offence and is liable on summary conviction to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or in default to a term of imprisonment for a period not exceeding six (6) months or both.

Agona West Municipal Assembly (Markets) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may

be cited as the Agona West Municipal Assembly(Markets) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Control of Markets

2. . The Municipal Assembly shall have the control and management of all authorized markets within the Agona West Municipality.

Allocation of Stalls/Stores

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

(2) Subject to the provisions of sub-paragraph(1) of this paragraph, applications for the allotment of stalls shall be made to the Municipal Assembly and allotment of available stalls shall be in order of priority of application and upon payment of the prescribed rent to the Municipal Assembly.

(3) The Municipal Assembly may refuse allotment of any stall to an applicant previously convicted of an offence under these Bye-Laws.

Rent for stalls Assembly

4. Rent for stalls shall be an amount fixed by annual fee-fixing resolution of the Municipal Assembly.

Receipts for Sales/Stores

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

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

Payment of rent for stalls/stores

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

Subletting of stalls/stores

8. (1) No person shall sublet any stall, or in any way share any stall in respect of which rent is payable except by permission in writing of the Municipal Assembly.

(2) Any person who sublets his/her stall shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **Five Hundred Ghana Cedis (GH¢500.00)** or to a term of imprisonment not exceeding three (3) months.

Prohibition of selling outside the market

9. (1) No person shall sell or offer for sale during markets hours any article at any place except in the market or in shop or in accordance with a hawker's license to do so, issued by the Assembly.
- (2) Any license issued under the provisions of sub-paragraph (1) of this paragraph, shall be in the form specified in the first Schedule and the fee payable shall be that fixed by resolution of the Municipal Assembly.
- (3) Any person who sells any article outside the market except with a license issued in accordance with these bye-laws, shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **Fifty Ghana Cedis (GH¢20.00)** or to imprisonment for a term not exceeding two (2) months.

Appropriation of parts of markets

10. (1) Parts of the markets shall be specifically set aside by the Municipal Assembly for the sale of the following articles, and the sale of such articles shall be prohibited elsewhere in the markets-
- (a) Fresh meat;
 - (b) Fish
 - (c) Bread
 - (d) Palm-wine
- (2) Any person who sells any of these articles specified in sub-paragraph (1) of this paragraph anywhere except in the part of market specifically set aside for the sale of it, shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **Fifty Ghana Cedis (GH¢50.00)** or to imprisonment for a term not exceeding three (3) months or to both.

Daily Sellers

11. (1) A part of the market shall be specifically set aside by the Municipal Assembly for the use of daily sellers who shall pay to the Municipal Assembly such daily fees as have been fixed by resolution of the Assembly.
- (2) On payment of the fee, a receipt specifying the date in respect of which it is paid, shall be issued to the applicant and the receipt shall be prima facie evidence of the payment of the fee on the specified date.
- (3) Failure to produce the receipt on demand by a person authorized by the Assembly shall render the daily seller liable to ejection from the market.
- (4) Any person served with the notice of ejection from the market (which shall be in such form as the Municipal Assembly may direct) who remain in the market, shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or imprisonment for a term not exceeding six (3) months.

Sales to be from table

12. No person shall within the market expose any article or food for sale except from a stall or from a table or other support of a minimum height of twenty inches from the ground.

Screening of meat etc.

13. No person shall expose for sale in any market any meat, fish, bread, palm-wine or cook or prepared food unless it is protected by means of screens of a pattern approved by the Municipal Environmental Health Officer.

Persons suffering-contagious diseases

14. No person suffering from infectious or contagious disease shall enter any market and any person suffering any such disease who enters the market shall be guilty of an offense and shall on conviction be liable to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or to imprisonment for a term not exceeding six (3) months.

Cleanliness

15. (1) Every occupier of a store, shall during his occupation thereof keep it in a clean state, and shall brush, sweep or otherwise clean away dirt and rubbish from there before leaving at the end of the day's selling.

(2) Every person occupying a stall or using a table or other support for the purpose of exposing for sale food thereon shall keep such stall, table or other support clean.

(3) All dirt, rubbish and sweeping shall be deposited in covered receptacle or dust bin (to be type approved by the Municipal Environmental Health Officer) provided by the Municipal Assembly for the purpose.

Prohibited Article

16. No person shall bring or cause to be brought into the market or have therein any of the following –
- (a) Any live animal except birds;
 - (b) The skin of any animal unless it is dried and properly cured
 - (c) The offal of any animal except by permission of an Environmental Health and Sanitation Officer of the Municipal Assembly who shall act on the advice of the Municipal Environmental Health Officer.

Cooping of Birds etc.

17. Fowls, ducks, guinea-fowl and turkeys offered for sale in the market shall be kept in coops or restrained in any other humane manner.

Children

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

Butchers' clothing

19. Butchers and their assistants, when engaged in carrying, handling or selling meat, shall wear clothing of a style approved by the Environmental Health and Sanitation Department of the Municipal Assembly in respect of such style of clothing.

Unwholesome food

20. Any person who brings into the market or sells or offers for sale therein any meat, fish, palm-wine, cooked food or other prepared food which is unwholesome, shall be guilty of

an offence and shall, on conviction, be liable to fine of **One Hundred Ghana Cedis (GH¢100.00)** or to imprisonment for six (3) months or to both.

Market hours

21. Every market shall be opened to the public between the hours of 5.00 a.m. and 6.30 p.m.

Prohibition of Sleeping in the market

22. No person shall use a market as a sleeping place, and any person found using a market-place as such, shall be liable on conviction to a fine not exceeding **Fifty Ghana Cedis (GH¢50.00)** or to a term of imprisonment not exceeding three (3) months.

Rights of entry to market

23. It shall be lawful for the Municipal Co-ordinating Director or the Municipal Environmental Health Officer or any such officer representing them, or either of them to enter the market at anytime and inform the Municipal Assembly of any non-compliance with any matter contained in these bye-laws.

Obedience to directions of Municipal Assembly

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

Offence

25. Except otherwise provided in these Bye-laws any person who fails to comply with or contravenes any of the provisions these bye-laws shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **Hundred Ghana Cedis (GH100.00)** or in default, imprisonment for a term not exceeding six (6) months or both.

Application

26. These Bye-laws shall apply within the areas of authority of the Agona West Municipal Assembly.

Agona West Municipal Assembly (Night Soil) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Night Soil) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Control by Municipal Assembly

2. In all towns in the area of authority of the Municipal Assembly, the removal of night-soil from all premises in which private latrine are kept, shall be under the control of the Municipal Assembly and no person other than a person authorized by the Municipal Assembly shall remove night soil from such private latrine.

Owner of occupier to give notice of private latrine

3. The owner or occupier of any premises in which private latrine are kept shall give notice of the keeping of any such private latrine to the Municipal Assembly which shall provide services for the removal of the night soil from such private latrine.

Payment of fees

4. There shall be paid to the Municipal Assembly by the owner or occupier in respect of the services provided by the Municipal Assembly under these Bye-laws, such fee as may be fixed by resolution of the Municipal Assembly.

Offence

5. Any person other than a person authorized by the Municipal Assembly who removes night soil from any premises to which the provisions of these Bye-Laws apply, and every owner or the occupier who permits any unauthorized person to remove such night soil or who fails to notify the Municipal Assembly as required by the provisions of paragraph 3 shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or in default to imprisonment for a term not exceeding six (6) months or to both; and in the case of continuing offence to a further fine not exceeding **Ten Ghana Pesewas (GH¢10.00)** for each day that the offence continues after written notice has been served on the offender.

Interpretation

6. In these Bye-laws unless the context otherwise requires- 'Municipal Assembly' means the **Agona West Municipal Assembly**;
'Premise' does not include Government premises or Assembly premises;
'Private latrine' means a latrine installed for the use of persons living with a single house or premises provided with a latrine capable of removal without nuisance and having sealing or squatting facilities satisfactory to the Municipal Environmental Officer.

Application

7. These Bye-laws shall apply within the area of authority of the Municipal Assembly.

Revocation

8. Any Bye-laws on night soil in existence in the municipality before the coming into force of these Bye-laws are hereby revoked.

Agona West Municipal Assembly (Numbering of Premises) Bye-laws

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly(Numbering of Premises) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Numbering of Premises

2. The Assembly may cause all premises to be numbered in all the towns and villages within its area of authority and may appoint persons (hereinafter referred to as “Enumerators”) for this purpose.

Marking of Premises

3. An Enumerator may mark upon any premises a number sufficient for identification of such premises

Entry into premises

4. An Enumerator may enter any premises between the hours of 6.00 a.m. and 6.00 p.m. for the performance of his duties under these Bye-laws. Any person who hinders or prevents the correct identification or enumeration of any premises shall be guilty of an offence and shall be liable on conviction to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or in default be liable for imprisonment for a term not exceeding (3) months.

Obstruction and removal of marks

5. Any person who obstructs, prevents or otherwise hinders the enumeration of any premises or alter or deface any identification number on any marked premises commits an offence and shall on conviction be liable to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or in default to a term of imprisonment not exceeding six (3) months.

Interpretation

6. In these Bye-laws “Premises” means any houses, huts, sheds, structures or roofed enclosures, whether used for the purpose of human habitation or otherwise.

Agona West Municipal Assembly (Sale of Palm Wine, Corn Beer, Pito or Akpeteshie)Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Sale of Palm Wine, Corn Beer,

PitoorAkpeteshie) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Place to sell and grant of license

2. No palm wine or corn beer, pito or akpeteshie shall be sold except upon premises which have been approved and licensed by the Municipal Assembly.

Application for license

3. (1) An application for a license shall be made in writing to the Municipal Assembly, and it shall be issued subject to such conditions as the Municipal Assembly may impose.
(2) A license may be granted annually or half-yearly.
(3) Every license shall unless forfeited, continue in force from the date issued until 30th day of June or the 31st day of December, whichever comes first.

Fees

4. The fee for every half yearly license shall be in accordance with the fee fixing resolution of the Municipal Assembly and no license shall be granted on payment of a sum less than the fee for a whole half year.

Conditions of premises to be used for sale

5. (1) A room used for the sale or consumption of palm wine, corn beer, or akpeteshie in any premises licensed under these Bye-Laws shall not be less than 4 meters long, or less than 6 meters wide and no part of such room shall be less than five meters high.

(2) The floor of any such room shall be of concrete or other impervious material and the walls shall be capable of being washed.

(3) In every such room adequate lighting and ventilation shall be provided.

(4) No room used for the sale or consumption of palm wine or corn beer, pito or akpeteshie in any premises licensed under these bye-laws shall be used as a living or bedroom nor shall it open directly into any such room as well as a latrine, bathroom or kitchen.

(5) In every room used for the sale of palm wine or corn beer or akpeteshie in any premises under these Bye-laws, fly-proof storage shall be provided for stocks of palm wine or corn beer, pito or akpetershie not in immediate use.

(6) There shall be shelves for the storage of drinking and other utensils and sufficient chairs and tables for the accommodation of customers.

(2) A person of unsound mind shall be kept away from the premises.

Provision of Sanitation facilities on the premises

6. (1) There shall be suitable arrangement approved by the Municipal Environmental Health Officer or an officer appointed by him for the cleansing of glasses, drinking and storage of utensils in the premises.

(2) There shall be provided in such places sanitary facilities and places of convenience as the Municipal Assembly may determine.

Prohibition of sale at Lorry Parks and within 300 meters from Lorry Parks

7. No person shall under any circumstances sell or offer for sale palm wine, corn beer,(pito) akpeteshie or any other alcoholic beverage at a lorry park or within a radius of 300 meters from a lorry park.

Obstruction of Municipal Assembly Officers in Performance of duties

8. No person shall obstruct or resist any officer or other person appointed by the Assembly who is acting or purporting to act in the performance of any duties relating to any of the purposes of the Bye-laws.

Powers to withdraw license

9. The Municipal Assembly may withdraw any license under these Bye-laws if any alteration is made to any licensed premises or if the licensee is convicted of any contravention or breach of any provisions of these bye-laws.

Display of sign boards at entrance of premises

10. The holder of a permit shall keep suspended or fixed over the entrance of a licensed premises a sign-board with his name, the number of his license and the words 'licensed to sell palm wine, corn beer (pito) or akpeteshie' and this shall be conspicuously written.

Penalty

11. A person who contravenes any of the provisions of these Bye-Laws shall be liable on summary conviction to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or imprisonment not exceeding six (3) months.

Agona West Municipal Assembly (Slaughter Houses) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may

be cited as the Agona West Municipal Assembly (Slaughter Houses) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Cattle to be slaughtered in slaughter-house

2. (1) No person shall slaughter any cattle or other animal for human consumption in any town or village within the area of authority of the **Agona West Municipal Assembly** (hereafter referred to as “the Municipal Assembly”) in any place except the public slaughter-house provided by the Assembly or any place approved by the Municipal Assembly.

(2) No person shall sell or offer or expose for sale the flesh of any domestic animal except it has been slaughtered in a public slaughter house or other place approved by the Municipal Assembly.

Care of animals to be slaughtered

3. Any person who is in charge of any animal which is about to be slaughtered shall-

- (a) Give such animal sufficient water; and
- (b) Protect such animal from harassment, pain or harm

Method of slaughter

4. (1) All animals slaughtered shall be killed by-

- (a) Cutting the throat after stunning ; or
- (b) By a ‘captive bolt pistol

(2) No person shall use a captive bolt pistol under sub paragraph (1) of this paragraph unless he is so authorized by the Municipal Environmental Health Officer or the Municipal Veterinary Officer.

(3) No animal shall be slaughtered within the sight of another animal.

(4) Subject to the provisions of sub-paragraph (1) of this paragraph, a Health Officer or any person authorized by the Municipal Assembly shall direct the manner in which any animal may be slaughtered to prevent cruelty to such animal and any person so directed shall comply.

Users of slaughter-houses to keep them clean

5. Every person who uses a public slaughter house or other place approved by the Municipal Assembly for slaughtering animals shall keep such place in such a clean state as may be approved by the Veterinary or Environmental Health and Sanitation Officer or any other person authorized by the Municipal Assembly to oversee the slaughter-house.

Fees

6. No person shall use a public slaughter house unless he pays to the Municipal Assembly such fee as may be fixed by resolution of the Municipal Assembly.

Offence

7. Any person who contravenes any provision of these Bye-laws commits an offence and is liable on conviction to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or to imprisonment for a term not exceeding three (3) months or to both.

Application

8. These Bye-laws shall apply within the areas of authority of the Municipal Assembly

Revocation

9. Any bye-laws on Slaughter Houses in existence in the municipality before the coming into force of these bye-laws, are hereby revoked.

Agona West Municipal Assembly (Solid and Liquid Wastes Management) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Solid and Liquid Wastes Management) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Management of Solid & Liquid Waste

2. The Municipal Assembly or its registered agents or contractors shall be exclusively responsible for the management of both solid and liquid waste within the entire area of Agona West Municipality.

Solid and liquid waste to be made available to the District Assembly or its agent, etc.

3. Every household, industry, office and any other premises shall make its solid and liquid waste available to the Municipal Assembly or its authorized agents or contractors.

Disposal

4. Solid and liquid waste made available by owners or occupiers of premises shall be collected, treated and disposed of at designated sites by the Municipal Assembly or its contractors or its agents.

Liaising with District Assembly Contractors, Agents, etc.

5. All occupiers and owners of premises with the exception of household premises shall designate a member of their staff to be directly responsible in all matters relating to waste management and liaise with the Municipal Assembly or its contractors or agents.

Waste Containers

6. Owners or occupiers of premises shall be responsible for the provision of containers that will be used in storing solid and liquid waste within the premises in consonance with specifications approved by the Municipal Assembly.

Disposal of liquid waste

7. It shall be the responsibility of the Municipal Assembly or its authorized agents or contractors to empty the contents of public latrines, treat and dispose of it at sites to be designated by the Municipal Assembly.

Fees to be charged

8. The Municipal Assembly shall impose prescribed fees on an owner or occupier of premises where services are rendered for the disposal of liquid or solid waste and such fees shall be reviewed from annually by fee-fixing resolution..

Offences

9. A person who-
 - a) Fails to provide a standard container as prescribed by the Municipal Assembly; or
 - b) Receives services from unauthorized persons or uses unauthorized containers; or
 - c) Refuses to allow the Municipal Assembly or its authorized agents or contractors to collect solid or liquid waste from one's premises; or
 - d) Uses a pan latrine where it has been declared barred; or
 - e) Indiscriminately dumps solid or liquid waste in open spaces, drains, gutters, behind walls or burns solid waste in one's compound commits an offence.

Penalty

10. Where a person commits any of the offences specified in paragraph 10 of these Bye-laws he shall be liable on summary conviction to a fine not exceeding **One Hundred Ghana Cedis(GH¢100.00)** or in default of payment to a term of imprisonment not exceeding six (6) months or to both.

Agona West Municipal Assembly (Stray Animal) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Stray Animal) Bye-laws, and shall apply within the area of authority of the Municipal Assembly.

Stray animals etc. to be impounded

2. Any person authorized by the Municipal Assembly shall
 - (a) Seize any animal which he finds in any public place without any person in charge of it; and
 - (b) Impound such animal at a place set aside by the Municipal Assembly for that purpose or at a place approved by the Municipal Assembly.

Owner to pay for expenses

3. The owner of any impounded animal shall before such animal or bird is released to him pay to the Municipal Assembly-
 - (a) Such penalty as may be fixed by resolution of the Municipal Assembly and
 - (b) Any expenses incurred by the Municipal Assembly for the maintenance of such animal.

Auctioning of unclaimed animal or bird

4. (1) The Municipal Assembly may by public auction sell any impounded animal if the owner thereof fails to pay the penalty specified in paragraph 3 of these Bye-laws, within ten days of such impoundment.
 - (2) Proceeds of the auction sale shall be paid into the account of the Municipal Assembly.

Notice to be given to owner

5. (1) The Municipal Assembly shall before auctioning any stray animal give six days notice of the sale to the owner of such animal
 - (2) Where the owner is not known the notice shall be placed in a conspicuous place in the town or village where the animal is found.

Owner to pay for damage

6. Where damage is done by the impounded animal to the crops or other property of another person, the owner of such impounded animal shall pay for such damage.

Interpretation

7. In these Bye-laws unless the context otherwise requires- 'animal' means cow, horse, sheep, goat, dog, or pig.

Application

8. These Bye-laws shall apply within the area of authority of Agona West Municipal Assembly.

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Temporary Structures) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Permit to Erect a kiosk

2. No person shall erect a Temporary Structure without obtaining a permit from the Municipal Assembly.

Fee

3. No person shall erect a Temporary structure for sale of anything within the jurisdiction of the Municipal Assembly unless he or she has paid to the Municipal Assembly a fee that may be prescribed by the Municipal Assembly in a fee fixing resolution.
4. Permit for keeping a temporary structure within the Municipality is renewable every six month.

Display of official number

5. The owner of the temporary structure shall display the number allocated to the structure at a conspicuous place on the structure.

Demolition of unauthorised structure

6. Any temporary structure constructed without authority from the Municipal Assembly shall be demolished and the cost of demolition the structure shall be charged against the owner.

Obstruction of Municipal Assembly Officials

7. Any person who obstructs an agent of the Municipal Assembly in the performance of his duties under section 4 of these Bye-laws commits an offence and shall on conviction be liable to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or in default to a term of imprisonment not exceeding six (6) months.

Penalty

8. Any person who contravenes Section 2 of these Bye-laws shall be guilty of an offence and on summary conviction be liable to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or in default to imprisonment not exceeding six (6) months.

Agona West Municipal Assembly (Use of Classroom by Religious Bodies) Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Use of Classroom by Religious Bodies) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Permit

2. No person, group of persons or any religious body shall use a classroom for the observance or celebration of a religious function within the area of administration of Agona West Municipal Assembly unless approval from the Municipal Assembly has been obtained.

Period for operation

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

(2) The conditions shall be as follows-

(a) the churches/bodies applying for school sites should be well established and shall be bodies interested in providing facilities for the enhancement of educational facilities in an area of administration of the Municipal Assembly;

(b) They shall be financially sound and capable to undertake building projects for schools in accordance with specifications as the Municipal Assembly may direct; and

(c) They shall pay a fee stipulated per month to the Municipal Assembly.

District Assembly contribution

4. (1) The Municipal Assembly shall contribute workmen and technical advice when the need arises as a complement to the efforts of the Church/Body where the church or body has enough funds and has satisfied the conditions stated in sub-paragraph (2) of paragraph (3) of this Bye-law.

(2) Bodies/Churches shall co-operate with the local communities so that the schools shall become community school when created.

Site of new school

5. Schools to be established shall not be sited near exiting Municipal Assembly schools or other public schools in order that enrollment shall be maximized.

Provision of furniture

6. (1) The Church/Body may provide furniture for newly established schools initiated by them.

(2) The school so built shall be in the public system under the Education Department of the Municipal Assembly.

(3) The Church/Body shall be represented on the School Management Committee which shall be formed to run the school.

(4) An agreement shall be executed between the Church/Body and the Municipal Assembly vesting the property in the latter.

Inspection of premises

7. An officer duly authorized by the Education Department to conduct inspection may enter and inspect the conditions of the premises and may request any person/group of persons, church/religious body to produce its license for inspection as required by paragraph 91) of these Bye-laws.

Penalty

8. A person or group of persons, church/religious body contravening any of the provisions of these Bye-Laws commit an offence and shall be liable on summary conviction to a fine not exceeding **Five Hundred Ghana Cedis (GH¢500.00)** or in default to a term of imprisonment not exceeding six (6) months or to both.

Revocation

9. The Municipal Assembly may revoke a license where a person, group of persons, church/religious body has been convicted on one occasion of an offence in breach of these Byelaws or any other law.

Interpretation

10. In these Bye-laws unless the context otherwise requires-
“Municipal Assembly” has the same meaning as ‘District Assembly’ provided for under Act 462.
“Classroom” means schools other than private schools.

Agona West Municipal Assembly (Vehicle Dealers) Bye-laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Vehicle Dealers) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Application to operate as vehicle dealer

2. No person shall operate as a vehicle dealer or keep vehicles in an enclosure or open space for sale by himself for on behalf of others in the municipality without applying to the Municipal Assembly for permission to do so.

Vehicle Dealer's Permit

3. An application for a vehicle dealer's permit shall comply with the following conditions:
 - (a) The park or ground on which the vehicles are displayed shall be suitably fenced; and
 - (b) There shall be a conspicuous sign board advertising the sales; and
 - (c) The park shall be adequately equipped with firefighting equipment.

Fees

4. The Municipal Assembly may grant permit to person (s) to engage in the sale of vehicles on the payment of a fee as shall be specified by a resolution of the Municipal Assembly

Submission of site plan

5. An application submitted to the Municipal Assembly, shall be accompanied with (3) site plans of the area where the park or enclosure is to be located.

Office at Site

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

Dimensions

7. A park or enclosure used for the purpose of dealing in the sale of vehicles shall not be less than 61 metres by 30 metres.

Discretion to Withdraw Dealer's License

8. Notwithstanding any sanction which may be applied, the Municipal 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.

Individual vehicle sale exempted

9. For the avoidance of doubt these Bye-laws shall not apply to any disposal of a vehicle by an individual who is not a general dealer in vehicles.

Penalty

10. 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 **Five Hundred Ghana Cedis (GH¢500.00)** or in default to a term of imprisonment not exceeding three (3) months or to both.

Agona West Municipal Assembly [Sanitation] Bye-Laws,2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Sanitation) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Disposal of Refuse

2. [1] Where the Agona West Municipal Assembly [hereafter referred to as “the Municipal Assembly”] has in any town or village set aside a place for disposal of refuse, no person shall place or cause or permit to be placed any carrion, filth, dirt, refuse or rubbish or any offensive or unwholesome matter on any street, yard enclosure or open space in such town or village except at such place so set aside for the purpose.

[2] Where there has been contravention of sub-paragraph [1] of this bye-law and the offender has not been identified or discovered, the fact of any carrion or other substance mentioned in the said sub-paragraph being found adjacent to any building shall be prima facie evidence of it having been placed there by the occupier thereof.

Duty of occupier to keep premises free from nuisance

3. The occupier of any premises [or the owner of the premises, if for the time being unoccupied or if the occupier cannot be found] shall keep such premises free from all nuisance; and where any premises abut on a street the occupier shall keep clean and free from all nuisance so much of such street as shall be contiguous to such premises up to the middle of such street, including any drain, gutter or channel situated on any portion of the street.

Notice to be given for inspection of premises

4. [1] Wherever any Environmental Health Officer receives information of, or otherwise has reason to suspect the existence of any nuisance, he shall conduct or cause to be conducted an inspection of the premises where such nuisance is suspected to exist and serve a notice on the person by whose act, default, or sufferance the nuisance has arisen.

[2] Where the nuisance involved any animal or bird, the notice may require the occupier or owner of the premises concerned to remove the animal or bird from the premises.

[3] If a person on whom notice is served defaults in complying with any of the requirements thereof within the time specified, therein, or within five days if no time is so specified or fails to satisfy the Environmental Health Officer that he has used all diligence to comply with the requirements, he shall take proceedings before a Court or Tribunal.

[4] If such Court or Tribunal is satisfied that the alleged nuisance exists, and that although abated it is likely re recur on the same premises, the Court or Tribunal shall make an order on the person in default requiring him to comply with all or any of the requirements of the notice, or otherwise to abate the nuisance within the time specified in the order and such time as the court or Tribunal may deem sufficient or an order prohibiting the recurrence of the nuisance or an order both requiring abatement and prohibiting the recurrence thereof.

[5] Any person who fails to comply with an order made under sub-paragraph [3] of this paragraph commits an offence and shall be liable on conviction to a fine not exceeding 5 penalty units or to imprisonment for a term not exceeding three months.

[6] Subject to sub-paragraph [5] of this paragraph an Environmental Health Officer may enter such premises to which the order relates and abate the nuisance and may recover the expenses incurred as a result thereof as a civil debt from the occupier.

[7] Where the person by whose act or default the nuisance has arisen or the owner or occupier is not known or cannot be found, the necessary work of abating such nuisance may be executed under the authority of an Environmental Health Officer.

Health Officer inspects premises

5. [1] Any Environmental Health Officer or any person or persons authorized in writing by the Municipal Environmental Health Officer may enter and inspect any premises at any time between 6.00am and 6.00pm for the purpose of examining it for the existence or continuation of any nuisance therein.

[2] If admission to premises for any of the purposes mentioned in these Bye-Laws is refused, the Municipal Co-ordinating Director may authorize the aforesaid person or any of them if necessary, to break into and enter such premises and any such order shall continue in force until the nuisance has been abated, and the work for which the entry was necessary has been done.

[3] Whoever refuses admission to any Health Inspector or other person aforesaid, and obstructs and hinders him from making any such entry or inspection or abatement of nuisance or disobeys any such orders as aforesaid commits an offence and shall be liable on conviction to a fine not exceeding **Hundred Ghana Cedis (GH¢100.00)** or to imprisonment for a term not exceeding three months.

6. [1] The owner or occupier of any premise shall keep; the said premises free from all infectious diseases.

[2] Where a Health Inspector considers that the cleaning and disinfecting of any premises or part thereof any articles therein will prevent or check infectious disease he shall give notice to occupier or owner of such premises requiring him to clean and disinfect such house or part of article thereof.

[3] If the person to whom notice is given fails to comply therewith he shall be liable to a fine for every day during which he continues to make default and the Health Officer may cause such house or part thereof and articles to be cleaned and disinfected and may recover the expenses from the occupier or owner in default.

Letting of infected premises

9. [1] Whoever knowingly lets, either for hire or otherwise, any premises or house, from or part of a house in which any person has been suffering from dangerous infectious disorders without having such house, room or part of a house and all articles therein properly disinfected to the satisfaction of the Health Officer, commits an offence and shall be liable on conviction to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or in default to a term of imprisonment not exceeding three (3) months or to both.

[2] For the purpose of this section, the keeper of any boarding house or hotel shall be deemed to let for hire part of the house to any person admitted as a guest into such boarding house or hotel.

Burials at cemeteries

8. [1] Where the Assembly has at any town or village set aside a place for use as cemetery or where a cemetery has otherwise been lawfully provided at any town or village no person shall bury or cause to be buried at or in the neighborhood of such town or village body of any deceased person except at such cemetery.

[2] All burials of deceased persons shall take place at any day between the hours of six O'clock in the morning and six O'clock in the evening. Burial of any deceased person after 6.00p.m shall constitute an infringement to this sub-paragraph.

Open defecation

9. [1] It shall be unlawful for any person to defecate or empty his or her bowels at the banks of rivers and streams or any public place or open space or in any place being an apartment or an adjoining dwelling house.

[2] No occupier of any premises shall by act, default or sufferance allow the existence of a nuisance in such premises.

Offence

10. Except as otherwise provided in these Bye-Laws any person who fails to comply with or contravenes any of the provisions of these Bye-Laws shall be guilty of an offence and shall on summary conviction be liable to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or in default of payment to imprisonment for a term not exceeding three months or both.
11. In these Bye-Laws, unless the context otherwise requires”

‘Environmental Health Officer’ includes a Health Officer and any person appointed as a Health Inspector of the Assembly.

“Nuisance” means anything which is either injurious to health or comfort and convenience of life of members of public and includes;

[a] any street, house or premises in such state as to be, or likely to be injurious to health

[b] Any pool, ditch, gutter, water course, latrine, pond, urinal, cesspool, drain or refuse bin in such a state as to be, or likely to be, offensive or injurious and dangerous to health.

[c] The keeping or harboring of any animal or bird in any premises in such a manner or in any premises so constructed, or so situated as to cause or likely to cause, such nuisance or injury to health.

[d] Any growth of weeds, prickly, pear, long grass or wild bush of any sort

[e] Any house or part of a house so overcrowded as to be dangerous or injurious to the health of the inmates.

[f] Any work, manufacture, trade or business injurious to the health of the neighbours or which is so conducted as to be dangerous or injurious to health.

[g] Any accumulation or deposit of rubbish, rage, excreta, urine, broken bottles or of articles of things, which is or likely to be injurious to health.

[h] Any well, pond or tank, the water of which is tainted with impurities or otherwise unwholesome as to be injurious to the health of the persons using it. "Owner" includes the occupier"

Agona West Municipal Assembly [Abatement of Noise] Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Abatement of Noise) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Place for sale of records

2. No place within the area of authority of the Agona West Municipal Assembly shall be used for the sale of gramophone records or other recorded music unless the place has been inspected, approved and licensed by the Municipal Assembly.

License

3. [1]An application for a license under these Bye-Laws shall be made in writing to the Municipal Assembly.

[2] A license may be issued subject to such conditions as the Assembly may prescribe.

[3] A license shall be an annual license and shall take effect from the day on which it is issued and shall expire on the 31st day of December of the year in which it is issued.

4. The Assembly may withdraw a license issued under these Bye-Laws where the owner of the premises.

[a] After the issue of the license makes an unauthorized alteration to any sound-proofed room designed for listening, or

[b] Is convicted of any offence under these Bye-Laws.

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

Nuisance to the public

6. [1] No person shall play or cause to be played recorded music in public for the purpose of advertisement in such a manner as to cause annoyance, disturbance, or nuisance to the public.

[2] Where recorded music is provided in a night club, restaurants, drinking bar, hotel or other place of refreshment or entertainment, the music shall be so provided as to be heard only within the confines of the place.

7. [1] No person conducting religious service shall play any music or allow any music to be played at the services so loudly as to cause annoyance, disturbance, or nuisance to residents in the area.

[2] Where music is played in a religious institution, the music shall be so provided as to be heard only within the confines of the institution.

Offence

8.. Any person who contravenes any of these Bye-Laws or any condition attached to a license here under shall be guilty of an offence and liable on summary conviction to a fine not exceeding **One Hundred Ghana Cedis (GH¢300.00)** or in default of payment to imprisonment for a term not exceeding six months or both.

Agona West Municipal Assembly [Beer and Wine Sellers] Bye-Laws,2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Beer and Wine Sellers) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

License to operate Beer and Wine Bar

2. [1] No person shall operate Beer or Wine bar within the area of authority of the Agona West Municipal Assembly unless he first obtains a license to do so from the Municipal Assembly and complies with any condition which the Municipal Assembly may endorse on the license.

[2] The license issued under sub-paragraph [1] of this bye-law shall be valid as from the date of issue until the 31st day of December, each year.

Fee

3. The fee payable to the Municipal Assembly for any license issued under bye-law [1] shall be of an amount fixed by annual fee-fixing resolution of the Municipal Assembly.

Display of license

4. Every proprietor of a Beer Bar shall display the license issued to him by the Municipal Assembly in a conspicuous place in the Bar or produce and deliver same for examination by an Officer of the Municipal Assembly in that behalf who so requires it.

Prohibited persons

5. [1] No proprietor of a Beer Bar or person in charge thereof shall allow any child below the 18 years to sell beer or enter or remain in the bar after 8.00p.m.

[2] No person suffering from any infectious or contagious disease shall be allowed to sell beer or Drinks in a Drinking / Beer Bar or enter or remain in the bar.

Sanitary facility

6. Every proprietor of a Drinking / Beer Bar shall provide a urinal and toilet facilities in His or her Bar.

Offence

10. Any person who contravenes any of the provisions of these Bye-Laws shall be guilty of an offence and shall on summary conviction be liable to a fine not exceeding **Three Hundred Ghana Cedis (GH¢300.00)** or in default of payment to imprisonment for a term not exceeding three months or both.

Interpretation

9. In these Bye-Laws, “ Beer” includes spirits or any alcoholic drinks.

Agona West Municipal Assembly [Licensing of Premises Used for Profession,Trade or Business] Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Licensing of premises used for

Profession, Trade or Business) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

License

2. [1] No person shall carry on any profession, occupation, trade or business in or upon any Premises or land within the area of the Agona West Municipal Assembly unless the Municipal Assembly has issued a license in respect of such premises.

[2] A license granted under these Bye-Laws shall be valid for one year and unless revoked or withdrawn shall expire on the 31st day of December of each year.

[3] A license granted under these Bye-Laws shall be displayed in a conspicuous part of the premises or land.

Fees

3. There shall be charged for every license granted under these Bye-Laws by annual fee-fixing resolution of the Municipal Assembly.

4. Any license granted under these bye-laws shall be without prejudice to the payment of property rate; the owner of a rateable property of permanent or temporary nature is required to pay under any enactment for the time being in force.

Inspection of premises

5. [1] Subject to the provisions of these Bye-Laws any officer or any other person duly authorized by the Municipal Assembly may at all reasonable times enter into or upon any building, premises or land within the area of authority of the assembly for the purpose of carrying out any inspection enquiry or any other duties authorized by the Assembly.

[2] No person shall obstruct or otherwise interfere with any officer or any other person authorized by the Assembly in the performance of any duties assigned to him under these Bye-Laws.

Revocation of License

6. The Assembly may withdraw or revoke any license granted under these Bye-Laws if any alterations are made to any premises or building for which the license was granted without the authority of the Assembly or if the license contravenes any provision of these Bye-Laws.

Offence

7. Any person found guilty of a breach of any provision of these Bye-Laws shall be guilty of an offence and liable on summary conviction to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or in default of payment to imprisonment for a term not exceeding six months or both.

Interpretation

8. In these Bye-Laws “Premises“ includes whole or part of the premises.

Agona West Municipal Assembly [Control of handcarts] Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Control of Handcarts) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

License of handcarts

2. The owner or any person in possession of any vehicle having four wheels or 2 wheels not propelled by mechanical power in use for the carriage of goods within the area of authority of the Agona West Municipal Assembly shall obtain a license for each such vehicle.

Fees

3. There shall be payable for such license a fee fixed by annual fee-fixing resolution of the Assembly.

Exhibition of number plate

4. Every handcart for which a license is issued shall have affixed thereon the number plate assigned to it by the Municipal Assembly. The owner or person in charge of such vehicle who fails to affix or keep affixed such number plate shall be guilty of an offence.

Condition of vehicle

5. No license shall be issued under this bye-law in respect of any vehicle which in the opinion of the Assembly is in such a condition as to endanger persons or property.

Prohibition

6. No person below the age of 16 years shall drive or push any vehicle which is subject to these Bye-laws and no user of such vehicle shall sit on them while they are in motion.

Offence

7. Any person found guilty of a breach of any provision of these Bye-Laws shall be guilty of an offence and liable on summary conviction to a fine not exceeding **Three Hundred Ghana Cedis (GH¢300.00)** or in default of payment to imprisonment for a term not exceeding six months or both.

Interpretation

8. In this bye- law premises include whole or part of the premises.

Agona West Municipal Assembly [Protection of Oil-Pail Trees] Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Protection of Oil Palm Trees) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

License

2. No person shall fell, uproot, tap, girdle, injure or destroy any oil-palm trees unless he first obtains a license or receipt to do so from the Agona West Municipal Assembly and unless he complies with any conditions which the Municipal Assembly may endorse on the license.

Planting fresh trees

3. Whenever a license has been obtained to fell oil-palm trees for the purpose of making palm-wine for sale or consumption, for every oil-palm tree felled, unless there is another oil-palm tree within five yards [4.70m] thereof, two fresh oil-palm-trees shall be planted by the party felling as aforesaid near the place where the tree is felled.

Fees

4. The fee payable to the Assembly for any license or receipt issued under paragraph 2 of these bye-laws shall be of an amount fixed by a resolution of the Municipal Assembly.

Offence

5. Any person contravening or failing to comply with any of the provisions of these Bye-Laws shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or in default of payment to imprisonment for a term not exceeding three months or both.

Agona West Municipal Assembly [Licensing and Control of Dogs] Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Licensing and Control of Dogs) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

License

2. No person shall keep any kind of dog or bitch without a valid license issued by the Agona West Municipal Assembly in respect of that dog above the age of six months and a valid certificate of vaccination signed by Veterinary Officer against rabbis.

Dog to be confined

3. A dog in respect of which a license has been granted shall be confined in a house by the owner between the hours of 6.00a.m and 6.00pm.andshall not be allowed to be at large at any period of the day.

Stray dogs

4. Subject to the provision of paragraph 3 of these Bye-Laws it shall be lawful for any Police Officer, Health Officer veterinary officer or any person authorized on behalf of the Assembly to seize and detain any stray dog found at large and bring such seizure to the notice of the Municipal Assembly. The Municipal Assembly may direct that the dog be returned to its owner. If he cannot be found, be destroyed or assigned to a suitable person or make such other orders as may be deemed necessary.

Fees

5. Every person acquiring a dog license from the Assembly shall pay for each dog per annum a fee fixed by resolution of the Assembly.

Owner or Keeper of a dog

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

Badge for dogs

7. [1] Any person to whom a license has been issued shall, while the license remains in force keep on the dog a badge of a type approved by the Municipal Assembly for use during the year in which the license was issued.

[2] Any such person shall on expiry of the license surrender to the Assembly the said badge if so required.

Power to seize or detain a dog

8. [1] Any Police Officer or Officer of the Municipal Assembly may seize and detain any dog found in any street or public place not wearing a badge of a type approved by the Municipal Assembly for use during the year in which the dog has been licensed and not under the control of any person.

[2] Where the owner of the dog is known, the Police Officer or the Officer of the Municipal Assembly shall cause notice of the seizure to be given to the owner.

[3] A dog seized under this bye-law shall be released to the owner if he pays such fee for impounding as may be fixed by resolution of the Assembly.

[4] Where a dog has been detained for three (3) clear days without the owner claiming it and paying the expenses incurred by its detention, the environmental health officer may cause it to be sold or destroyed and the money arising from the sale shall be applied in the manner in which fines under this bye- law are applicable.

Seizure of a diseased dog

9. (1) Any Police Officer or any Officer authorised by the Municipal Assembly in that behalf may seize any dog suspected to be suffering from mange or any other dangerous disease.
(2).The Police Officer or the Officer of the Municipal Assembly shall give notice of the seizure of the diseased dog to the owner of the dog, if known, and also the nearest Veterinary Office.

Offence

10. Any person contravening or failing to comply with any of the provisions of these Bye-Laws shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or in default of payment to imprisonment for a term not exceeding three months or both.

Agona West Municipal Assembly [Control of Rates and Rate Collectors] Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may

be cited as the Agona West Municipal Assembly (Control of Rates and Rate Collectors) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Imposition of rates

2. [1] No person or group of persons other than the Agona West Municipal Assembly [hereafter referred to as “the Municipal Assembly”] shall have power to make or levy any general rate within the area of authority of the Municipal Assembly.

[2] The Municipal Assembly shall have power to levy Special Rate as, in its opinion, may be deemed necessary so to do.

[3] A general or special rate payable to the Municipal Assembly shall be of such amount as may be fixed by a resolution of the Municipal Assembly.

Rate collector

3. [1] The Municipal Assembly may, in writing, authorize any suitable person, in respect of any specified area within its authority [hereafter referred to as “rate collector”] to collect rates.

[2] Without prejudice to sub-paragraph [1] of this bye-law, the Municipal Assembly may by notice in writing appoint any group or persons specified in the notice to be its agent for the collection any rate so specified subject to conditions as the Municipal Assembly shall endorse on the notice.

[3] No person other than the authorized rate collector or the agent of the Municipal Assembly shall collect rates levied by the Municipal Assembly.

[4] It shall be the duty of every rate collector or the agent.

[a] To furnish in writing to the Municipal Assembly a nominal roll of all rateable persons in respect of which he has been authorized to collect rates.

[b] To collect and receive from each person liable for the payment of rates in the area, the rates payable by each person.

[c] To report to the Municipal Assembly, the name of any person who has failed to pay the amount due from him.

Rateable person

4. [1] A general rate or any special rate imposed shall be payable by all persons of or above the age of eighteen years who reside within the area of authority of the Municipal Assembly or by owners of movable and immovable property in the municipality.

Notwithstanding the provision of sub-paragraph [1] of this bye-law, any persons who

[a] are for the time being in attendance at an Educational Institution; and

[b] are not during such time in receipt of any remuneration or income other than an allowance or other grant provide for the purpose of such attendance shall be exempted from payment of such rate.

[2] The Assembly may reduce or remit payment of any rate on account of the poverty of any person liable for the payment of such rate.

Special levies by communities

5. [1] No Community or Zonal Council/Urban/Town/Area Council shall levy any special rate except with the prior consent and written approval of the Municipal Assembly.

[2] The Assembly may grant permission to any community or Urban/Town/Area Council /Zonal Council to levy special rates subject to conditions as the Municipal Assembly may deem necessary including:

[a] amount payable by each person;

[b] type of project to be undertaken;

[c] estimated cost of such project.

Time and place for rate collection

6. [1] It shall be the duty of every person liable for payment of any rate to pay the amount thereof to a rate collector or other person or persons duly appointed or authorized by the Municipal Assembly to collect and receive rates at the time and place specified by the Municipal Assembly when publication of a notice in respect of such rate is made.

[2] Notwithstanding sub-paragraph [1] of this bye-law any rate collector or any person authorized by the Municipal Assembly may at all reasonable times enter any premises for the performance of his duties.

Property rate

7. [1] Without prejudice to the provisions of any bye-law of the Municipal Assembly a property rate of an amount fixed by a resolution of the Municipal Assembly shall be payable by owners of buildings situated within the municipality on the assessed value of each building.

[2] If the amount of the general or special rate due in respect of any premises is not paid within the period of forty-two days after notice has been given in accordance with section 73 of the Local Government Law, 1993 [Act 462], the Assembly may apply to the District Magistrate for an order for sale of the premises.

[3] Any premises ordered to be sold to defray the amount of the rate due shall be offered for sale under the direction and authority of the court.

Duty of employers

8. [1] Every employer, after the publication of payment of rates has been made by the Assembly shall deduct any such general or special rate imposed by the Assembly from the remuneration of any employee employed by him who resides or owns immovable property in the Municipality.

[2] The deductions shall be made in such installments as may, from time, to time, be determined by the Municipality.

Receipts of rate paid

9. [1] On payment of any rates levied by the Assembly a receipt specifying, the period in respect of which it is paid shall be issued to the payer and such receipt shall be prima facie evidence of the payment of the rates for the specified period.

[2] The holder of any receipt for rates paid shall produce same at any time on demand for inspection by a rate collector or any other authorized, agent, or officer of the Municipal Assembly.

Obstruction

10. No person shall molest or obstruct any rate collector or other person appointed by the Municipal Assembly who is acting or purporting to act in the performance of any duties relating to any of the purposes of these Bye-Laws.

Offences

11. Any person who, without lawful justification or excuse, the proof of which shall be on him refuses or willfully neglects to pay any basic or special rate payable by him under these Bye-Laws on or after the date on which it is payable shall be guilty of an offence and liable on conviction to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or in default of payment to imprisonment for a term not exceeding three months or both.

12. Any person who makes a false statement with regard to his liability to pay rates shall be guilty of an offence and liable on conviction to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or in default of payment to imprisonment for a term not exceeding three months or both.

13. Any person who, without lawful justification or excuse, incites any person to refuse to pay any rate payable by him under these Bye-Laws or who incites or assists any person to make a false statement with regard to his liability to pay rates shall be guilty of an offence and liable on conviction to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or in default of payment to imprisonment for a term not exceeding three months or both.

14. Any rate collector or agent who...

- a. Fails to deposit with the Assembly any sum of money collected by him as rates;
- b. Knowingly demands from any person an amount in excess of the duly assessed rates;
- c. Renders false returns, whether orally or in writing: or
- d. Fails to issue receipts for rate collected
- e. Willfully fails to carry out any duty imposed upon him as a rate collector or an agent by sub-paragraph [4] of bye-law 2,

Shall be guilty of an offence and liable on conviction to a fine not exceeding, 10 penalty units or to imprisonment for a term not exceeding twelve months or to both.

Interpretation

14. In these Bye-Laws

“Special Rate” means a rate made and levied over a specified area within the area of authority of the Agona West Municipal Assembly for the purpose of a specified project approved by the Municipal Assembly for that area or community.

Agona West Municipal Assembly [Weekly Lotto] Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Weekly Lotto) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

License

2. [1] No person or unincorporated association of persons shall operate a District Weekly Lotto within the area of the Agona West Municipal Assembly unless he applies and from the Municipal Assembly a license to do so.

[2] An application for a license under sub-paragraph [1] of this paragraph shall be accompanied with:-

- a. two passport size photographs of the applicant
- b. a certificate of registration from the Registrar-General's Department
- c. the place from which he shall undertake his operations
- d. a certificate from the National Lotto Authority

Fees

3. There shall be paid in respect of every license issued under paragraph 2 of these Bye-Laws a registration fee of such amount as may be determined by resolution of the Assembly.

Security deposit

4. Every applicant shall pay security bond of such amount to be fixed by resolution of Municipal Assembly before a license is granted.

Annual renewal fees

5. Every operator shall be required to renew his operation license every year at an annual fee of such amount as may be determined by resolution of the Municipal Assembly.

Payment of game winnings

6. Every operator shall be required to pay genuine winnings of stakers. Upon an order of a Court of law, the deposit with the Municipal Assembly shall be used to pay any indebtedness to the stakers.

Offence

7. Any person contravening or failing to comply with any of the provisions of these Bye-Laws shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **One thousand Ghana Cedis (GH¢1000.00)** or in default of payment to imprisonment for a term not exceeding six months or both.

Agona West Municipal Assembly [Control of Mills] Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Control of Mills) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Permit and license for mills

2. No person shall be permitted to keep a mill within the area of authority of the Municipal Assembly, unless he shall have obtained a license from the Municipal Assembly. The license shall be an annual license and shall take effect from the day of which is granted and shall terminate on the 31st December of the year.

Fees

3. The fee for every license issued under these Bye-Laws shall be by resolution of the Assembly:-

Construction requirement

4. (1) Any room used as mill shall not be less than 15 feet long and not be less than 11 feet wide

(2) Adequate lighting and ventilation shall be provided and the surrounding of the mill shall be cleared of weeds and standing waters and the doors and windows shall be suitably fly-proofed.

(3) Good drinking water as approved by the Municipal Health Superintendent or his representative shall be used and the basin for mixing the flour be thoroughly cleaned after use.

Persons with infectious diseases

5. No proprietor of a mill or person in charge thereof shall allow any person suffering from any infectious or contagious disease to take part in the grinding or mixing of the flour. Children under the age of 5 years shall not be allowed to enter the mill.

Mill not to used as dwelling place

6. The building shall not be used as a living or sleeping room.

Obstruction of officers

7. No person shall obstruct or resist any officer or other person appointed by the Municipal Assembly who is acting or purporting to act in the performance of any duties relating to any purpose of these Bye-Laws.

Hours of operation

8. The mill shall be open to customers from 6.00a.m.to 6.00p.m.

Withdrawal of license

9. The Municipal Assembly in its absolute discretion may withdraw any license under these Bye-Laws if any alteration is made to any building licensed hereunder after the license has been granted.

Offence

10. Any person contravening or failing to comply with any of the provisions of these Bye-Laws shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or in default of payment to imprisonment for a term not exceeding six months or both.

Interpretation

11. In these Bye-Laws "Mills" means:-

- a. Any building fitted with machinery for the purpose of grinding corn, millet, coconut, cassava, palm nut, etc.,
- b. where wheaten flour is mixed.

Agona West Municipal Assembly [Excavation / Conveyance of Stone, Gravel and Sand] Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Conveyance of Stones, Gravel and Sand) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

License

2. No person shall be permitted to excavate or convey stone, gravel or sand from any place in the area of authority of the Municipal Assembly unless he obtains from the Assembly a license to do so.

Fees

3. The fee payable to the Municipal Assembly for any license issued in accordance with these Bye-Laws shall be fixed by resolution of the Municipal Assembly.

Operation

4. Any person who uses a tipper truck to convey stone, gravel or sand from any place in the municipality shall cover same with a tarpaulin.

Offence

5. Any person contravening or failing to comply with any of the provisions of these Bye-Laws shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **Two Hundred Ghana Cedis (GH¢200.00)** or in default of payment to imprisonment for a term not exceeding six months or both.

Agona West Municipal Assembly [Protection of Rivers, Indiscriminate felling of trees] Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Protection of Rivers and Indiscriminate Felling of Trees) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Felling of trees near river banks

2. It shall not be lawful for any person under any circumstances to fell, or cause to be felled any tree which is situated at least fifty meters from the banks of any river in the municipality.

Offences

3. Any person who contravenes paragraph [2] of these Bye-Laws shall be guilty of an offence and shall be liable upon conviction by a Court or Public Tribunal to a fine not exceeding **Five Hundred Ghana Cedis (GH¢500.00)** or in default of payment to imprisonment for a term not exceeding three months or both.
4. In addition to the punishment indicated in paragraph 3, of these Bye-Laws, the offender shall be made to plant a tree or replace every tree felled failure to which he shall be fined **One Hundred Ghana Cedis (GH¢100.00)** for each tree felled.

Interpretation

5. For the purpose of these Bye-Laws, and unless the context otherwise requires-
 - (1) "River" shall be interpreted to include any river, pond, stream, spring, natural or artificial pool.
 - (2) 'Tree' shall be interpreted to include commercial trees like Odum, Wawa, Emireetc.,

Agona West Municipal Assembly [Sale of Meat and Fish]Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Sale of Meat and Fish) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

License

2. No person shall sell, expose or offer for sale any fresh or frozen meat or fish without a license duly granted by the Municipal Assembly.

Fees

3. The fee for a license for the sale of fresh / frozen meat shall be as fixed by resolution of the Municipal Assembly.

Approved meat

4. No person shall:-
 - a. Sell or otherwise dispose of any fresh meat at any shop, market or other places.
 - b. Distribute for sale any fresh meat, unless it is the flesh of animal slaughtered in the Agona West Municipality.

Provided that where fresh meat duly stamped by a recognized slaughter-house authority [is brought into the area] from other parts of Ghana or from outside Ghana the Municipal Assembly may allow the sale of the fresh meat on the approval and certification by the Municipal Veterinary Officer or the Municipal Environmental Health Officer confirming its fitness for human consumption.

Storage of meat and fish

5. All meat and fish for sale shall be stored in containers approved by the Municipal Environmental Health Officer or an officer of the Municipal Assembly appointed for that purpose.
6. All meat and fish shall be protected against flies and dust

Offence

1. Any person contravening or failing to comply with any of the provisions of these Bye-Laws shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **Five Hundred Penalty units** or in default of payment to imprisonment for a term not exceeding Twelve months or both.

Agona West Municipal Assembly [Control of Bakeries] Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Control of Bakeries) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

License

2. No bread shall be prepared or baked for the purpose of sale in any place other than premises which have been approved and licensed by the Municipal Assembly.

Fees

3. The fee for every license issued under these Bye-Laws shall be a fee fixed by resolution of the Municipal Assembly.

Requirement for license

4. No premises shall be licensed for the preparation or baking of bread for sale unless the following conditions have been complied with. Separate and suitable rooms shall be provided for the following purpose.
 - a. Storage of flour and other materials used.
 - b. The mixing and kneading of flour and other materials and any necessary bread mixtures.
 - c. Storage of the finished bread or other products of the bakery.

Rooms for storage

5. Rooms used for storage shall be rate-proof, and properly lighted and ventilated. Materials stored in the rooms shall be kept form contact with the floor and walls. Nothing shall be stored in the room which is not directly connected with the work of the bakery.
6. Rooms used for storage or display or sale of bread shall be provided with sufficient shelves, benches or tables. Bread stored or offered for sale shall be protected from contamination by being in wrapping materials approved by the Municipal Director of Health or the Municipal Environment Health Officer.

Bakery not used for sleeping room

7. No room in the bakery shall be used as a living or sleeping room or for any purpose not directly connected with baking bread.
8. Suitable sanitary accommodation shall be provided for the use of persons employed in the bakery and there shall be facilities for the washing of hands. Persons employed in the mixing and kneading rooms shall be supplied with quantity of aprons or overalls capable of being washed.

Prohibition

9. Smoking is prohibited in the Bakery.

Health condition of workers

10. [1] Any person who suffers from a festering wound, sore on the hands or arms, discharging cars or who suffers from attacks of diarrhea or vomiting shall not take part in the handling or preparation of bread or flour or other materials used in the bakery.

[2] The proprietor or manager of the bakery as soon as he becomes aware of any sickness in any person employed shall not permit such person to handle bread or flour or any other materials or equipment used in the bakery until such person is no longer suffering from such sickness or permission has been given by the a Medical Officer of Health for the continued employment of such person in the bakery.

Power of entry

11. The Municipal Director of Health or such other person as may be authorized by Municipal Assembly shall have power to enter any bakery licensed under these Bye-Laws for the purpose of inspection between the hours of 6.00a.m and 10.00pm. and no person shall obstruct him in the performance of his duties under these Bye-Laws.

Withdrawal of license

12. The Municipal Assembly may withdraw any license granted under these Bye-Laws if any alteration is made to any premises of which license has been granted or if the owner of the license is convicted for contravening any of the provisions of these bye-laws.

Offence

13. Any person contravening or failing to comply with any of the provisions of these Bye-Laws shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **One Hundred Ghana Cedis (GH¢100.00)** or in default of payment to imprisonment for a term not exceeding six months or both.

Interpretation

14. In these Bye-Laws:-

“Flour” means wheaten flour and flour containing non-wheaten substances such as cassava or corn. “Bread” means loaves, rolls, cakes, pastries, biscuits and flour confectionery of any kind.

15. These Bye-Laws shall apply within the area of authority of the Assembly.

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Control of Swine, Cattle, Sheep and Goat) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Permit

2. No person shall keep any swine, cattle sheep or goats within the area of administration of Agona West Municipal Assembly without a permit issued by the Agona West Municipal Assembly for that purpose which shall be determined in accordance with the Fee Fixing Resolution.

3. Notwithstanding sub-paragraph [2] of this paragraph a person may keep animals within the area of administration of Agona West Municipal Assembly for domestic, religious or customary purpose upon the conditions that the animals.

[a] are kept in a pen which is well maintained and always kept clean; and

[b] do not constitute a nuisance by stench or noise to neighbours; and

[c] are attended to by veterinary officers or assistants and that owners are to ensure that sanitary rules specified by MOH are maintained.

The number of goats or sheep to be kept in any dwelling house shall not exceed ten.

Inspection of premises

4. Subject to paragraph 2, no person shall keep swine and cattle in any premises except at designated places as on application may be approved by the Agona West Municipal Assembly.

[1] An officer, servant or agent appointed by the Agona West Municipal Assembly may enter at any reasonable time and inspect any premises where swine, cattle, sheep ;or goats are kept.

[2] Any animals found in excess of the permitted number may be impounded by the officer servant, or agent appointed under paragraph 3 [1]

[1] Any officer, servant or agent of Agona West Municipal Assembly appointed under paragraph 2[1] may impound any swine, cattle, sheep or goat found in a public place without any person being in charge of it.

[2] The Agona West Municipal Assembly shall not be liable for any swine, cattle, sheep or goat that may die after it has been impounded.

[3] An owner of any impounded goat or sheep may retrieve it on conditions as may be determined by the Agona West Municipal Assembly.

Offence

1. Any person contravening or failing to comply with any of the provisions of these Bye-Laws shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **Thirty Penalty Units** or in default of payment to imprisonment for a term not exceeding six months or both.

Agona West Municipal Assembly [Food] Bye-Laws, 2016

Title

1. In exercise of the powers conferred on the Agona West Municipal Assembly by Section 79 of the Local Government Act, 1993 (462) these Bye-Laws are hereby made and may be cited as the Agona West Municipal Assembly (Food) Bye-laws, and shall apply within the area of authority of the Municipal Assembly:

Prohibition against sale of unhygienic

2. [1] any person who sells or offers for sale any food within the jurisdiction of Agona West Municipal Assembly.

[a] which has in it or upon it any poisonous or harmful substance;

[b] is unwholesome or unfit for human consumption;

[c] consists in whole or in part of any filthy, putrid, rotten, decomposed or diseased substance;

[d] is adulterated;

[e] is injurious to health; or

[f] is not of the nature, substance or quality prescribed by standards, commits an offence

[2] In determining whether an article of food is injurious to health, regard shall not only be given to the probable effect of that article on the health of a person consuming it, but also on the probable cumulative effect of articles of substantially similar composition on the health of a person consuming such articles in ordinary quantities.

Food offered as prizes

3. [1] Section 2 of this Law shall apply to any food intended for human consumption that is :

[a] offered as a prize or a reward in connection with any entertainment to which the public is admitted whether on payment of money or not; or

[b] offered as a prize or reward or given away for the purpose of advertisement or in furtherance of any trade or business, as if the food were exposed for sale by the organizers of the entertainment or the person offering or giving away the food

[2] In this section “entertainment” includes any public or social gathering, amusement, exhibition, performance, sport or game.

[3] Food shall be deemed to be adulterated if:-

[a] any constituent has in whole or in part been omitted or abstracted;

[b] damage or inferiority has been concealed in any manner;

[c] any substance has been substituted wholly or in part of it;

[d] any substance has been added to it or mixed or packed with it so as to increase its bulk or weight or reduce its quality or strength or make it appear better or of greater value than it is;

[e] it contains any additive not expressly permitted by the regulations for the food concerned, or is in excess of the quantity permitted;

[f] any constituent exceeds, the amount stated on the label or permitted in the regulation; or

[g] its nature, substance and quality has been injuriously affected.

4. Any person who manufactures 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.

Deception of consumers

5. Where a standard has been prescribed under any enactment for any food, any person who manufactures

Labels, packages, sells or advertises any food in such a manner that it is likely to be

Mistaken for food of the prescribed standard commits an offence.

Standards of foods

6. [1] Any person who sells to the prejudice of a purchaser any food which is not of the Nature, substance or quality of the article demanded by the purchaser commits an offence.

[2] It is not a defense to an offence under subsection [1] to plead that the purchaser was not Prejudiced by reason that he bought the food for analysis or some purpose other than for Consumption.

Sale of food under insanitary condition

7. Any person who sells, prepares, packages, conveys, stores or displays for sale any food Under insanitary conditions commits an offence.

8. [1] Any person who:-

[a] sells, or offers or exposes for sale, or has in his possession for sale: or

[b] deposits with or consigns to any person for the purpose of sale, any food intended for, but unfit for human consumption commits an offence.

[2] Where food in respect of which an offence under paragraph [a] of subsection [1] has been committed was sold to the person charged by some other person, that other person shall also be guilty of the offence.

[3] Where a person is charged with an offence under paragraph [b] of subsection [1] or under subsection [2], it is a defense for him to prove-

[a] that he gave notice to the person to whom he sold, deposited or consigned the Food in question that it was not intended for human consumption; or

[b] that, at the time when he delivered or dispatched it to that person, either it was fit for human consumption or he did not know, and could not with reasonable diligence have ascertained that the food was unfit for human consumption.

Health certificate

9. Any person who prepares, manufactures, packages, sells, offers or displays for sale any food without being medically screened and issued with Food Vendors Health Certificate commits an offence.

Offence

10. (1) Any person contravening or failing to comply with any of the provisions of these Bye-Laws shall be guilty of an offence and shall on conviction be liable to a fine not exceeding **Hundred Penalty Units** or in default of payment to imprisonment for a term not exceeding Twelve months or both. In the case of a continuing offence be liable to a further fine of **Ten Ghana Cedis (GH¢10.00)** for each day on which the offence continues.

[2] In proceedings of an offence under this Part in respect of any food containing some

extraneous matter, unless the presence of the extraneous matter has rendered the food injurious to health, it is a defense for the accused to prove that the presence of that matter was an unavoidable consequence and forms part of the process of preparation or collection of that food.

[3] In any proceedings under this part consisting of the advertisement for sale of any food, it is a defense for the accused to prove that the publication was received and made in the ordinary course of his business as a publisher.

Closure of premises

11. The Municipal Co-ordinating Director shall, on the advice of the Municipal Environmental Health Officer, order the closure of any premises where food is manufactured, prepared or sold if the Municipal Assembly has reason to believe that the food is exposed to the risk of contamination and the Municipal Co-ordinating Director may make such further order as the deems appropriate in the circumstances.

Interpretation

In this Bye-Laws, unless the context otherwise requires;

“food” includes salt and an article manufactured, sold or represented for use as food or drink for human or animal consumption, chewing gum, water and an ingredient of the food, drink.

“label” includes a legend, work or mark attached to, included in, belonging to or accompanying a food, drug, cosmetic, device or chemical substance;

“manufacture” with respect to food means the making or composition of a product, including its production, preparation, processing or preservation in combination with other components, substances, ingredients or products;

“package” includes a thing in which a food is wholly or partly placed or packed;

“premises” includes a building, hut, shed, kiosk or tent together with the land on which it is situated and an adjoining land used in connection with it, and a vehicle, conveyance or vessel;

“selling” includes offering for sale, exposing for sale and having in possession for sale or distribution;

“unsanitary conditions” means the conditions or circumstances which might contaminate food with dirt or filth or might render the food injurious or dangerous or likely to be injurious to health.

56. Agona West Municipal Assembly (Indecent Exposure) Bye- Laws, 2016.

Any person who willfully and indecently expose body of that person in a public place or in the public’s view, or exposes the body of that of person in a place with intent to insult any other person commits an offence and is liable on summary conviction to a fine not exceeding thirty penalty units or to a term of imprisonment of not more than 3 months or to both

GENERAL PROVISION

All fines charged by the courts under these bye-laws shall be paid to the Municipal Assembly through the prosecuting team of same and all such payments shall be receipted with General Counterfoil Receipts (GCRs).

Made at a meeting of the **Agona West Municipal Assembly** held on theday of2016

PRESIDING MEMBER

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SECRETARY TO ASSEMBLY

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Approved by the Central Regional Co-ordinating Council on behalf of the Ministry of Local Government and Rural Development. On this.....day of20

SECRETARY TO THE RCC

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