

Ashaiman Municipal Assembly (Kiosk-Keeper) Bye-law, 2017.

In exercise of the powers conferred on the Ashaiman Municipal Assembly by section 181 subsection 1 of the Local Governance Act, 2016 (Act 936) this Bye-law is hereby made.

License

1. (a) A person shall not construct or keep a kiosk within the jurisdiction of the ASHMA for the transaction of business without first applying for a license to construct and transact business thereon and the written consent of the landlord.
- b) A license granted under the preceding paragraph is temporary and the ASHMA reserves the right to order the removal of any kiosk, if its location is required for a public use.
- (c) An applicant shall attach to the application, three site plans of the area and the location of the kiosk;
- (d) The ASHMA shall in accordance with its fee fixing mechanism determine fee payable for the issuance of the license;

Display of official numbers

2. The owner of a kiosk shall display the official number(s) allocated by the ASHMA on the frontage of the kiosk.

Dimension

3. No kiosk shall exceed 12 square meters.

Monitoring and Enforcement

4. (a) A delegated officer or officers of the Department of Physical Planning of the ASHMA shall ensure that all kiosk constructed within the jurisdiction of the ASHMA complies with the provisions of this Bye-law;
- (b) The owner of a kiosk erected contrary to the provisions herein shall be notified in writing, specifying the breach and given twenty one days to remedy the breach where the owner fails to remedy the breach, the ASHMA shall remove the kiosk and surcharge the owner with the cost of the removal.

Former Licenses

5. A license issued in respect of an existing kiosk granted by the ASHMA shall remain valid until it expires.

Offence and Penalty

6. (a) Any person who contravenes any provision of this Bye-law, shall be guilty of an offence and upon conviction be liable to a fine of 100-250 penalty units or to a term of imprisonment not exceeding 12 months.
- (b) Notwithstanding any court action instituted under the preceding paragraph, the ASHMA may remove any unauthorized kiosk after giving fourteen days' notice to the owner of the kiosk to remove same, and surcharge the owner with the cost of removal if the owner fails to do so.

(c) Where the removal of the kiosk is due to an expansion of a facility and/or construction of a public infrastructure, the ASHMA shall give six months written notice to the occupants to look for an alternative space.

Title

7. This Bye-law may be cited as Ashaiman Municipal Assembly (Kiosk-Keeper) Bye-law, 2017.

Interpretation

8. In this Bye-law, unless the context otherwise requires;
“ASHMA” means Ashaiman Municipal Assembly.
“Public use” means use of the premises for the benefit of the public
“Kiosk” refers to wooden and metal structures conforming to the specifications given in this Bye law.
9. This Bye-law shall apply within the area of authority of the ASHMA.

Made at a meeting of the Ashaiman Municipal Assembly held on the.....

SIGNED	SIGNED
<i>Presiding Member</i>	<i>Municipal Co-ordinating Director</i>
<i>Ashaiman Municipal Assembly and Secretary of ASHMA</i>	

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

Regional Minister	Regional Coordinating Director
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Ashaiman Municipal Assembly (Push Trucks) Bye-Law, 2017.

IN exercise of the powers conferred on the Ashaiman Municipal Assembly by section 181 subsection 1 of the Local Governance Act, 2016 (Act 936) this Bye-law is hereby made.

Title

1. This Bye-law may be cited as Ashaiman Municipal Assembly (Push Trucks) Bye-law, 2017.

License

2. (a) The owner or person in possession of any vehicle having wheels not propelled by mechanical means in use for commercial purposes in the Municipality shall take out a license for such vehicle.
(b) A license issued under this Bye-Law, shall expire on the 31st December of the year in which it was issued.

Exhibition of Number Plate

3. Every push truck for which a licence has been issued shall have affixed thereon number assigned to it by the ASHMA.

Fees

4. The Ashaiman Municipal Assembly shall by a resolution, fix the fees payable for the issuance of the license .A vehicle issued with a license shall display it on the vehicle.

Condition of Vehicle

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

Prohibition

6. (A) A person below the age of 18 years shall not push any truck within the area of jurisdiction of the Assembly.

(b) A person pushing the truck and those helping him shall not sit on the truck while it is in motion.

Rules of the Road

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

Restrain on use of push truck

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

(2) A vehicle licensed under this Bye-Law shall not ply on streets within the residency, the Regional Co-ordinating Council and highways.

(3) Push trucks, and unlicensed vehicles are prohibited from collection and haulage of solid waste in ASHMA

Enforcement

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

Monitoring

(2) A monitoring team from the Assembly shall monitor the operations of the push truck to ensure compliance with these Bye-Laws.

Offence

(3) A person who contravenes any of the provisions of these Bye-law shall be guilty of an offence and shall on conviction be liable to a fine between **20-40 penalty units** or imprisonment for a term not exceeding three months.

Application

(4) This Bye-law shall apply within the area of authority of the Assembly.

Interpretation

(5) In this Bye-law unless the context otherwise requires,

“ASHMA” means Ashaiman Municipal Assembly,

Revocation

- (6) Any Bye-law on Push Trucks in the existence in the area of operation of the ASHMA before the coming into force of this Bye-law is hereby revoked.

Made at a meeting of the Assembly held on the

SIGNED

*Presiding Member
Director*

Ashaiman Municipal Assembly

Approved by the Regional Co-ordinating Council, Greater Accra on behalf of the Ministry of Local Government.

SIGNED

*Municipal Co-ordinating
and Secretary to ASHMA*

**Regional Minister
Director**

Regional Coordinating