

## **Kumasi Metropolitan Assembly (Sale of Intoxicating Liquor) Bye-laws, 1995**

In exercise of the powers conferred on the Kumasi Metropolitan Assembly by section 79 of the Local Government Act, 1993 (Act 462) these Bye-laws are hereby made:

1. (1) No person shall distil or sell any intoxicating liquor either as a wholesale or retailer in any part of the Metropolis without a licence by the KMA.

(2) Separate licence shall be issued for distillation and retailing and shall be issued yearly or as may be determined by the KMA.

2. (1) Every application for a licence shall be made in writing to an officer so designated by the Kumasi Metropolitan Assembly and shall contain sufficient particulars of the place and type of liquor the applicant intends to sell.

(2) Such an application will be forwarded to the Police Officer in charge of the area for determining whether the area is suitable for such purpose.

(3) The officer when satisfied with such report from the police will endorse it to the KMA Licensing Officer for the licence to be issued. 3.

3. Every licence

a) shall be subject to the provision in the Manufacture and Sale of Spirits Act of 1962, and

b) shall be a yearly licence and shall determine on the last day of the year in which it was issued.

4. The fee payable for such licence shall be fixed by resolution of the Assembly to be approved by or on behalf of the Ministry of Local Government.

5. (1) An Officer duly authorised by the KMA may, at all reasonable times take steps to recover the approved fees or to revoke any such licence where the proprietor-

(a) has refused to pay the approved fee;

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

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

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

(2) No person shall obstruct or otherwise interfere with any officer or other persons authorised by the Assembly in the performance of any duties assigned to them under these Bye-laws.

6. Any person who distils or sells liquor without the requisite licence or contravenes any of these Bye-laws shall be guilty of an offence and shall on summary conviction be liable to a fine not more than ₵100,000 or in default to a term of imprisonment not exceeding 3 months or both.

7. Liquor means any distilled alcoholic drink, or any liquor produced by boiling/fermenting of food substance (e.g. malt, millet, sugar, etc.)

8. All existing Bye-laws on sale of intoxicating liquor, are hereby revoked. Made at a meeting of the Assembly held on 28th December 1995.

SIGNED

*Presiding Member*

*Kumasi Metropolitan Assembly*

SIGNED

*Metropolitan Co-ordinating Director*

*and Secretary to KMA*

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

SIGNED

*Regional Co-ordinating Director and Secretary to R.CC*