

(LICENSING AND EMBOSSEMENT OF COMMERCIAL VEHICLES) BYE-LAW,
2017

IN exercise of the powers conferred on the Sekondi Takoradi Metropolitan Assembly by section 181 of the Local Governance Act, 2016 (Act 936), the following Bye-law is hereby made.

Title

- I. This Bye-law may be cited as Sekondi Takoradi Metropolitan Assembly (Licensing and Embossment of Commercial Vehicles) Bye-law, 2017 and shall apply to the area of administration of the Sekondi Takoradi Metropolitan Assembly (hereinafter referred to as "the Assembly").

Commercial Vehicle License

1. A person who owns or operates a commercial vehicle within the area of the Assembly shall obtain from the Assembly, in respect of that vehicle, a license hereinafter referred to as 'Commercial Vehicle License'.
2. A person shall not operate a commercial vehicle in the area of the Assembly unless the person has obtained a valid commercial vehicle license.
3. A commercial vehicle plying temporarily through the area of the Assembly shall be required to obtain a temporal commercial vehicle license renewable every month from the Assembly.
4. The Assembly shall emboss on every commercial vehicle operating within the area with the appropriate logo approved for that purpose.
5. An owner of a commercial vehicle shall ensure that the approved logo of the Assembly shall at all times be on the vehicle.
6. The embossment shall be part of the process of the grant of a commercial vehicle license.
7. For the purpose of this provision, a commercial vehicle is said to be temporarily in the Metropolis if the vehicle does not operate within the area for more than sixty (60) days cumulatively in a period of One (1) year.
8. For the purposes of these provisions, a commercial vehicle includes Taxis and Trotros.
9. The license issued under this regulation shall be renewable yearly.

Hiring of Vehicle

11. (1) A person who lets out a vehicle on hire for commercial purposes shall take out a license for the purpose and shall pay a yearly fee prescribed by the Assembly.
1. A vehicle owner or operator shall be required to operate in accordance with conditions specified by the Assembly for the operation of such venture.
 2. The license issued under this regulation shall be renewable yearly.

Form, Duration of Commercial Vehicle License

12. (1) A license shall be valid as from the date of issue until the 31st day of December each year.
1. A commercial vehicle license shall be in such form as the Assembly may determine.
 2. The Assembly shall keep a register of all licenses issued by it and shall specify in the register the name and abode of every person to whom a commercial vehicle license has been issued.

Owner of Commercial Vehicle

1. For the purpose of this Bye-law, any person in whose custody, charge or possession or in whose house or premises a commercial vehicle is found or seen shall, unless the contrary is proved by him/her, be deemed to be the person who owns such commercial vehicle.

License to be produced on demand

2. It shall be the duty of every person who has a commercial vehicle license to produce and deliver it for examination by an authorized officer of the Assembly who demands it.
3. The Assembly may request the Ghana Police Service to assist it in ensuring compliance with this Bye-law.

Embossment

16. Any person to whom the commercial vehicle license has been issued shall, while the license remains in force, keep on the commercial vehicle an embossment of a type approved by the Assembly for use during the year in which the license was issued.

Offence and Penalty

17. Any person who contravenes any provisions of this Bye-law commits an offence and shall be liable on summary conviction to a fine not less than 100 penalty units and not more than 250 penalty units, or to be imprisoned not exceeding six months, or to both.

Interpretation

18. In this Bye-law, unless the context otherwise requires — "temporary" means a period within one month