

TITLE 5: (BUSINESS OPERATING PERMIT)

In exercise of the powers conferred on the OFFINSO MUNICIPAL ASSEMBLY (hereinafter called ‘‘the Assembly’’) by section 181 of the Local Governance Act, 2016 (Act 936) these Bye-Laws are hereby made:

1. *Permit*

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.

2. *Period for Validity*

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

3. *Permit not transferable*

A Business Permit once granted is not transferable.

4. *Display of Permit*

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

5. *Fee*

There shall be charged a 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.

6. *Liability to pay property rate*

An owner of a ratable 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.

7. Powers of entry

(1) Subject to the provisions 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 a person authorized by the Municipal Assembly in the performance of any duties assigned to him under these Bye-laws.

8. Withdrawal permit and closure of business

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

9. Winding up

(1) Where for any reason a company winds up business entirely or suspends its operations, the permit fee is paid for the operation of the business, unless the Assembly is 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.

10. Failure to pay business permits fees

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

11. Penalty

A person who contravenes any provisions of these Bye-laws commits an offence and shall be liable on summary conviction to a fine between **100-250 penalty units** payable to Offinso Municipal Assembly or in default to a term of imprisonment not exceeding six (6) months or to both.

12. Interpretation

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

13. Revocation

Any By-law on **Business Operating Permit** in existence within the area of authority of the Assembly before the coming into force of these By-laws is hereby revoked.

TITLE 6: (DRAINAGE OF WASTE WATER)

In exercise of the powers conferred on the OFFINSO MUNICIPAL ASSEMBLY (hereinafter called ‘‘the Assembly’’) by section 181 of the Local Governance Act. 2016 (Act 936) these Bye-Laws are hereby made:

1. Duty to provide linkage drain

Every household, owner or occupier of premises shall connect a linkage of waste except sewerage to the nearest public drain, all drainage should not be stagnant.

2. Application

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