

## **Section Forty-nine**

### **Tema Metropolitan Assembly (KIOSK LICENSE) Bye-laws, 2017**

In exercise of the powers conferred on the Tema Metropolitan by Section 181 of the Local Governance Act 2016 (Act 936) these Bye-Laws are hereby made.

#### **Title**

1. This Bye-law may be cited as Tema Metropolitan Assembly (Kiosk License) Bye-Laws, 2017.

#### **Permit for Temporal Structures**

2. (a) A person shall not put a kiosk in any area within the area of authority of the Assembly unless that person first obtains a license to do so from the Assembly.

(b) The Assembly on receipt of an application for a license may issue permit subject to such conditions as the Assembly may deem necessary.

#### **Renewal**

3. A license issued under these Bye-laws shall expire on the 31<sup>st</sup> day of December the year in which it is issued and shall be subjected to renewal.

#### **Fee**

4. The Assembly shall charge fees as it may by resolution determine in respect of any license issued.

#### **Discretion to withdraw License**

4. (a) Despite the grant of a permit it shall be lawful upon giving 7 days notice to the owner or occupier of a kiosk to order the removal of the kiosk; except that the Assembly shall not give notice for a kiosk placed in a community right of space for the benefit of the community.

(b) When an owner or occupier fails to remove a kiosk upon notice. The Assembly shall withdraw the license and surcharge the owner or occupier for any costs reasonably incurred.

#### **Offence**

5. A person who contravenes any provision of this law commits an offence and is liable on summary conviction to a fine not less than 100 penalty unit or to a term of imprisonment not exceeding 3 months or to both.

#### **Interpretation**

6. In these Bye-laws unless the context otherwise requires

“kiosk” means any wooden structure, metal container or a combination of either with a block or concrete work;

“community right of space “means a road, street, foot-path, pavement, passenger terminal, parking area, any public right of way, school ground, hospital ground, open space, market place, cemetery, playing field, square, durbar ground, public place of Assembly, or any space or ground or area for community use that exists or is so designed in an approved settlement plan or under the provision of any law for the community.

Made at a meeting of the Tema Metropolitan Assembly held on .....

SIGNED

*Presiding Member*

*Tema Metropolitan Assembly*

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

SIGNED

*Metropolitan Co-ordinating Director  
and Secretary of TMA*

SIGNED

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