

21. Kwahu East District Assembly (Business Operating Permit) Bye-Laws, 2020

1. Permit

A person shall not carry on a business, in or around any premises within the area of authority of the Assembly without a Business Operating Permit duly granted by the Assembly.

2. Period of validity

A Business Operating permit granted under these bye-Laws shall expire on the 31st

December of each year of issue.

3. Permit not transferable

A Business Operating permit once granted is not transferable.

4. Display of permit

A Business Operating 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 a charged fee for each Business Operating Permit granted under these byelaws as shall be prescribed by the Assembly in accordance with its Fee Fixing Resolution.

6. Liability to pay property rate

An owner of a ratable property who is required to pay property rate under any existing law, shall in addition be required to apply for a business operating permit under these bye-laws.

7. Powers of entry

(1) Subject to the provisions of these bye-laws an officer or a person duly authorized by the Assembly may, during business hours enter into any building premises or land within the area of authority of the Assembly for the purpose of carrying out an inspection, enquiry or any other duties authorized by the Assembly.

(2) A person shall not obstruct or interfere with an officer or a person authorized by the Assembly in the performance of any duties assigned to the authorized person under these bye-laws.

8. Withdrawal of permit and closure of business

- (1) The Assembly may withdraw or revoke any Business Operating Permit granted if the person granted the permit contravenes any provisions of these bye-laws.
- (2) The Assembly may close down a business or suspend its activities or seize the items on sale until the permit fee is paid.

9. Liability of officers

- (1) The Assembly or an officer working on behalf of the Assembly shall not be liable for any damage, misplacement or otherwise of seized items in the event of contravention of sub regulation 2 (b) of paragraph 8.
- (2) The Assembly shall dispose of by public auction or by any other means, any seized items if the owner fails to claim them within 14 days after the seizure.
- (3) Perishable items seized shall be disposed of within 24 hours if the owners fail to claim them before then.

10. Winding Up

- (1) Where for any reason a company winds up its business entirely or suspends its operations, the Assembly shall be informed immediately about such a closure or suspension of activities.
- (2) A company that fails to comply with paragraph 9 (1) of these bye-laws shall continue to be billed by the Assembly for its fees for Business Operating Permit.

11. Failure to pay Business Operating Permit fees

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

12. Penalty

A person who contravenes any provision of these bye-laws commits an offence and is liable on summary conviction to a fine of three times the value of the Business Operating Fees or in default to a term of imprisonment of not more than six months or both.