

Section Twenty-three

Tema Metropolitan Assembly (Profession, Business and Trade) Bye-Laws, 2017

IN exercise of the powers on the Tema Metropolitan Assembly by section 181 of the Local Governance Act, 2016 (Act 936) hereby made this Bye-Law:

Title

1. This Bye-law may be cited as Tema Metropolitan Assembly (Profession, Business and Trade) Bye-Laws, 2017.

Permit

2. (a) A person shall not carry on any profession, occupation, trade or business in or upon any premises or land in the Metropolis unless the TMA has issued a license in respect of such premises.
 - (b) A Permit granted under these Bye-laws shall expire on the 31st December of the year it was issued.
 - (c) A person who starts business profession or trade later than January in a year shall pay a commensurate rate (prorate).
 - (d) A license granted under this bye-law shall be displayed in a conspicuous part of the premises or land, and is not transferable.

Fee

3. There shall be charged for every permit a fee to be prescribed by the TMA by resolution and approved by the Greater Accra Regional Co-coordinating Council on behalf of the Local Government.

Liability to pay property rate

4. Any permit granted shall be without prejudice to the payment of property rate the owner of a rateable property of a permanent or temporary nature is required to pay under any Bye-laws for the time being in force.

Powers of entry

5. (a) An Officer or other person duly authorized by the TMA may at all reasonable times enter any building, premises or land in the Metropolis for the purpose of carrying out any inspection, enquiry or any other duties authorized by the TMA;
 - (b) A person shall not obstruct or otherwise interfere with any officer or other person authorized by the TMA in the performance of any duties assigned to him under these Bye-Laws.

Revocation of license

6. (a) The TMA may revoke or withdraw any license granted under these Bye-laws if any alterations are made to any premises or buildings for which the license was granted by the TMA;
 - (b) The TMA may close down any business or suspend its activities until the permit fee is paid for the operation of the business

Winding up

7. (a) If for any reason a company winds up its business activity or suspends its operations, the company shall inform the TMA immediately about such a closure or suspension of business activities;

(b) A company that fails to comply with Bye-Law 6(1) of these Bye-laws shall continue to receive bills from the TMA for its fees for Business permit.

Failure to pay business permit fee

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

Withdrawal of permit

9. (a) The TMA may withdraw or revoke any Business permit granted under these Bye-laws if any alterations are affected on premises or building for which the permit was granted without a written authority of the TMA or if the person granted the business permit contravenes any provision of these Bye-laws;

(b)The TMA may close down any business or suspend its activities until the permit fee is paid for the operation of the business.

Offence and penalty

10. Any person who contravenes any provision of these Bye-laws commits an offence and shall be liable on summary conviction to a fine of not less than 190 penalty units or in default to a term of imprisonment not exceeding three months or both.

Interpretation

11. In these Bye-laws unless the context otherwise requires - TMA means Tema Metropolitan Assembly, Business means an economic system in which goods and services are exchanged for one another or money, on the basis of their perceived worth, Trade means commercial transaction involving the sale and purchase of goods, service or information and Profession means occupation, practice or vocation requiring mastery of a complex set of knowledge and skills through formal education and or practical experience. Permit means

Application

12. These Bye-laws shall apply within the area of authority of the TMA.

Revocation

13. Any Sanitation Bye-laws within the area of authority of the Assembly in existence immediately before the coming into force of these Bye-laws are hereby revoked

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

SIGNED

*Presiding Member
Tema Metropolitan Assembly*

SIGNED

*Metropolitan Co-ordinating Director
and Secretary of TMA*

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

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

