

TEMA WEST MUNICIPAL ASSEMBLY WASTE MANAGEMENT AND SANITATION BYE-LAWS FOR CLEANING OF THE FRONTAGE OF RESIDENTIAL, PRIVATE, PUBLIC AND COMMERCIAL BUILDINGS.

In exercise of the powers conferred upon the Tema West Municipal Assembly to make Bye-laws for the purpose of any function conferred on that Municipal Assembly, pursuant to section 181(1) of the Local Governance Act, 2016 (Act 936), these Bye-laws are, hereby, made as an addendum to the Waste Management and Sanitation Bye-laws of the Assembly, and may be cited as:

The Tema West Municipal Assembly 'Cleaning and Greening of the Frontage of Buildings' Bye-laws, 2021.

1. Cleaning

- (a) A person who undertakes any commercial or industrial business or a public business shall ensure that the premises and the frontage of that business is clean and kept neat at all times.
- (b) Where a commercial or industrial operator fails to comply with the immediately preceding paragraph, the Assembly shall notify the person in charge of the business of the non-compliance and require him/her to clean the frontage of the premises immediately, as a matter of urgency or within three days, where applicable.

- (c) Where the operator fails to comply within the specified period, the Assembly shall undertake the cleaning and surcharge the owner of the business with the cost of the cleaning

2. Residential Buildings

An owner or occupier of a residential building shall be responsible and ensure that the frontage of the building, including drains up to the middle of the road, where applicable, is always clean.

- (a) An owner or occupier of a Residential building shall ensure that the frontage of the building is greened, concreted, cemented or solidly paved or tiled to the satisfaction of the Municipal Assembly.
- (b) Where the owner or occupier of a Residential building fails to comply with the above paragraph, the Assembly shall undertake the works required and surcharge the owner or occupier of the building with the cost of works.

3. Commercial and Industrial Buildings

- (a) An owner or occupier of a commercial or industrial building shall be responsible and ensure that the frontage of the building and drains up to the middle of the road is always clean.
- (b) An owner or occupier of a commercial or industrial building shall ensure that the frontage of the building is greened, concreted, cemented or solidly paved or tiled to the satisfaction of the Municipal Assembly.
- (c) Where the owner or occupier of a commercial building fails to comply with the above paragraph, the Assembly or an agent approved by the Assembly shall undertake the works required and surcharge the owner or occupier of the commercial or industrial building with the cost of works.

- (d) An owner or occupier of a store, shop, market stall or market place shall ensure that the floors and frontage are kept clean of litter, rubbish or filth.
- (e) Where an owner or occupier of premises permits a person to trade, work or use for any purpose the frontage of the premises, the owner or occupier is severally and jointly liable with the person for the defaults of that person under this Bye-law.

4. Public/Private Office Buildings

- (a) An owner or occupier of Public/Private office building shall be responsible and ensure that the frontage of the building and drains up to the middle of the road is always clean.
- (b) An owner or occupier of a Public/Private office building shall ensure that the frontage of the building is greened, concreted, cemented or solidly paved or tiled to the satisfaction of the Municipal Assembly
- (c) Where the owner or occupier of a Public/Private Office building fails to comply with the above paragraph, the Assembly or an agent approved by the Assembly shall undertake the works required and surcharge the owner or occupier of the commercial or industrial building with the cost of works.

5. Liaison with Assembly, Contractors and Agents of the Assembly

An occupier or owner of a commercial/industrial and Public/Private office building shall designate an individual to be responsible for waste management and liaise with the Assembly or a contractor or agent of the Assembly.



6. Offences

A person commits an offence if that person;

- (a) Fails to provide standard container for refuse storage as prescribed by the Assembly,
- (b) Receives service from an unauthorized person or uses the services of unregistered solid or liquid waste contractor,
- (c) Provides services as an unauthorized or unregistered solid or liquid waste contractor to customers.
- (d) Fails to pay the prescribed fee after receiving services from a registered agent or contractor,
- (e) Fails to provide the required services as a registered solid or liquid waste agent or contractor, after receiving the prescribed fee from the customer.
- (f) Refuses without any reasonable cause to allow an accredited agent or contractor of the Assembly solid or liquid waste from the premises of the person,
- (g) Discharges effluent into the open, drains, the compound of that person or environment, except at a place set apart by the Local Authority or the Environmental Health Officer for that purpose,
- (h) Operates a public or commercial toilet without valid permit from the Assembly,
- (i) Defecates in the open, drains, or one's compound, or
- (j) Indiscriminately dumps solid and liquid waste in open spaces, drains, gutters, behind walls, or burns solid waste in one's compound
- (k) Allows rodents to infest the premises of that person,
- (l) Fails to keep the premises free from overgrown weeds & hedges, under bush; stagnant water and any unwholesome or otherwise offensive matter,
- (m) Fails to keep the frontage of their premises and drains up to the middle of the street clean, as by law established.

7. Penalty

- (a) A person who contravenes this Bye-law commits an offence and is liable on summary conviction to a fine, not less than one hundred penalty units and not more than two hundred and fifty penalty units or a term of imprisonment of not less than six months and not more than twelve months or to both the fine and imprisonment; and
- (b) Liable to a further penalty of not more than one penalty unit in the case of a continuing offence, for each day on which the offence is continued after written notice of the offence has been served on the offender.

Made at a meeting of the Tema West Municipal Assembly, held on the 3rd day of September, 2021

SIGNED

**HON. OSANYONMOR ATIATI PATRICK LAWER
PRESIDING MEMBER**

SIGNED

**MOHAMMED ALI AMADU
CO-ORDINATING DIRECTOR/SECRETARY.**



TEMA WEST MUNICIPAL ASSEMBLY



**KNOW YOUR
SANITATION
BYE-LAWS**

**OPERATION CLEAN
YOUR FRONTAGE**