

PUBLIC NOTICES

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THE FREETOWN MUNICIPALITY ACT, 1973

(Act No. 20 of 1973)

THE FREETOWN MUNICIPALITY (MARKET) BYE-LAWS, 1998

Short title.

In exercise of the powers conferred upon it by section 42 of the Freetown Municipality Act, 1973, the Committee of Management of the Freetown City Council, with the approval of the President hereby makes the following Bye-laws:—

1. In these Bye-laws, unless the context otherwise requires— Interpretation.

“Committee” means the Committee of Management of the City Council of Freetown;

“market” means any market established by the Committee under paragraph (b) of subsection (1) of section 40 of the Freetown Municipality Act, 1973.

Act. No. 20
of 1973.

2. (1) Any person who wishes to use a stall or other space in a market shall make an application therefor to the Committee in the form prescribed for that purpose. Application for market stall or other space.

(2) The form for the application under subparagraph (1) shall be provided by the Committee at such reasonable fee as the Committee may determine.

(3) Upon receipt of an application under this paragraph, the Committee shall consider it and approve or refuse to approve as the case may be, having regard to—

- (a) the availability of stalls or other space;
- (b) the number of applicants;
- (c) the nationality of the applicant; and
- (d) whether the applicant is a fit and proper person to be allocated a stall or other space.

(4) Any allotment of a stall or other space in a market, shall be communicated to the applicant in such form as the Committee may determine.

Imposition
of tolls,
rents, etc.

3. (1) There is hereby imposed for the use of any stall or other space in a market, a toll, rent or stallage, as the case may be.

(2) The amount of any toll, rent or stallage imposed by subparagraph (1) shall be fixed from time to time by the Committee.

(3) No person shall, in any market—

- (a) sell or expose for sale any food or merchandise; or
- (b) carry on any trade or calling,

unless he has paid the toll, rent or stallage imposed by this paragraph.

Receipt of
payment.

4. (1) Any payment for a stall or other space shall be made to the Treasurer or any other person authorised by the Committee to receive payment on his behalf.

(2) The person receiving any payment under subparagraph (1) shall issue an official receipt or ticket for that payment.

Collection
by private
contractors.

5. The Committee may, if it so desires, contract the responsibility of collecting the fees and dues payable under these Bye-laws to private individuals, subject to such terms and conditions relating to remuneration and any other matters, as the Committee may determine.

6. Where the Committee intends to change the amount fixed for any toll, rent or stallage at any market, it shall give one month's notice thereof by posting in that market a notice specifying the new toll, rent or stallage to be charged.

Notice of change in fees and dues.

7. (1) A market shall be open from 7 a.m. to 7 p.m. on each day except on such days for which the Committee prescribes a longer or shorter period.

Hours of opening market.

(2) No person other than a duly authorised employee of the Committee shall be in any part of any market during the hours when the market is closed.

8. (1) All fresh or unsalted beef, veal, mutton, lamb or pork shall be sold by weight only and all scales used for the sale shall be approved by the Committee.

Sale of meat and other food.

(2) No person shall bring or cause to be brought into any market or have therein any meat or offal or fish whether fresh or salted that has not been thoroughly washed or cleaned.

(3) No person shall bring or cause to be brought into any market or have therein any non-consumable offal, hides, skins, hoofs or horns of any animal.

(4) All foodstuffs exposed for sale shall be placed on tables or trays of wood or other suitable material raised two feet above the ground unless such foodstuffs are packed in tins, jars, sacks, boxes, baskets or other similar containers; and all tables used for the butchering or sale of meat shall be of a pattern approved by the Committee.

(5) Any person selling or exposing for sale fresh or salted beef, veal, mutton, lamb, pork, consumable offal or fish shall wear an apron of a pattern approved by the Committee and kept clean to the satisfaction of any official of the Committee appointed for the purpose.

9. Any occupier of a stall, or other space in a market shall —

Cleanliness of stalls, etc.

- (a) keep and maintain such stall or other space in a clean state so that no dirt, filth or rubbish shall be left thereon or therein; and

- (b) remove any dirt, filth or rubbish thereon or therein and immediately convey the rubbish to, and deposit it in, such place as may be appointed by the Committee for the purpose.

Preservation
of order,
etc.

10. (1) Any person using a market shall obey the directions of any person appointed by the Committee for the purpose of preserving peace or order in the market and facilitating the conduct of business therein.

(2) No person shall quarrel or fight with or swear at, any other person; or smoke or spit in any market.

(3) No person shall keep any cattle, broken mats or other form of rubbish in any market, and shall store goods only in such manner as may be authorised by the Committee.

(4) No person shall light a wood fire or a Dutch stove in any market for any purpose whatsoever.

Unauthorised
erections
and
obstruction
of passages,
etc.

11. (1) No person shall, without the permission of the Committee, erect within a market any stall, shed, building or other structure.

(2) No box, basket, case, package or any such thing shall be placed in the avenues or passages of any market or placed so as to project beyond the limit of the space allotted to the occupier, and the Committee may limit the number of boxes, baskets, cases or other packages or articles in respect of any occupier of a stall, or other space.

Offences
and
penalties.

12. (1) Any person who contravenes any of these Bye-laws or who wilfully obstructs any person in the lawful execution of any function under these Bye-laws commits an offence and shall be liable to a fine not exceeding fifty thousand leones or to a term of imprisonment not exceeding two months or to both such fine and imprisonment.

(2) Where any person is convicted on more than two occasions for contravention of these Bye-laws, the Court which convicts that person shall in addition to the penalty prescribed in subparagraph (1), order the cancellation of the allotment of the stall or other space in the market for re-allocation by the Committee to any other applicant.

13. The Freetown Municipality (Market) Bye-laws made under Cap. 65 and published in Vol. VI (Subsidiary Legislation) of the Laws of Sierra Leone, 1960 are hereby revoked. Revocation of Cap. 65.

MADE by the Committee of Management of the City Council of Freetown this 17th day of August, 1998.

DESMOND B. EDWARDS,
Town Clerk.