

STATUTORY INSTRUMENTS SUPPLEMENT
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STATUTORY INSTRUMENTS.

2003 No. 95.

**THE FORT PORTAL MUNICIPALITY (HAWKERS)
BYE LAWS, 2003.**

ARRANGEMENT OF BYE LAWS

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STATUTORY INSTRUMENTS.

2003 No. 95.

The Fort Portal Municipality (Hawkers) Bye laws, 2003.

*(Under section 40 of the Local Governments Act, 1997,
Act No. 1 of 1997)*

IN EXERCISE of the powers conferred upon Fort Portal Municipal Council by section 40 of the Local Governments Act, these Bye laws are made this 19th day of August, 2003.

1. Citation

These Bye laws may be cited as the Fort Portal Municipality (Hawkers) Bye laws, 2003.

2. Interpretation

In these Bye laws, unless the context otherwise requires—

“authorised officer” means an officer authorised by the Council to act on behalf of the Council;

“Council” means the Fort Portal Municipal Council;

“currency point” has the meaning assigned to it in the Schedule to these Bye laws;

“hawker” means a person whether on his own account or as the servant or agent of another person, carries on the business of selling goods by retail or in a container or kiosk outside any Council market;

“Municipality” means Fort Portal Municipality;

“permit” means a permit issued under these Bye laws;

“victuals” includes anything that constitutes food or any ingredient of the food of man and any articles which, when mixed with another constitutes food.

3. Hawkers to have permits

Any person who wishes to carry on the business of a hawker in the Municipality shall apply to the Council for a permit.

4. Issue and form of permit

On receipt of an application for a permit and upon payment by the applicant of a fee prescribed by the Council, the Town Clerk may, issue a permit authorising the holder to carry on the business of a hawker, subject to conditions and restrictions as may be specified in the permit.

5. Duration of permit

A permit issued under these Bye laws shall expire on the 30th day of June of the financial year following the date of issue.

6. Refusal to issue permit

The Town Clerk or an authorised officer may, subject to any directions from the Council, refuse to issue a permit and shall notify the applicant of this decision.

7. Cancellation of permit

The Town Clerk or an other authorised officer may, in the event of persistent disregard of the provisions of these Bye laws or persistent breach of the conditions of a permit, cancel the permit issued.

8. Permit not to be transferred

A permit issued under these Bye laws shall not be lent out, hired out, sold or assigned to any person.

9. Production of permit

A hawker shall on being required by an officer of the Council, produce his or her permit for inspection immediately or in any case not later than forty-eight hours from the time the production of the permit was required.

10. Fees

(1) The Council may, from time to time, prescribe and revise the fees payable under these Bye laws as may appear necessary.

(2) The Council may, from time to time, prescribe and revise fees payable for motorised transport for hawking.

11. Offences

(1) A person who—

(a) carries on the business of hawking without a valid permit;

(b) contravenes the conditions attached to his or her permit;

(c) refuses or fails without reasonable excuse to produce a hawker's permit when requested to do so under bye-law 7,

commits an offence.

(2) A person who commits an offence under sub-bye-law (1) is liable on conviction to a fine not exceeding three currency points or six months imprisonment or both.

Passed under the Common Seal of Fort Portal Municipal Council, this 19th day of August, 2003.

SCHEDULE

Bye law 11

A currency point is equivalent to twenty thousand shillings.

Chairperson Fort Portal Municipal Council. ASABA E. RUYONGA ADYEERI,