

GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 99 OF 2016

The Tourism and Hospitality Act, 2015
(Act No. 13 of 2015)

**The Tourism and Hospitality (Prepaid Package Tours)
Regulations, 2016**

IN EXERCISE of the powers contained in sections 36 and 8 of the Tourism and Hospitality Act, 2015, and in consultation with the Minister responsible for finance, the following Regulations are made:

1. These Regulations may be cited as the Tourism and Hospitality (Prepaid Package Tours) Regulations, 2016.

Title

2. In these Regulations, unless the context otherwise requires—

Interpretation

“accommodation establishment” has the meaning assigned to it in the Act;

“adventure activity company” means a tourism enterprise that provides land, water and air-based tourism-related services and activities to participants in return for payment;

“Board” has the meaning assigned to it in the Act;

“destination management company” means a tourism enterprise that provides tour operation services for a destination, such as an airport meet and greet, transfer, transportation, hotel and restaurant reservation, tour activity, conference venue and logistics and car rental;

“IATA” means the International Air Transport Association established on 19th April, 1945, in Havana, Cuba;

“tourism-related service” has the meaning assigned to it in the Act;

*Copies of this Statutory Instrument can be obtained from the Government Printer,
P.O. Box 30136, 10101 Lusaka. Price K8.00 each.*

	<p>“tour operator” has the meaning assigned to it in the Act;</p> <p>“travel agency” means a retailer that provides travel and tourism-related services to the public on behalf of a supplier such as an airline, car rental, cruise line, hotel, railway and package tours; and</p> <p>“travel services” has the meaning assigned to it in the Act.</p>
Application	<p>3. These Regulations apply to destination management companies, adventure activity companies, accommodation establishments, tour operators and travel agencies engaged in travel and tour services.</p>
Promotional material for travel and tour services	<p>4. (1) A tourism enterprise engaged in travel and tour services shall ensure that the information contained in the tour packages describes all the elements offered and the terms and conditions of the travel and tour services.</p> <p>(2) The tour package information shall be provided in a brochure or any other retrievable promotional material and provided to customers.</p> <p>(3) A tourism enterprise engaged in travel and tour services shall not supply to a customer a tour package that contains misleading or false information.</p>
Insurance cover	<p>5. (1) A tourism enterprise engaged in travel and tour services shall provide insurance cover for customers in respect of the services it provides.</p> <p>(2) Sub-regulation (1) does not apply to a travel agency accredited by IATA.</p>
Record keeping	<p>6. A tourism enterprise that provides travel and tour service shall keep records and information on all foreign exchange earned on a prepaid tour package.</p>
Submission of returns	<p>7. A tourism enterprise that provides a travel and tour service shall submit, on a quarterly basis to the Board, records and information on, and account for, the foreign exchange earned on prepaid package tours as prescribed in the Form set out in the Schedule.</p>
Offence and penalty	<p>8. A tourism enterprise that contravenes these Regulations commits an offence and is liable, upon conviction, to a fine not exceeding one hundred thousand penalty units or to a term of imprisonment not exceeding one year, or to both.</p>

SCHEDULE
(Regulation 7)

PRESCRIBED FORM

Form
(Regulation 7)



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TOUR PACKAGE QUARTERLY RETURN

Reporting Months: From ___ to ___ Year: ___ Tourism and Hospitality Licence No: ___

	<input type="checkbox"/> Original	<input type="checkbox"/> Amended	
1.	If amended, amendment Approval Number		
Sr No.	Description	Details	
2.	Taxpayer Identification Number (TPIN)		
3.	Unique Reference Number (URN)		
Tourism Enterprise Details			
4.	Name of Tourism Enterprise		
5.	Postal Address	P O Box	
		District	
		Province	
6.	Physical Address	Plot / House No.	
		Street	
		Area	
		Province	
7.	E-mail Address		
8.	Telephone Details	Landline	
		Fax Number	
		Mobile	

Nationality	Age Range				Average price of package	No. of packages sold in the month	No. of visitors handled in the month	Turnover for the month (US\$)	Average length of stay
	0-12	13-35	36-65	Above 65					
UK									
USA									
Germany									
China									
India									
RSA									
Australasia									
Others									
Submitter's Name:									
Submitter's signature:									
Date Received:									
FOR OFFICIAL USE ONLY									
Received by:									
Signature:									
Date Received:									
								OFFICIAL STAMP	

C. R. BANDA,
Minister of Tourism and Arts

LUSAKA
15th December, 2016