

## **Proclamation No.152 /2006**

### **The Tourism Proclamation**

**Article 1. Short Title**

This Proclamation may be cited as “the Tourism Proclamation No.152/2006”.

**Article 2. Definitions,**

In this Proclamation, unless the context otherwise requires:

- (1) “hotel” means an establishment or place, which provides to tourists for fee or reward sleeping accommodation with or without food or beverage and which has no less than ten bedrooms;
- (2) “tourist supplementary accommodation establishment” means a pension, resort, family pension, a motel, a guest house or furnished apartment a holiday village and a village inn which provides accommodation with or without food or beverages for tourists in return for payment.
- (3) “restaurant and food catering establishments” means restaurants, buffets, snack bars, tearooms, table d’ hôte, fast food facilities and catering services;
- (4) “tourist boat” means a pleasure boat available for the transport of tourists for fishing as a sport, for water-sports or pleasure generally;
- (5) “tourist transport provider” means a person engaged in providing transportation to tourists by means of motor vehicles, including rental of cars, railway, marine vessels of 26 meters length and other means of tourist transportation as prescribed by regulations;
- (6) “tourist” means a person who stays at least one night in Eritrea, in either private or commercial accommodation, but whose stay does not exceed twelve months and whose main purpose of visit is not to work;
- (7) “tourism” means the business of providing travel, accommodation, hospitality and information services to tourists on a commercial basis and other ancillary services, which facilitate the requirements of tourists;
- (8) “travel agent” means a person who habitually or regularly makes arrangements for other persons including the provision of the necessary airline or other transportation tickets, sometimes together with hotel

vouchers or booking, and/or sometimes together with vouchers and booking

for other services; and whose revenue is generated completely or partially

by commission paid to the travel agent by the principal;

(9) “tour operator” means a person who, on a commercial basis makes directly or indirectly an arrangement for the carriage of tourists, or the carriage of their baggage or goods by means whatsoever, or a person who makes arrangements for lodging, transport or other services relating to travel of persons within Eritrea or who arranges entertainment, sight seeing, excursions or guide services, whether such arrangements are made on the basis of comprehensive, or inclusive rate or on the basis of separate charges in respect of each service provided;

(10) “tour guide” means any person employed for a fee or a reward to guide tourists to locations, to explain and inform them about all aspects of a particular place, the country and Eritrean society in general and to help facilitate their movements and arrangements for their tour visit;

(11) “tourist entrepreneur” means a person engaged in the business of tourism service activities, or other business designated as a tourism business enterprise by the Minister and declared such by regulations;

(12) “Minister” or “Ministry “ means the Minister or Ministry of Tourism, respectively;

(13) “person” means any natural or juridical person; and

(14) “permit” means a certificate of qualification or grade issued by the Ministry under the provisions of this Proclamation.

## **Functions and Powers of the Ministry**

### **Article 3. Functions of the Ministry**

The Ministry shall have the following functions:

- (a) to develop and promote the national policy on tourism;
- (b) to prepare tourism development plans for the country, its regions and specific tourism sites, and to coordinate implementation of the plans;
- (c) to promote and coordinate all public and private sector agencies, organizations and individuals involved in tourism;
- (d) to plan and implement tourism, marketing and promotion programs to develop Eritrea as tourism destination;

- (e) to encourage people to visit Eritrea;
- (f) to encourage, develop and improve tourism in Eritrea;
- (g) to stipulate the minimum standards and requirements for establishments providing service to tourists and to regulate and control establishments providing such services;
- (h) to help conserve and protect physical environments that enhance tourist attraction;
- (i) to encourage the provision and improvement of tourist amenities and facilities in Eritrea;
- (j) to encourage investment in hotels, restaurants and tourism enterprises;
- (k) to plan and develop the manpower requirements of the tourist industry on the basis of a planned program of tourist development and to make the necessary arrangements to provide training or the required levels of knowledge and skills;
- (l) to promote and undertake tourism research and to provide technical assistance to those engaged in the tourism industry;
- (m) to encourage the development of local entrepreneurship in tourism;
- (n) to educate and inform the general public about tourism; and
- (o) to carry out any other tasks relating to tourism as may be determined by the Government.

**Article 4 . Powers of the Ministry**

In addition to the specific powers conferred on it by the provisions of this Proclamation, the Ministry shall have power to perform any other tasks for the purposes of discharging the functions which are incidental or conducive to the discharge of those functions and in particular, for that purpose:

- (a) in consultation with the concerned authority the Ministry to work on planning, designing standards and regulations governing the building of new tourism installations and facilities in tourism;
- (b) to levy and receive payments and/or charges where necessary for carrying out its functions;
- (c) to prescribe minimum standards and requirements for granting permits;

- (d) to permit the operation of a hotel or a tourist supplementary accommodation establishment, a catering establishment or other tourism enterprise;
- (e) to issue, renew, suspend, revoke or transfer hotel or tourist supplementary accommodation establishment, catering establishment and other tourism enterprise permits;
- (f) to impose sanctions or fines by regulation where necessary to any person providing tourist services for failure to comply with specific standards; and
- (g) to initiate any other action or program to support or strengthen the development or improvement of tourism in Eritrea.

### **Article 5. Establishment of Regional Tourism Offices**

- (1) There shall be established regional tourism offices in every zoba.
- (2) The regional offices shall have the following functions:
  - (a) to provide a forum to address issues relating to or arising from tourism in the regions;
  - (b) to provide a forum of cooperation between the regions, municipalities and with the Ministry on matters pertaining to tourism development, implementation of the national tourism policy and other tourism-related matters;
  - (c) to provide feedback to the Ministry on tourism-related matters in the regions;
  - (d) to advise on matters referred to them by the Minister, and
  - (e) to carry out the tourism – related functions delegated by the Ministry.

### **Article 6. Types of Permit**

The Ministry shall, in accordance with the provisions of this Proclamation, grant the following permits to any person who satisfies the standards and requirements issued by regulation:

- (1) hotel or tourist supplementary accommodation establishment;
- (2) restaurant and food catering establishment;
- (3) tour operator or travel agent;
- (4) tour guide;
- (5) operating tourist pleasure craft or boats; and
- (6) operating souvenir shop.

### **Article 7 . Application for Permit**

- (1) Any application for the issuance, renewal or transfer of a permit shall be in

such form as may be prescribed by the Ministry and shall be completed and signed by the applicant or his agent.

- (2) A permit shall remain valid for a period of one year from the date on which it is issued, renewed or transferred.
- (3) A permit holder of a tourism enterprise shall inform the Ministry of any changes of business location or business activities which may occur during the period of validity of the permit.

**Article 8 . Fees**

The Minister may, by regulation, determine the fees payable for the issuance, renewal or transfer of any permit.

**Article 9 . Grounds for Refusal of Application and time limit for suspending**

(1) In the case of an application for the grant of a hotel or tourist supplementary accommodation, catering establishment or other tourist enterprise permit, the Ministry shall reject such application if it finds:

- (a) the location of the premises, or
- (b) the nature of the proposed use of the premises for which an application is made unacceptable.

(2) The Ministry shall, by regulation, determine the minimum standards for hotel or tourist supplementary accommodation or catering establishment or tourism enterprise permit and it shall in consultation with the concerned authority determine the minimum standards of fire, safety, hygiene and sanitation.

The Ministry shall reject an application which does not meet the standards so specified.

(3) The Ministry shall decide to accept or reject an application within 30 days of the submission thereof and it shall give reasons in writing for a rejection and return any advance payment.

(4) The Ministry may also reject applications on grounds to be prescribed in regulations.

#### **Article 10 .Transfer of a Permit**

- (1) The Ministry may allow a hotel or a tourist supplementary accommodation a restaurant and food catering establishment or other tourism business permit to be transferred to heirs or to a new owner.
- (2) Any permit transferred under sub-article (1) hereof shall be subject to the conditions on which it was originally issued.

#### **Article 11 . Suspension or Revocation of a Permit**

- (1) The Ministry may suspend a permit due to any one of the following grounds:
  - (a) if the premises in respect of which the permit was given no longer meet the standards laid down under Article 9 hereof;
  - (b) if the hotel or tourist supplementary accommodation or catering establishment or tourism enterprise has persistently failed to meet other standards and conditions laid down by regulation.
- (2) The Ministry may not order the suspension of a permit without hearing the permit holder's explanation unless, after receiving due notice of the time and place of the hearing, the permit holder fails to appear.
- (3) If the Ministry decides to order the suspension of a permit, the suspension may not be implemented until the time within which the holder may lodge an appeal expires or, if an appeal has already been lodged, until a decision of suspension is rendered.
- (4) A suspension shall remain in force until such time that the deficiencies which led to the suspension have been remedied.
- (5) Where a permit holder fails to correct the deficiencies during the period of suspension of a permit, or where any standard or condition laid down by regulation has been contravened irreparably, the Ministry may decide to revoke a permit .
- (6) Where the Ministry decides to suspend or revoke a permit, it shall so notify the Ministry of Trade and Industry in writing.

#### **Article 12. Classification of Hotels and Restaurants**

- (1) The Ministry may, by regulation, provide for the classification of hotels and restaurants in Eritrea.
- (2) Any owner whose hotel or restaurant is to be the subject of a classification

shall be entitled to make representation to the Ministry before the classification is decided, altered or cancelled.

### **Article 13. Inspection**

- (1) The Ministry shall designate inspectors with appropriate identification cards.
- (2) Any inspector of the Ministry carrying appropriate identity papers shall have the power to enter and inspect during reasonable working hours any hotel or tourist supplementary accommodation. establishment, restaurant and food catering establishment or tourism enterprise such as tour operator or travel agency, tour guide and tourist pleasure craft or boat or souvenir enterpriseship.

### **Article 14 . Judicial review**

- (1) A person aggrieved by a decision under Articles 9, 10 and 12 hereof may, within 30 days after such decision has been rendered, seek a review by the High Court of Eritrea, upon paying the required court fee. The High Court shall have exclusive jurisdiction.
- (2) The High Court shall set aside a decision which it finds:
  - (a) arbitrary, an abuse of discretion, or otherwise not consistent with law; or
  - (b) not made consistent with required procedure; or
  - (c) unsupported by substantial evidence.
- (3) The decision of the High Court shall be final.

### **Article 15. Power to Issue Regulations**

The Minister may issue regulations for the implementation of the provisions of this Proclamation.

### **Article 16 . Repeal**

Any provisions of any proclamation, decree, order, legal notice or directive concerning matters provided for in this Proclamation are hereby repealed and replaced by this Proclamation

### **Article 17. Effective Date**

This Proclamation shall enter into force as of the date of its publication in the

Gazette of Eritrean Laws.

Done at Asmara, this 11<sup>th</sup> day of January, 2006  
Government of Eritrea.



**Legal Notice NO.104 /2006**  
**Regulations to Issue Permit for Operating Hotel or  
Tour Supplementary Accommodation Establishment**

**Article 1 Short Title**

These Regulations may be cited as “the Regulations to Issue Permit for Operating Hotels or Tourist Supplementary Accommodation Establishment Legal Notice No.104/2006”.

**Article 2 Definitions**

The terms defined in Article 2 of the Tourism Proclamation No.152 /2006 shall apply to the provisions of these Regulations.

**Article 3. Hotel or Tourism Supplementary Accommodations**

Premises used for the purpose of Hotel or Tourism supplementary accommodation establishment enterprise shall meet the following minimum requirements:

**Minimum requirement for standard hotels**

**1. Bedrooms and bathrooms**

- (1) each bedroom door to be fitted with a serviceable lock and key;
- (2) minimum floor size of a single guest bedroom shall be 11.5 m and double guest bedrooms 15 (excluding private bath/shower room facilities);
- (3) minimum width for a single bed shall be 90 cm and double bed 140cm(excluding child's bed);
- (4) all mattresses shall be innerspring or covered foam and of thickness of not less than 12 mm;
- (5) adequate bed linen, inclusive of pillow and blanket shall be provided per bed, a bath towel per guest and clean bed linen and toweling for each new guest and each one shall be changed at least after three days for resident guests;
- (6) at least a bedside light plus a wall or ceiling light shall be provided in each bedroom;
- (7) at least one chair per person, dressing table equivalent, clothes hanging space with hangers shall be provided ;
- (8) each bedroom shall have a waste paper basket and where smoking is allowed an ashtray;
- (9) the bedroom shall have at least one external window and adequate ventilation;
- (10) curtains shall be fitted for all windows;
- (11) unused soap shall be provided for each new letting;
- (12) a drinking glass shall be provided per guest;
- (13) there shall be a wash basin in each bedroom or in each private bath/shower room;
- (14) a mirror vanity shelf and a towel rail shall be provided in each bedroom without private bath/ shower room;

- (15) at least 50% or half of the guest bedrooms shall be provided with a
  - private bath or shower and toilet;
- (16) communal bath and/or shower room and toilet with lockable doors shall be provided on each floor containing bedrooms without private
  - both/shower room;
- (17) the ratio of communal bath/showers and toilets to beds in rooms without private bath/shower rooms shall be one to three;
- (18) running hot and cold water shall be provided at all washbasins, and showers;
- (19) each toilet pan shall be provided with a seat;
- (20) toilet paper shall be provided; and
- (21) bedrooms and bathrooms shall be serviced daily.

## **2. Public cloakroom and toilet**

A public cloakroom and toilet shall be clearly indicated and adequately lit and the following shall be maintained therein:

- (a) soap, clean towels or other means to dry hands;
- (b) a wash basin with running cold and hot water;
- (a) a mirror in the washroom and a sanitary bin with a lid in each ladies' toilet; and
- (b) a toilet with a seat, toilet paper and lockable toilet curlicues.

## **3. Reception**

The following shall be maintained in the reception:

- (a) a reception facility and a means to call for attention;
- (b) a desk or reception table;
- (c) a rack to safeguard keys and client messages;
- (d) a place to safeguard luggage at the hotel's responsibility;
- (e) a safe for client's valuables;
- (f) the current applicable accommodation tariff to be displayed at the reception facility;
- (g) wake-up calls service to be available on request;
- (h) messages for guests shall be recorded; and
- (i) the name, address and telephone of a local practicing medical practitioner shall be closely available.

## **4. Preparation and serving of food**

(1) Every person engaged in the preparation, cooking or serving of food on the

premises shall be:

- (a) personally be clean and tidy and wear protective clothing; and

- (b) examined once every six months and declared medically fit by medical officers.

(2) Every room in which food is stored shall be:

- (a) adequately lighted and ventilated, and
  - (b) kept clean and tidy and free from rats, mice, flies, cockroaches and other vermin.
- (3) Storage of food
- (a) refrigeration or other suitable facilities shall be provided for the preservation of perishable food;
  - (b) no person shall sleep in a room used for the storage of food;
  - (c) no domestic animal or pet shall be allowed in a room used for the storage of food; and
  - (d) nothing shall be stored on the floor.

## **5. Kitchen**

- (1) Every kitchen shall be:
  - (a) of adequate size;
  - (b) with lighted ventilation and smoke exhaustion;
  - (c) suitably equipped; and
  - (d) kept clean and tidy.
- (2) Adequate facilities for washing-up shall be provided in every kitchen.
- (3) No domestic animal or pet may be kept in a room used for the preparation or cooking of food.
- (4) No article which is not directly connected with the preparation or cooking of food shall be kept in the kitchen.
- (5) A changing room shall be provided for the kitchen staff.
- (6) Utensils shall be sterilized after each use.
- (7) There shall be mandatory refrigeration with separate compartments for fish and meat.

## **6. Dining room**

- (1) The dining room shall have an adequate area.
- (2) Every table in use shall be provided with sufficient crockery, condiment sets and table linen of satisfactory standard.
- (3) A menu showing the prices of the items shall be displayed in the dining room.
- (4) Adequate separate male and female toilet and washing facilities shall be provided for the use of the guests at a dining room.
- (5) In any enterprise where food is provided sufficient fly-tight garbage containers shall be placed in convenient places and shall be emptied, cleaned and tightened.

## **7. Bars**

There shall be:

- (a) seating facilities in or near the bar;
- (b) adequate refrigeration facilities;
- (c) suitable glassware distinct from plastic, polystyrene or similar materials shall be available for the service of beverages; and
- (d) a sink with running hot and cold water for washing glasses and

clean

drying facilities or a glass washing machine in or near the bar.

## **8. General**

- (1) Cutlery ,crockery, glassware, other tableware and table linen should be clean and of good quality.
- (2) A telephone should be provided on the premises for client usage.
- (3) Staff should be appropriately, cleanly and neatly dressed.
- (4) The entire premises shall at all times be kept cleaned and in good repair.
- (5) All furniture fittings, décor, soft furnishing and equipment shall at all times be kept clean and in good repair.
- (6) The premises shall have adequate drainage system.
- (7) A parking area shall be provided.
- (8) There shall be provided clearly marked escape exits.
- (9) There shall be adequate fire fighting means and procedures.
- (10) There shall be provided alternative lighting devices for clients in the event of power failure.
- (11) There shall be provided a first-aid kit.

## **II CONDITIONS FOR OPERATING OTHER FORMS OF LODGING**

### **Article 4. Camping sites**

Premises used for the purpose of Camping sites shall meet the following

minimum requirements:

- 1.** it shall be absolutely forbidden to set up camping sites:
  - (a) in the vicinity of roads and public highways;
  - (b) closer than 80 meters from the sea at high tide, or near river banks;
  - (c) within a radius of 300 meters of drinking water supply point;
  - (d) closer than 500 meters from a national monument;
  - (e) in a classified or protected area; and
  - (f) below canon gorges or below streams and rivers that may overflow.

**2.** camping in forestry areas may be practised only pursuant to regulations in force.

**3.** Camping facilities shall provide space for a minimum of five (5) camp sites. The minimum surface for a tent or camp bed for a caravan or trailer shall be 25 square meters.

**4.** Camping sites shall include a reception office, public sanitary facilities and places to deposit waste and trash.

**5.** Camping facilities shall be equipped with one shower with changing room per every five camp bed. The same ratio shall also apply to collective toilets and washbasins.

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6. The reception office shall be equipped with a reception desk and a facility for clients to communicate with outside.
  7. Each camping facility shall provide, in addition to trashcans, a place of sight of clients, to deposit and burn trash and scraps.
  8. The reception office shall be equipped to:
    - (a) provide service from 7:00 a.m to midnight;
    - (b) provide tourism information which concerns the local region; and
    - (c) provide communication at least with one foreign language.
  9. First aid supplies and a doctor on call are obligatory at all times.
  10. The camp site and its facilities shall be in good state of repair and cleanline.
  11. Safety measures against fire, theft, and strong rain including, a fire extinguisher for every five campsites shall be mandatory.
  12. Day and night guard patrols of the camp grounds and a drainage system for rain water to prevent puddles and mud shall be in place.

**Article 5. Guest houses or furnished apartments.**

Premises used for the propose of Guest house or furnished apartment establishment shall meet the following minimum requirement:

**Minimum requirement for standard of guest house or furnished apartment**

- (1) Each guesthouse must have a reception desk equipped with a key rack.
- (2) Guesthouses may not offer more than five (5) rooms for rent.
- (3) Each room must be equipped, at the minimum, with;
  - (a) a bed with clean linen in good condition;
  - (b) a work surface;
  - (c) a chair;
  - (d) a hanging closet or cupboard; and
  - (e) the room must be properly ready to be lighted day and night
- (4) Guest house shall provide a complete bathroom (shower, wash-basin with mirror, electric outlet, and toilet) per every two rooms for rent.
- (5) The bath room shall be properly aired and ventilated, with completely tiled floors and walls tiled to a height of 1.20 meters. The toilet shall be separated from other sanitary facilities by a low wall.
- (6) Each kitchen shall be equipped, at the minimum with,
  - (a) a sink, a two-burner stove;
  - (b) a wall cabinet; and

(c) Cutlery and dishes shall also be available for client use.

(7) Cleaning and laundry services shall be obligatory.

**Article 6 . Issuance of Permit.**

The Ministry shall grant or renew a permit if it ascertains that the applicant

- (a) Fulfills the minimum requirements set in Article 3 of these Regulations; and
- (b) is qualified, experienced or otherwise competent in the conduct of food catering establishment business or has had arrangements to employ a competent person.

**Article 7:Effective Date**

These Regulations shall come into force as of the date of their publication in the Gazette of Eritrean Laws.

Done at Asmara, this 11<sup>th</sup> day of January,2006  
Amina Nurhussien  
Minister of Tourism

**Legal Notice No.105/2006**  
**Regulation to Issue Permit of Operating Restaurant and food Catering Establishments.**

**Article 1 Short Title**

These Regulations may be cited as “ the Regulations to Issue Permit of Operating Restaurant and Catering Establishments- Legal Notice No.105/2006”

**Article 2 Definitions**

The terms defined in Article 2 of the Tourism Proclamation No.152 /2006 shall apply to the provisions of these Regulations.

**Article 3. Restaurant and food Catering Establishments.**

Premises used for the purpose of Restaurant and food Catering establishment shall meet the following minimum requirements:

**1. Public cloakroom and toilet**

- 1) A public cloakroom and toilet shall be clearly indicated and adequately lit and the following shall be maintained therein:-
  - (a) soap, clean towels or other means to dry hands;
  - (b) a wash basin with running cold or hot water;
  - (c) a mirror in the washroom and sanitary bin with a lid in each ladies' toilet; and
  - (d) a toilet with a seat, toilet paper and lockable toilet curlicues.

## **2. Preparation and Serving of Food**

Every person engaged in the preparation, cooking or serving of food shall be:

- (a) personally clean and tidy and wear protective clothing; and
- (b) be examined once every six months and declared medically fit by medical officer.

## **3. Store of Food**

1. Every room in which food is stored shall be:-
  - (a) adequately lighted and ventilated;
  - (b) kept clean and tidy and free from rats, mice, flies, cockroaches and other vermin; and
  - (c) provided with refrigeration or other suitable facilities for the preservation of perishable foods.
2. It shall be prohibited to:
  - (a) sleep in a room used for the storage of food;
  - (b) keep domestic animals or pets in a room used for the storage of food;
  - (c) store directly on the floor; and
  - (d) store fruits and vegetables outside slatted shelves or racks.

## **4. Kitchen**

- (1) Every kitchen shall be:
  - (a) of adequate size;
  - (b) with lighted ventilation and smoke exhaustion;
  - (c) Suitably equipped; and
  - (d) Kept clean and tidy;
- (2) Adequate facilities for washing-up shall be provided in every kitchen.
- (3) No domestic animal or pet may be kept in a room used for the preparation or cooking of food.

- (4) No article which is not directly connected with the preparation or cooking of food shall be kept in the Kitchen.
- (5) A changing room shall be provided for the kitchen staff.
- (6) Utensils shall be sterilized after each use.
- (7) There shall be mandatory refrigeration with separate compartments for fish and meat.

## **5. Dining Room**

- (1) The dining room shall have adequate area.
- (2) Every table in use shall be provided with sufficient crockery, condiment sets and table linen of satisfactory standard.
- (3) A menu showing the prices of the items shall be displayed in the dining room.
- (4) Adequate separate male and female toilet and washing facilities shall be provided for the use of the guests at a dining room.
- (5) In any enterprise where food is provided sufficient fly-tight garbage containers shall be placed in convenient places and shall be emptied cleaned and tightened.

## **6. General**

- (1) Cutlery, Crockery, glassware, other tableware and table linen should be clean and of good quality.
- (2) A telephone should be provided on the premises for client usage.
- (3) Staff should be appropriately, cleanly and neatly dressed.
- (4) The entire premises shall at all times be kept cleaned and in good repair.
- (5) All furniture fittings, décor, soft furnishing and equipment shall at all times be kept clean and in good repair.
- (6) The premises shall have adequate drainage system.
- (7) A parking area shall be provided.



- (8) There shall be provided clearly marked escape exits.
- (9) There shall be adequate fire fighting means and procedures.
- (10) There shall be provided alternative lighting devices for clients in the  
ivent  
of power failure.
- (11) There shall be provided a first-aid kit.

**Article 4 Issuance of Permit .**

The Ministry shall grant or renew a permit if it ascertains that the applicant:

- (a) fulfils the minimum requirements set in Article 3 of these  
Regulation,  
and
- (b) is qualified, experienced or otherwise competent in the conduct of a  
catering establishment business or has had arrangements to employ  
personnel.

**Article 5 Effective Date**

These Regulation shall come into force as of the date of their publication in  
the Gazette of Eritrean Laws.

Done at Asmara, this 11<sup>th</sup> day of January,2006  
Amina Nurhussien  
Minister of Tourism.

**Legal Notice No.106/2006**  
**Regulations to Issue Permit of a Tour Operator or**  
**Travel Agent**

**Article 1.Short Title**

These Regulations may be cited as “ the Regulations to Issue A Permit of a Tour Operator and Travel Agent-Legal Notice No.106/2006’”.

**Article 2 Definitions**

The terms defined in Article 2 of the Tourism Proclamation No.152 /2006 shall apply to the provisions of these Regulations.

**Article 3. Application**

An application for a permit to carry on a business as a tour operator or travel

agent shall be in the form provided by the Ministry together with:

- (a) a documentary proof to the satisfaction of the Ministry that the applicant is the owner or lessee of the premises where the business is to be carried on;
- (b) information that the applicant is employing a person qualified or experienced in the business of tour operator or travel agent; and
- (c) assurances that the applicant has all the necessary equipment and facilities to provide services as a tour operator or a travel agent.

#### **Article 4. Rejection of application**

The Ministry shall reject an application under these Regulations to:

- (a) a physical person who is not a permanent resident of Eritrea; or
- (b) non juridical person which is not incorporated or established under the laws of Eritrea.

#### **Article 5. Requirements to provide guarantee**

The Ministry shall, before issuing a permit under these regulations, require the

applicant to provide such security as the Ministry may determine for the protection of the interest of the clients, the tour operator or travel agent.

#### **Article 6. Obligations of permit holder**

The holder of a permit to carry on business as a tour operator or a travel agent shall:

- (1) keep records showing
  - (a) the name and address of each tourist served;
  - (b) the date such booking was received;
  
  - (c) the number of arriving tourists handled with details of overseas tour operators involved; and country of origin of tourists;
  - (d) the number of passengers booked on tours and excursions and sources of booking;
  - (e) the number of car hire bookings made;
  - (f) the gross income earned and expenses incurred in car hiring tours and excursions and transfers.

(2) display at a conspicuous place on the premises where he is carrying on business

of the charges for the services he is providing; and

(3) display the permit granted under these Regulations at a conspicuous place at his principal place of business.

#### **Article 7. Notification**

The holder of a permit to carry on business as tour operator may not open a new place of business in respect of which the permit was granted without the prior approval of the Ministry.

#### **Article 8. Tour Vehicles**

Any tour vehicle shall:

- (1) be kept clean;

- (2) where it can accommodate more than six passengers be equipped with a loud speaker;
- (3) be equipped with communication facilities;
- (4) be equipped with at least five gallons of potable water and a first-aid kit: and
- (5) have sufficient insurance to cover any liability.

**Article 9. Travel Arrangement**

The following details shall be provided in respect of any tour offered by a tour

operator:

- (1) the duration of the tour;
- (2) the price of the tour;
- (3) the means of travel;
- (4) the destination and itinerary, where applicable;
- (5) the date, time and place of departure and return,
- (6) the type accommodation (e.g. with bath and conditioning) and the number and type of meals offered (e.g. breakfast, lunch, dinner and drinks); and
- (7) any additional facilities or special arrangements offered.

**Article 10. Validity of a permit**

A permit issued under these Regulations shall be valid for one year unless clearly revoked by the Ministry and shall be renewed annually.

**Article 11. Notification of changes**

A permit holder who changes business address provided in the application form shall inform the Ministry of such change.

**Article 12. Effective Date**

These Regulations shall come into force as of the date of their publication in the Gazette of Eritrean laws.

Done at Asmara, this 11<sup>th</sup> day of January, 2006  
Amina Nurhussien  
Minister of Tourism

**Legal Notice No.107 /2006**  
**Regulations to Issue A Permit To A Tour Guide**

**Article 1. Short Title**

These Regulations may be cited as “the Regulations to Issue A Permit to A Tour Guide-Legal Notice No.107 /2006’”.

**Article 2. Definition**

The terms defined in Article 2 of the Tourism Proclamation No.152 /2006 shall apply to the provisions of these Regulations.

**Article 3. Application**

Any applicant shall submit an application in the form prescribed by the Ministry together with evidence of:

- (a) ownership or lease of the business premises;
- (b) Eritrean permanent residence where not an Eritrean citizen;
- (c) attainment of 18 years of age or more;
- (d) attainment of minimum educational level as determined by the Ministry;
- (e) good health;
- (f) a certificate of proficiency in a language or languages determined by the Ministry; and
- (g) such other information as may be required.

**Article 4. Assessment of application**

The Ministry shall assess the application with regard to:

- (a) the information provided in the application, and
- (b) such further verification as to character and professional competence as the Ministry reasonably considers appropriate.

**Article 5. Issuance of a permit**

The Ministry shall inform the applicant of its decision within 15 days of the date of application. The Ministry shall issue to the successful applicant a permit and an identification card for one year.

**Article 6. Temporary permit**

If an applicant does not have a language qualification as required by the Ministry, the Ministry may issue a temporary permit valid for six months until the applicant re-sits for the language test.

**Article 7. Validity of a tourist guide permit**

The Ministry shall issue permits for tourist guide and a permit shall be valid for one year, but shall be renewable every year in accordance with the provisions of these Regulations.

**Article 8. Prohibition**

- (1) No person may be employed as a tourist guide unless he holds a permit issued under these Regulations.
- (2) No travel agency may employ as a tourist guide any person who does not hold a valid tourist guide permit.
- (3) Permits for tourist guides shall only be issued to Eritrean nationals.

**Article 9. Guides**

- (1) Any guide whether self – employed or employed by tour operators must be fluent at least in two foreign languages.
- (2) A guide must present a neat and clean appearance. A guide must also be knowledgeable about the culture, history, and people of Eritrea.

**Article 10. Display of identification card**

Tourist guides shall display their identification card in the course of their business.

**Article 11. Effective Date**

These Regulations shall come into force as of the date of their publication in the Gazette of Eritrean laws.

Done at Asmara, this 11<sup>th</sup> day of January , 2006  
Amina Nurhussien  
Minister of Tourism

**Legal Notice No.108 / 2006**  
**Regulations to Issue permit of Operating Tourist**  
**Pleasure Craft or Boats**

**Article 1. Short Title**

These Regulations may be cited as “the Regulations to Issue permit of operating tourist Pleasure craft or Boats-Legal Notice No.108/ 2006.

**Article 2. Definitions**

The terms defined in Article 2 of the Tourism Proclamation No.152 /2006 shall apply to the provisions of these Regulations.

**Article 3. Application**

Any applicant for the operation of a tourist pleasure boat shall submit an application for a permit in the form prescribed by the Ministry together with:

- ( a) certificates from the ministries of Fisheries and Transportation and Communications;
- (b) the address or addresses at which the applicant intends to operate the tourist boat;
- (c) an evidence of ownership of a boat or a written agreement of the owner, where the owner is a person other than the applicant;
- (d) information on the number, qualification and experience of staff to be

- engaged in the conduct of the business of operating a tourist boat;
- (e) that the operator shall take full responsibility for passengers, and
- (f) such other information as may be required by the Ministry.

#### **Article 4. Assessment of application**

The Ministry shall assess the application with regard to:

- (a) the information contained in the certificate of sea worthiness issued by  
by  
the Ministry of Fisheries and a certificate issued by the Ministry of  
Transportation and Communications;
- (b) such further verification as to the character and professional  
competence of the applicant as the Ministry may consider  
appropriate;  
and
- (c) such further inspection of the condition and safety of the boat as the  
Ministry may consider appropriate.

#### **Article 5. Issuance of permit**

- (a) The Ministry shall inform the applicant of its decision within 30 days of receipt of the application.
- (b) The Ministry shall issue a permit for each boat specifying the maximum number of passengers which may be carried

#### **Article 6. Conditions to be observed**

A permit under these Regulations is issued subject to the following conditions,

which the permit holder shall observe at all times in respect of each journey of

a boat:

- (a) that the boat shall be commanded by a captain with a valid pilot's permit issued by the Ministry of Fisheries and Ministry of Transportation and Communications;
- (b) that the crew shall include a qualified navigator and mechanic;
- (c) that the captain and crew shall have good manners and respect the interests of the passengers;
- (d) that the boat shall be sea worthy and that all navigation and safety rules related to the operation of boats are observed;
- (e) that the boat shall always carry a first aid kit, and
- (f) that the boat shall have the necessary equipment, tools and instruments in compliance with Ministry of Fisheries directives.



**Article 7. Validity of a permit**

A permit issued under these Regulation shall be valid for one year from the date it is granted unless revoked by the Minister.

**Article 8. Display of permit and prices**

- (1) The permit holder shall display his permit at a conspicuous place in his boat.
- (2) The prices of regular trips shall be displayed at a conspicuous place on the boat and at the booking office.

**Article 9. Notification of change**

A permit holder who changes a business address provided in the application form shall inform the Ministry of such change.

**Article 10. Prohibition**

- (1) No person may engage in the business of operating tourist pleasure craft or boat unless such person is registered in the Ministry of Fisheries and Ministry of Transportation and Communications and holds valid insurance
- (2) No boat may be advertised as tourist boat without:
- (a) a valid boat sea worthiness certificate from the Ministry of Fisheries and Ministry of Transportation and Communications, and
  - (b) a valid boat permit issued by the Ministry of Tourism under these Regulations for each boat operated as a tourist boat.

**Article 11. Inspection**

- (1) A boat shall be subject to inspection by the Ministry during reasonable working hours and officers of the Ministry of Fisheries and Ministry of Transportation and Communications or other technical personnel may accompany the officer of the Ministry.
- (2) A passenger list shall be maintained and be available for inspection at the request of the Ministry.

**Article 12. Effective Date.**

These Regulations shall come into force as of the date of their publication in the Gazette of Eritrea laws.

Done at Asmara, this 11<sup>th</sup> day of January, 2006,  
Amina Nurhussien,  
Minister of Tourism.