

## TOURISM LAW

### Chapter one General Provisions

#### **Article 1:**

This Law is based on Article 11 of Revolutionary Basic Principles and enforcements of Democratic Republic of Afghanistan and also to administer and develop Tourism of in Afghanistan.

#### **Article 2:**

The defined terms used in this Law have the following meanings:

- 1- Tourist: a person who visits a country rather than his residential homeland, if he does not perform a job which he is paid regularly. This visit also used for the purpose of entertainment, relaxation, holidays, treatment, research, sporting, trading and visiting relatives and also includes panel visits and meetings and includes 24 hours of staying.
- 2- Tourist establishments: staying place, restaurants, bars, cafes, office that administers tours for tourists.
- 3- Staying place of tourist:
  - 1- Hotel
  - 2- Guest house
  - 3- Club
  - 4- Vila
  - 5- Entertaining centres
  - 6- Catripping
  - 7- Caravan (parks)
- 4- Entertaining Centres: establishments which provide the tourist entertainment facilities.
- 5- Camping: area identified and used for tenting and garaging tourist's vehicle.
- 6- Caravanning: vehicle that has facilities for accommodation of tourist.

- 7- Touring areas: areas that are determined as touring areas by Tourism administration or other relevant government agency and areas that have natural beauties, cultural artists, and heritages, touring establishments, national and international exhibitions, national parks and other places.
- 8- Touring activities: activities that expand and develop tourism in the country.
- 9- Touring Services: services provided by touring establishments for tourists.
- 10- Organization: Tourism Organization of Afghanistan.

## Chapter 2

### Afghanistan Tourism

**Article 3:**

The Tourism Organization works under the framework of the Ministry of Transportation based on the relevant Charter as a state owned profitable enterprise by the name of (Tourism Organization of Afghanistan).

**Article 4:**

The Charter of the Organization shall be prepared based on the provisions of State Enterprises Law and this Law.

**Article 5:**

This organization has the following functions and authorities:

- 1- Administration of all relevant tourism activities in the government of Afghanistan.
- 2- Securing touring areas and providing touring services, and taking actions against those who destroys tourism industry of the Afghanistan.
- 3- Making publicities to attract tourists inside and outside the of Afghanistan and for this purpose provides guide books, brochures, posters, photos, slides, postcards, maps, movies, magazines and other paper, radio and TV advertisements.
- 4- Training of professional personnel required for tourism while this industry develops in the country.
- 5- Establishing unity with domestic and international tourism agencies of friend countries and attending in international gatherings and other tourism exhibitions by permission of the government.

- 6- Constructing tourism establishments in ancient areas with the agreement of relevant authorities.
- 7- Provision and implementation of tourism developing plans under framework of the Government.
- 8- Providing birds and other animals hunting programs for tourists and benefiting from such programs to strength economy of the Afghanistan with the agreement of Ministry of Agriculture and develop tourism.
- 9- Provision and publication of tourism estimates.
- 10- Other functions and authorities described in the agreement.

## Chapter 3

### Tourism establishments

#### **Article 6:**

Owners of staying places, bars, restaurants and tea house of tourists are required to get a business license by paying the amount determined based on the grade of the business set by the Tourism Organization.

#### **Article 7:**

Only registered accommodation places can accept tourists and this provision is not applicable on hosting government guests.

Anyone breaches this provision will be penalized for afs500 per night of each tourist staying.

If the penalties increase from afs3000 then based on the provisions of the law, the person shall be prosecuted.

#### **Article 8:**

Tourism establishments shall be graded once in two years for the purpose of checking of domestic and international standards by the tourism organization. There is no ban for restaurants, bars and tea houses that are out of this grade and accepts tourists.

Tourism establishments shall be registered in the tourism organization after a registration fee is paid. The registration fee is not refundable after the issuance of a business license.

**Article 10:**

Construction plans, location and programs of tourism establishments shall be provided by the Tourism organization. Any kind of activities which are contrary to this article shall cease until receiving such approval.

**Article 11:**

The tourism organization gives the priority to those who have graduation documents from relevant educational entities which are accepted by the organization upon hiring of professional personnel.

## Chapter 4

### Miscellaneous provisions

**Article 12:**

This organization is the only responsible entity in Afghanistan that practices tourism travel agency functions.

**Article 13:**

A tourism visa (except for religious celebrations) for Afghan citizens and tourism visa renewal for foreign citizens shall be requested through the tourism organization.

**Article 14:**

The required amount of the money for an afghan tourist to take outside of Afghanistan shall be determined by request of this organization and approval of the government.

Official panels and tour for the religious purposes are exceptions from this provision.

**Article 15:**

The minimum amount of currency that a tourist must have upon entering the Afghanistan shall be determined by the request of this organization and approval of the government.

**Article 16:**

This law is applicable after its publication in the official gazette. With the enactment of this Law, the Tourism Law of the year 1976 (1355) and its rules are cancelled.