

Case Details

Case Details

National ID	No 4335
Member State	Bulgaria
Common Name	.Der oekonomische Ministerium und „Tourist“GmbH
Decision type	Other
Decision date	28/03/2011
Court	Върховен административен съд (Supreme court)
Subject	
Plaintiff	
Defendant	
Keywords	

Directive Articles

Package Travel Directive, [Article 5, 2](#). Package Travel Directive, [Article 7](#)

Headnote

The travel organiser must sign an insurance contract against his tortious liability each year and present it in the Ministry or else he will be removed from the National Registry of Travel Organisers and Tourism Agencies.

Facts

The Minister of the economy removed the company “Tourist” from the Registry of Travel Organisers and Tourism Agencies by order no. Т Р Д-14-79 / 13.10.2010, as it had not presented the insurance contract within 14 days of signing it.

Under article 42 paragraph 4 of the Law on Tourism, there is an obligation to sign such a contract each year and to present it in the Department for Tourism at the Ministry. Otherwise, they are to be removed from the Registry by order of the Minister.

The Company appealed the order of the Minister asking it to be voided. It claimed that it had signed the contract and had presented it in the Ministry, but did not show any evidence for this.

Legal issue

The appeal was rejected by the Court and the Minister’s order was confirmed.

Decision

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