

Amiri Decision No. (21) of 2017

**Issuing the Regulation of Violations and their Prescribed Fines Applied
by the Ajman Tourism Development Department**

We, Ammar bin Humaid Al Nuaimi, Crown Prince of Ajman, Chairman of the Executive Council.

After reviewing Amiri Decree No. (11) of 2011 issuing the Financial Law of the Government of Ajman and its Executive Regulation; and Amiri Decree No. (3) of 2012 regarding the establishment of the Ajman Tourism Development Department; and Amiri Decree No. (10) of 2014 regarding the establishment of the Central Administration for Legal Affairs of the Government of Ajman; and Amiri Decision No. (6) of 2016 issuing the Regulation of Violations and Fines applied by the Ajman Tourism Development Department;

And based on the recommendations submitted to us by the Chairman of the Ajman Tourism Development Department regarding the need to amend the regulation of violations and fines in force at the Department to add some new violations and delete others, in order to keep pace with the current practices in the neighboring northern Emirates, and as recently agreed upon between the Tourism Development Department and the Department of Finance of the Government of Ajman.

And for what we have deemed to be in the public interest;

We have decided to issue the following Amiri Decision:

Article (1)

Name of the Decision and its Entry into Force

This Decision shall be named "Amiri Decision No. (21) of 2017, Issuing the Regulation of Violations and their Prescribed Fines Applied by the Ajman Tourism Development Department," and shall come into force from the first day of November 2017.

Article (2)

Recording Violations and Imposing and Collecting Fines

The Ajman Tourism Development Department shall be competent to record and prove the violations specifically listed in the regulation attached to this Amiri Decision, and it shall be entrusted with imposing the prescribed fine for each violation and collecting the amounts of those fines for the benefit of the Department's public treasury.

Article (3)

Repeal

As of the effective date of this Amiri Decision, Amiri Decision No. (6) of 2016 issuing the Regulation of Violations and their Prescribed Fines Applied by the Ajman Tourism Development Department and any other text or provision contained in any local legislation in force at the time of the entry into force of this Amiri Decision shall be repealed, if such text or provision is contrary to the provisions contained in this Amiri Decision.

Article (4)
Publication of the Amiri Decision

This Amiri Decision shall be published in the Official Gazette of the Emirate and circulated to all concerned authorities to act accordingly, each within its jurisdiction.

Issued by us with our signature thereon at our office in the Amiri Diwan in Ajman on this day, Thursday, the thirteenth of Safar 1439 Hijri, corresponding to the second of November 2017 Gregorian.

Ammar bin Humaid Al Nuaimi
Crown Prince of the Emirate of Ajman, Chairman of the Executive Council

Regulation of Violations and their Prescribed Fines Applied by the Tourism Development Department - November 2017

No.	Violations	Fines	Notes
First: Licensing and Permit Violations			
A- Hotel Establishments			
1	Operating a hotel establishment for the first time or in a new location without a license, classification, or registration in the register of hotel and tourism establishments	First violation 50,000 Second violation 100,000 Third violation 150,000	The second violation occurs after one month from the date of the first violation, and the third violation occurs after two weeks from the date of the second violation. In addition to the fine for the third violation, the matter must be presented to the Department Chairman to take appropriate action.
2	Operating one or more new hotel establishments under the license of an existing hotel establishment	First violation 60,000 Second violation 120,000 150,000	The fine applies to the existing establishment and the new establishment.

No.	Violations	Fines	Notes
	Operating a hotel establishment or a part of it or one of its facilities after the Department has issued an order for its closure, without obtaining prior permission from the Department to resume its operation.	Third violation 100,000	Upon detection of the violation and in addition to the prescribed fine, the matter must be referred to the competent authorities for forced closure until the Department approves its re-operation.
3	Non-compliance with the hotel activities authorized in the hotel establishment's license.	First violation Second violation Third violation 1,000 3,000 5,000	The second violation occurs after one month from the date of the first violation, and the third violation occurs after two weeks from the date of the second violation. In addition to the fine for the third violation, the matter must be presented to the Department Chairman to take appropriate action. The fine applies to each unauthorized activity.
4	Failure of the hotel establishment to notify the Department in writing of the date of receiving guests 30 days before starting the hotel establishment's business for the first time	5,000	Upon detection of the violation
5	Failure to provide menus for all food and beverages in Arabic and another foreign language, with prices in Dirhams	First violation Second violation Third violation 1,000 2,000 4,000	The violation is considered repeated after two weeks from the date of the previous violation. The fine for the third violation will continue to be imposed weekly until the violation is rectified.
6			

No.	Violations	Fines	Notes
7	Adding a facility inside or outside the boundaries of the hotel or tourism establishment without a permit from the Department.	First violation Second violation Third violation	5,000 10,000 15,000
8	Violating the conditions of the entertainment facility permit inside or outside the boundaries of the hotel or tourism establishment	First violation Second violation Third violation	5,000 10,000 15,000
9	Non-compliance with the conditions of the promotional offer authorized for the hotel establishment to hold.	First violation Second violation Third violation	3,000 4,000 5,000

B- Tourism Establishments:

10	Operating a tourism establishment without a license, or changing its location without prior permission from the Department.	First violation Second violation Third violation	5,000 20,000 30,000	. The violation is considered repeated after two weeks from the date of the previous violation. . Upon committing the third violation, in addition to the prescribed fine, the matter must be presented to the Department Chairman to take appropriate action.
11	Engaging in an additional tourism activity other than that authorized in the license.	First violation Second violation Third violation	2,000 4,000 6,000	. The violation is considered repeated after two weeks from the date of the previous violation. . Upon committing the third violation, in addition to applying the prescribed fine, the matter must be presented

No.	Violations	Fines	Notes
12	Opening or operating a branch of an existing tourism establishment without a license, classification, or registration in the register of hotel and tourism establishments.	First violation	5,000
		Second violation	7,000
		Third violation	10,000

Second: Tourist Guide Violations

13	A natural person practicing the tourist guide profession without a license or with a license expired for more than a month	First violation	700	
		Second violation	900	
		Third violation	1,000	. The second violation occurs after one week from the date of the previous violation.
14	The tourism establishment employing a tourist guide without a license or with a license expired for more than a month	First violation	700	. Upon committing the third violation, in addition to applying the prescribed fine, the matter must be presented to the Department Chairman to take appropriate action.
		Second violation	1,000	
		Third violation	1,500	
15	Failure to display the tourist guide license card in a visible place while working	First violation	200	
		Second violation	300	
		Third violation	500	
16	The tourist guide preventing the Department's inspectors from performing their duties or not cooperating with them	First violation	1,000	
		Second violation	2,000	
		Third violation	3,000	
17	The tourist guide soliciting tips or gifts from visitors (tourists)	First violation	300	
			600	

No.	Violations	Fines	Notes
	Second violation		
	Third violation	1,000	
Third: General Violations for all Hotel and Tourism Establishments			
18	Failure to present the license, permit, classification certificate, or registration certificate to the competent Department employees	First violation 500 Second violation 700 Third violation 1,000	. The violation is considered repeated after one week from the date of the previous violation. . Upon committing the third violation, in addition to applying the prescribed fine, the matter must be presented to the Department Chairman to take appropriate action.
19	Failure to renew the license, classification, or registration certificate for more than one month after its expiry, as the case may be	First violation 1,000 Second violation 2,000 Third violation 3,000	The violation is considered repeated after one month from the date of the previous violation. After the third month, in addition to the penalty for the violation, the matter must be presented to the Department Chairman to take appropriate action.
20	Changing the location of the hotel or tourism establishment without the Department's approval	3,000	Upon detection of the violation and in addition to the fine, the matter must be presented to the Department Chairman to take appropriate action.
21	Making any modifications to the concerned establishment or its activity that conflict with the classification regulations	Upon detection of the violation 3,000	If the Department orders the removal of the said modifications, a fine of 4,000 Dirhams shall be applied for each month the violation continues after the date of the Department's order to remove it.
22		4,000	

No.	Violations	Fines	Notes
	Assigning the establishment's license or announcing such assignment without prior permission from the Department		If the violator publishes an announcement of the assignment after the violation is detected. The matter must be presented to the Department Chairman to take appropriate action, including canceling the concerned license.
23	Breach by the establishment of undertakings issued by it upon its licensing, including undertakings to fulfill a licensing condition within two weeks.	First violation 1,000 Second violation 2,000 Third violation 3,000	The violation is considered repeated immediately after the expiry of the period specified in the undertaking, and after the third violation, the fine for it will continue to be imposed monthly until the concerned undertakings are fulfilled.
24	The management of the concerned establishment preventing a Department employee from performing their duties or not cooperating with them	5,000	When the violation occurs - if the violation is repeated for a second time, another fine of 5,000 Dirhams shall be applied, and the matter must be presented to the Department Chairman to take appropriate action.
25	Failure to submit the data and information requested by the Department on time	First violation 1,000 Second violation 3,000 Third violation 4,000	The violation is considered repeated after two weeks from the date of the previous violation. Upon the third violation, in addition to the prescribed fine, the matter must be presented to the Department Chairman to take appropriate action.
26	Non-compliance with writing informational and advertising signs in Arabic and English	Upon detection of the violation 1,000	The same violation will continue to be imposed monthly until the violation is rectified.

No.	Violations	Fines	Notes
	Total or partial closure of the hotel or tourism establishment without prior permission from the Department	Upon detection of the violation 2,000	The same penalty for the violation will continue to be imposed monthly until it is rectified.

Fourth: Violations of Non-compliance with Conditions, Standards, and General Appearance in Hotel and Tourism Establishments

28	Non-compliance with classification standards	First violation Second violation Third violation	1,000 5,000 8,000	. The violation is considered repeated after two weeks. . In case of repetition after the third violation, the matter shall be presented to the Department Chairman to take appropriate action.
29	Failure to display the classification plaque in a prominent place in the establishment	First violation Second violation Third violation	1,000 2,000 4,000	. The violation is considered repeated after two weeks from the date of the previous violation, and the same fine for the third violation will continue to be imposed monthly until the violation is rectified for violations from No. 29 to No. 35. The matter may also be presented to the Department Chairman to take appropriate action.
30	Failure to display the classification certificate in a prominent place in the establishment	First violation Second violation Third violation	1,000 2,000 4,000	
31	The trade name on the sign not matching the name in the license, or failure to write the name 50% in Arabic	First violation Second violation Third violation	1,000 3,000 4,000	
32	Violation of the general appearance or public cleanliness of the establishment	First violation Second violation	1,000 2,000	

No.	Violations	Fines	Notes
		Third violation	3,000
33	Failure to maintain the sign, and the presence of any defect or damage to it	First violation	1,000
		Second violation	2,000
		Third violation	3,000
34	A linguistic error in the internal or external advertising signs of hotel and tourism establishments	First violation	1,000
		Second violation	2,000
		Third violation	3,000
35	Imposing restrictions on membership or entry to facilities in hotel and tourism establishments related to color, race, profession, gender, etc.	First violation	5,000
		Second violation	10,000
		Third violation	15,000
36	Adding an entertainment facility in a hotel or tourism establishment without a license/permit	First violation	10,000
		Second violation	15,000
		Third violation	20,000
37	Allowing an entertainment or artistic group or some of its members to work without a permit inside a hotel or tourism establishment	First violation	5,000
		Second violation	10,000
		Third violation	15,000
38	Failure of the hotel or tourism establishment to present the	Upon detection of the violation	1,000

No.	Violations	Fines	Notes
	entertainment event permits or any other documents to the competent Department employees upon request.		
39	Allowing a music organizer (DJ) to work inside a hotel or tourism establishment without a permit or with an expired permit.	First violation Second violation Third violation	5,000 10,000 15,000
40	Failure to renew the permit for the artistic or entertainment group working in the hotel or tourism establishment	First violation Second violation Third violation	5,000 10,000 15,000
41	Non-compliance with the permitted times for the entertainment event in hotel or tourism establishments.	First violation Second violation Third violation	10,000 15,000 20,000
42	Absence of a sign bearing the name of the tourism or hotel establishment	First violation Second violation Third violation	1,000 2,000 3,000
43	Non-compliance with the undertaking submitted to the Department and the terms and conditions issued by it	First violation Second violation Third violation	3,000 4,000 6,000

No.	Violations	Fines	Notes
Fifth: Public Morality Violations during Entertainment Events within Hotel and Tourism Establishments			
44	Failure to display a list of prohibited acts in a prominent place during the entertainment event	First violation Second violation Third violation	10,000 15,000 20,000
45	Allowing a minor to enter bars or nightclubs	First violation Second violation Third violation	5,000 10,000 15,000
46	Allowing individuals wearing the national dress of Gulf countries to enter dance halls or discos or to dance therein	First violation Second violation Third violation	10,000 15,000 20,000
47	Allowing any member of the artistic or entertainment group to sit with customers	First violation Second violation Third violation	10,000 15,000 20,000
Sixth: Administrative or Functional Violations within the Hotel or Tourism Establishment			
48	Manipulating the prices of authorized event entry tickets	First violation Second violation Third violation	10,000 20,000 30,000
49			10,000

No.	Violations	Fines	Notes
	Collecting money for entry to events without tickets or without the Department's approval	First violation Second violation 20,000 Third violation 30,000	
50	Submitting any forged or incorrect data or documents to the Department	First violation 10,000 Second violation 20,000 Third violation 30,000	
51	Failure of the hotel or tourism establishment to keep regular books and records of its business.	First violation 10,000 Second violation 20,000 Third violation 30,000	After committing the third violation, in addition to the prescribed fine, the matter must be presented to the Department Chairman to take appropriate action.
52	Failure to notify the Department in writing of the name of the new manager of the concerned establishment or of any change in its license data, for more than 14 days	Upon detection of the violation 1,000	The same fine will continue to be imposed weekly until the violation is rectified.
53	Failure to have the final accounts of the concerned establishment audited by a licensed auditor four months after the end of the establishment's fiscal year	Upon detection of the violation 10,000	The same fine will continue to be imposed monthly until the violation is rectified.
54	Organizing, allowing to be held, managing, or promoting tourism	Upon detection of the violation 20,000	Upon detection of the violation, and the same fine will continue

No.	Violations	Fines	Notes
	events without a permit from the Department.		to be imposed daily until the violation is rectified.