

**3C. Application for registration of On-line Service Providers:** (1) An application for registration of Online Service Providers(OSP) to carry out the business as online service provider in the State of Goa as per chapter IV-B of the Act, shall be submitted to the prescribed authority in Form XXI hereto, along with a treasury challan of the fees paid as laid down hereunder.

**2) The fees for registration of online service provider are as below:**

Sr.No.	Category	Registration fees (to be paid/ renewed every year)
1	Online service Provider (Providing Travel and Hotels Booking)	Rs. 1,00,000/-
2	Online service Provider (Providing Hotel Booking only)	Rs. 80,000/- (upto total of 1,000 rooms in whole of Goa) Rs. 1,00,000/- (for more than 1,000 rooms)
3	Online service Provider (Providing Travel Booking only)	Rs. 80,000/-

**3)** The applicant shall submit the following documents alongwith the application :

a) Registration certificate from the Ministry of Tourism under the Guideline for Approval of Online Travel Aggregator, if any.

b) Registration under the CGST and SGST under the GST Act 2017.

c) The detailed list of host hotels/accommodation alongwith the number of rooms available with each of them taluka/district wise.

**4)** An undertaking (**Annexure III**) to the effect that it shall ensure that:

i) The hosts (facility owners/operators) desiring to list their facility on its online e-commerce platform are duly registered with appropriate Statutory/Government authority(ies) in India and posses all necessary statutory licenses and NOC's.

ii) That it shares the responsibility along with the host entity to ensure the delivery of quality standards, comfort, safety and security of all the buyers of travel and related services and provisions agreed –upon/committed through its online platform.

- iii) To undertake its own visits to the premises of those suppliers (Hosts) desiring to list their facility on the online platform owned by the Applicant, in order to ascertain and ensure the veracity of the declarations made by the hosting entity.
  - iv) It will be mandatory for the online service provider (OSP) to carry out physical verification of all Homestay and Bed & Breakfast establishments listed on its platform to ensure that the facilities/services/amenities/products promised to the customers are actually present on the ground.
- 5) Undertaking to the effect of compliance of various Laws/Acts/Rules applicable to the OSP.
  - 6) The approval of the prescribed authority shall not be a substitute for any NOC/License/Permission/Clearance required by the OSP, and the such other NOCs/Licenses/Permissions/Clearances will have to be obtained separately by the OSP from appropriate authorities.
  - 7) If at any stage it is found that the OSP has not obtained any clearance from the local Authorities (Panchayat or Municipal) and/or State Government and/or Government of India or it is found that such clearance (s) has / have been obtained on the basis of misrepresentation of fact (s) or if it is found that any fact mentioned in the application seeking the approval/re-approval is incorrect, then the approval/re-approval granted by the prescribed authority shall stand withdrawn with immediate effect and Director/Owner/Partner/Chairman/Managing Director/CEO and Authorized representative of the OSP shall be liable for facing criminal proceedings for misrepresentation of facts to the department.
  - 8) such online service provider doing the business of providing booking of accommodation shall ensure that they shall publish the details of each of the hotel details or accommodation in their website or any other platform whether the such hotel /accommodation with whom they have tied up is registered or not with the prescribed authority.
  - 9) The application under sub clause (1) shall be decided by the prescribed authority within 45 days and the certificate to that effect shall be issued which shall be valid for a period of one years.
  - 10) Removal of name of hotels listed by the Online Service Provider: The Prescribed Authority may by an order in writing, direct removal of the name of hotel/host from the listing of online service provider which shall be removed by the Online Service Provider at once.

- 11)** The Prescribed Authority shall from time to time publish in such manner it deems fit, the names and addresses of the persons and of the hotels/agents/Travels, who have been refused registration under the Act.
  
- 12)** Any violation of the rules herein shall be liable for penalty as prescribed in Rule 22 of the Act.

**FORMAT FOR UNDERTAKING**

(To be on official company letterhead)

**UNDERTAKING**

I have read and understood all the terms and conditions mentioned in the Act and Rules for Approval of Online Service Provider and hereby agree to abide by them. The information and documents provided are correct and authentic to the best of my knowledge.

I understand that the approval of the Prescribed Authority is no substitute for any statutory approval, and the approval given is liable to be withdrawn in case of any violation or misrepresentation of facts or non-compliance of directions that may be issued by the Department of Tourism, without notice.

Signature

Name in Block letters

Seal of the applicant

Place: \_\_\_\_\_

Date: \_\_\_\_\_

**{For Approval of Online Service Provider}**

**On Stamp Paper of Rs. 100.00**

I, ....., son/daughter of Shri ....., a resident of ....., and Director / Partner / Owner / Chairman / Managing Director / CEO and Authorised representative of the of Online Service Provider \_\_\_\_\_, on ..... day of ..... (Month), ..... (Year), do hereby affirm and declare as follows:

That the Online Service Provider.....shall:

1. Collect all taxes due from the hosts listed on its platform against the transactions that the host makes with regards to bookings effected through the applicant, as per the provisions of the relevant laws in place from time to time, and that the tax collected shall be duly deposited with appropriate Authorities.
2. Ensure that it has requisite manpower possessing necessary qualifications to carry out its business smoothly and efficiently as well as comply with all legal and statutory requirements.
3. Ensure that the hosts (facility owners/operators) desiring to list their facility on its online ecommerce platform are duly registered with appropriate Statutory/ Government Authority (ies) in India and possess all necessary statutory licences and NOC's.
4. Share the responsibility along with the host entity to ensure the delivery of quality standards, comfort, safety and security of all the buyers to travel and related services and provisions agreed-upon/committed through its online platform.
5. Undertake its own visits to the premises of those suppliers (Hosts) desiring to list their facility on the online platform owned by the Applicant, in order to ascertain and ensure the veracity of the declarations made by the hosting entity.

I also solemnly affirm that the of Online Service Provider \_\_\_\_\_ understands the crucial nature of the sensitive personal data or information provided to it by the buyer and seller, and that the integrity and confidentiality of such information shall be protected as per the Information Technology (Reasonable Security Practices and Procedures and Sensitive Personal Data or Information) Rules, 2011 and the other laws/acts/rules prevailing in India from time to time.

(Deponent)

I, Undersigned, Notary Public, do hereby affirm that Shri /Smt..... Personally appeared before me on the .....day of ....., and signed the above Affidavit.

(Notary Public)

