Amendment 134
Evelyne Gebhardt, Sergio Gaetano Cofferati, Boguslaw Liberadzki
on behalf of the S&D Group

Report
Hans-Peter Mayer
Package travel and assisted travel arrangements
COM(2013)0512 – C7-0215/2013 – 2013/0246(COD)

Proposal for a directive
Article 2 – paragraph 1

Text proposed by the Commission

1. This Directive shall apply to packages offered for sale or sold by traders to travellers, with the exception of Article 17, and to assisted travel arrangements with the exception of Articles 4 to 14, Articles 18 and Article 21(1).

Amendment

1. This Directive shall apply to packages offered for sale or sold by traders to travellers, with the exception of Articles 17 and 17(a), to linked travel arrangements with the exception of Articles 4 to 14, Articles 17(a), 18 and Article 21(1), and to stand alone services, solely with regard to information requirements defined in Article 17(a).

Or. en
Article 10 – paragraph -1 (new)

Text proposed by the Commission

-1. In the case of an off-premises or distance contract for a travel package or a linked travel arrangement, the traveller shall have a right of withdrawal within 24 hours of receipt of the booking confirmation. This shall not apply to distance contracts concluded less than seven days before departure.

The organiser of the travel package or the retailer of the linked travel arrangement shall reimburse without undue delay all payments received from the traveller.

Member States shall ensure that a retailer is entitled to recuperate all payments made to a service provider in the period between the conclusion of the contract and the day on which he was informed of the traveller's decision to withdraw from the contract.

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Or. en
5.3.2014

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Proposal for a directive
Article 17a (new)

Text proposed by the Commission

Amendment

Article 17a

Information requirements for stand-alone travel services

1. Member States shall ensure that, before the traveller is bound by any contract or any corresponding offer from a trader selling stand-alone travel services, the trader shall state in a clear and prominent manner:

(a) the main characteristics of the service, to the extent appropriate to the medium;

(b) where the service sold concerns accommodation, the name and the tourist category of the accommodation, including the room category and its main characteristics;

(c) the trading name, geographical address, telephone number and e-mail address of the retailer;

(d) the total price of the service inclusive of taxes and, where applicable, of all additional fees, charges and other costs or, where those costs cannot reasonably be calculated in advance, the fact that the traveller may have to bear such additional costs and the manner in which the final price is to be calculated;

(e) information on the method of calculating costs that cannot be given in advance, including on the eventual price increase after
the conclusion of the contract;

(f) the arrangements for payment and, where applicable, the existence and the conditions for deposits or other financial guarantees to be paid or provided by the traveller;

(g) in case of transport services, general information on passport and visa requirements, including approximate periods for obtaining visas, applicable to the traveller in accordance to his nationality, and information on health formalities. This shall not apply to transport services within and between the EU and EFTA countries;

(h) where necessary, information regarding possible risks at the place of destination or its immediate vicinity with regard to natural disasters, public health, public order, terrorism, etc.;

(i) information on whether the traveller has a right of withdrawal from the contract and, in that case, the conditions, time-limits and procedures for exercising that right;

(j) information on in-house complaint handling procedures and on the possibility and time-limits for having recourse to out-of-court complaint and redress mechanisms.

2. Member States shall ensure that traders selling stand-alone travel services provide the traveller with a confirmation of the booking of the purchased travel service without undue delay and not later than 24 hours following the booking, unless an immediate confirmation is necessary.

3. Member States shall ensure that providers of stand-alone travel services sold through an intermediary retailer provide all information that is necessary for the intermediary retailer to comply with the requirements set out in paragraph 1.

4. Member States shall ensure that intermediary retailers selling stand-alone travel services are liable for any errors occurring in the booking process.