



Registration Application Kit

Branch Office

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Important Notes

- Applications that are incomplete or missing the registration fee will not be processed.
- Target processing time for complete applications with no issues/concerns is 30 days or sooner.
- To facilitate processing, we kindly ask that you complete the PDF application form and other supplementary documents on a computer rather than printing it and filling it by hand.

Application Fundamentals

- \$800 **non-refundable** registration application processing fee payable to Travel Industry Council of Ontario (certified cheque, bank draft, or e-Transfer paynewregistration@tico.ca).
- [Application Form](#)
 - Please complete all fields on the form marked as required and applicable to your business.
- [Terms & Conditions of Registration](#) signed by a person authorized to bind the company and signed by a witness.

Business Address

You must carry on business from a permanent place of business in Ontario. This could be a dedicated office in a commercial location or a dwelling (residential location). Also, the office must be managed and supervised by a person that has obtained the TICO certifications for a travel counsellor and travel supervisor/manager.

If Operating from Residential Location

If the branch will operate from a residential location, please be aware that this address will serve as the business address of the branch office and will be publicly disclosed to consumers when advertising and conducting business.

The following requirements apply if operating from a residential location:

- Proof that the residential location meets municipal zoning requirements, i.e., letter of approval from local municipality.
- [Terms and Conditions for Residential Location](#) signed by a person authorized to bind the company.
- Business Phone Number

Note: A personal phone number is not permitted. A separate business telephone number (landline or a mobile phone) can be used and must be registered to the business, i.e., searchable/accessible to the public.

Designated Supervisor / Manager

- Valid government photo identification.
- Criminal Record and Judicial Matters Check (CRJMC).

Note: Canadian residents can obtain a CRJMC from an Ontario Provincial Police (OPP) detachment or Municipal Police Services. TICO has partnered with MyBackCheck.com to assist applicants in obtaining this report. For U.S. citizens and individuals from other countries, please seek comparable services within your respective jurisdictions. Ensure that the criminal record check covers all national jurisdiction levels (federal or country-wide records) and includes a search of outstanding entries and charges.
- The designated supervisor or manager must disclose all particulars regarding any bankruptcies, judgements, and/or discharges that they may have had at any time.

Note: A credit check is required but will be obtained by TICO.
- The designated manager is required to be available to supervise and manage the business during its hours of operation.
- [Designated Manager Declaration Form](#) completed by the designated Manager and signed by a person authorized to bind the company.
- Legally entitled to work in Canada.
- TICO Education Standards Certificates for Travel Counsellor Supervisor/Manager
- The designated manager must have at least three years of experience in the travel industry, which must be confirmed through employment verification.
- Supporting documentation including a CV/Resume in addition to other supporting documents, e.g., letters of reference and employment verification from previous employer(s), tax, income, and/or other employment record(s).

Notes:

- If the experience is outside of Ontario, you may provide any documentation available that supports the experience, such as the examples listed above.

- Any document submitted in a foreign language, other than French must be accompanied by a certified translation.

Financial Information

For a branch office application, the following requirements apply when the bank account(s) are different than the head office registration.

- Two bank accounts in Ontario are required, and they must be designated as a “**General Account**” and a “**Travel Industry Act Trust Account**”.
- The bank accounts must be held in a Bank of Canada recognized bank, trust company, or credit union.
- The bank accounts must be under the travel seller’s legal business name registered with TICO.
- [Financial Information Consent & Verification Form](#). This form is to outline the consent the applicant is providing and includes verification from the bank. Part One must be completed by the applicant and Part Two must be completed by the financial institution.
- [Trust Declaration Form](#) signed by a person authorized to bind the company.
- If you will be a Credit Card Merchant, you must include supporting documentation showing the merchant account is linked to the Travel Industry Act Trust Account.

Additional Notes

- TICO reserves the right to request any additional information and/or supporting documentation and to verify any information contained in the application. This can include conducting inquiries as necessary to determine your eligibility for registration.
- You should not be operating or advertising travel services without first being approved for registration with TICO. Please ensure you are compliant with legislated requirements.

Refusal of Registration

In some cases, an application for registration can be refused. Common reasons why TICO would propose to refuse to register an applicant are:

- The applicant’s financial responsibility in conducting business is questionable. This could be due to their own financial position or that of an interested party related to the applicant.
- Past conduct, including but not limited to the results of a criminal background check, provides reasonable grounds to believe that the applicant may not conduct business in accordance with law, and with integrity and honesty.
- The applicant, or an employee, or an agent of the applicant makes a false statement, omission, or misrepresentation in the application for registration.
- The designated manager does not have sufficient experience with and knowledge of the business of selling travel services to ensure that the office is managed in compliance with the Act and Regulation.

If the Registrar proposes to refuse to register, you will be notified in writing and advised of the reasons. You will also have the right to appeal the decision through the [License Appeal Tribunal](#).

Starting Your Business After Registration Is Approved

TICO has a [Starting Your Business](#) resource is specifically designed for newly registered travel agents. It provides essential information to help you navigate the initial stages of your travel business. Whether you need details on registration, compliance, submitting business change requests, guidelines, or access to learning sessions, this resource has you covered.

Send completed applications / documents to:

Travel Industry Council of Ontario
Att: Registration Department
55 Standish Court, Suite 460
Mississauga, Ontario L5R 4B2
or registration@tico.ca



Registration Application Form

Branch Office

The undersigned is applying to the Registrar for registration as a Travel Agent and/or Wholesaler under the *Travel Industry Act, 2002*. The information requested in this application form will be used to determine eligibility for registration with the Travel Industry Council of Ontario in accordance with Ontario legislation.

Business Classification

- Sole Proprietor
- Partnership
- Corporation
- Limited Partnership
- Limited Liability Partnership

Type of Registration

- Retail Branch
- Wholesale Branch

<p>For office use only</p> <p>Reg. #: _____</p>
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Notes to Applicants:

- For the purpose of this form, the term “Applicant” means sole proprietor, any partner of a partnership or any officer/director of a corporation.
- Do not submit an application for registration until all of the requirements have been met and you have gathered the necessary supporting documentation. [Refer to our Registration Checklist for Branch Office](#) for a guide to ensure you successfully complete an application for registration.
- There is a \$800 non-refundable application processing fee payable to TICO. An application received without the fee will not be processed.

1. Head Office Information

* Required Field

Name of Sole Proprietor, Partners, Corporation *					
Trade name/Business name *					
Business address in Ontario * Commercial Residence			Address for service in Ontario (if different from business address)		
Shared and/or Co-working Office Space					
City *	Province *	Postal Code *	City	Province	Postal Code
Phone *	Fax		Phone	Fax	
Toll free	e-mail *		Website		

2. Branch Office Information

Trade name/Business name *					
Business address in Ontario * Commercial Residence			Head Office Registration Number *		
Shared and/or Co-working Office Space					
City *	Province *	Postal Code *	Branch Phone *	Fax	
e-mail *			Website *		

3. Financial Information

*Bank Accounts Same as Head Office Yes No			
Note: Financial Information Consent & Verification Form is required when the bank accounts are different than the head office.			
Name of bank/Financial institution		Address	
C\$ Trust Acct #	US\$ Trust Acct #	C\$ General Acct #	US\$ General Acct #
Name of bank/Financial institution		Address	
C\$ Trust Acct #	US\$ Trust Acct #	C\$ General Acct #	US\$ General Acct #

4. Particulars for Designated Manager

Social Insurance Number (optional)	First Name *	Middle	Last *		
Home address *		Position held in company (Officer, Director, Shareholder, Manager) *			
City *	Province *	Postal Code *	Phone *	Birth date (MM/DD/YYYY) *	Sex *
e-mail *		Cell Phone *			
Employment History (provide a minimum of three years) *				From	To
Name/Address of Employers		Occupation/Position/Type of work		MM/DD/YYYY	MM/DD/YYYY

Applicant Declaration

This application must be signed by a person with authority to bind the company, such as the sole proprietor, partner in a partnership, or an officer or director for corporate entities, certifying the accuracy and completeness of the information provided.

By signing below, I the undersigned applicant, affirm that I have the authority to bind the company. I also affirm that all information provided in this application, including attached documents and supplementary materials, is accurate, true, and complete to the best of my knowledge. I understand that any false statements, omissions, or misrepresentations may result in the denial of this application or future revocation of registration, should it be granted. Additionally, I understand that furnishing a false statement in an application to TICO is an offence punishable by a fine and/or imprisonment.

I hereby grant permission to the Travel Industry Council of Ontario (TICO) to verify any information contained in this application and conduct inquiries as necessary to determine the eligibility for registration.

I understand that the submission of this application does not automatically result in registration and that the review process may require further documentation or information, which I agree to provide in a timely manner. Additionally, I understand that the application registration fee is non-refundable, regardless of the outcome of this application.

I affirm my commitment to upholding integrity, professionalism, and ethical standards, and I recognize my role in ensuring consumer protection.

Date (MM/DD/YYYY) *

Print Name *

Signature of applicant *

In addition to and without limiting the Applicant's obligations upon approved registration to comply with all requirements of the legislation, the Applicant agrees to comply with the following provisions of the *Travel Industry Act, 2002* (the "Act") and Ontario Regulation 26/05 (the "Regulation"):

Compliance Requirements

Travel Industry Act, 2002

- Section 8(2) establishes that registration is issued subject to certain conditions.
- Sections 28 & 29(1) of the outline some of the Registrar's powers with respect to false advertising.
- Section 31(3) sets out applicable penalties for persons and corporations convicted of contravening the Act or Regulation.
- Sections 8, 10 and 11 outline other actions that can be taken by the Registrar and your rights regarding these actions.

Ontario Regulation 26/05

- Section 15 requires the agency to have a qualified manager/supervisor available during business hours.
- Section 17 requires notice to TICO of changes to the business within five days.
- Section 18 requires ten days advance notice of ceasing to sell travel services, i.e., closing business and cancelling registration.
- Section 22 requires filing of financial statements each fiscal year or more frequently depending upon your sales volume.
- Section 24 mandates that a positive working capital be maintained.
- Section 27 sets out the trust accounting obligations.
- Section 29 provides details regarding record keeping – accounting records, banking records and written records of all payments that must be kept at the registered premises.
- Sections 31 to 35 relate to the advertising requirements.
- Sections 36 & 37 relate to disclosure requirements.
- Section 38 sets out the requirements with respect to statements, invoices, and receipts.

Conditions of Registration

The Applicant hereby accepts the following conditions to its registration:

1. The Applicant acknowledges and agrees to comply will all requirements of the Act and Regulation.
2. The Applicant acknowledges the requirement to contribute to the Ontario Travel Compensation Fund (Form 1) as per the Payment Schedule set under clause 12(1)(c) of the Safety and Consumer Statutes Administration Act, 1996.
3. The Applicant hereby acknowledges and accepts responsibility for the actions of all counsellors/sales representatives selling travel services or providing travel advice regarding the sales of travel services on behalf of the Applicant. This includes but is not limited to individuals who

are employed or have written contract with the Applicant. The Applicant also acknowledges the responsibility to ensure that all such sellers of travel services must have obtained the required certification for being a travel counsellor and, if applicable, the required certification for being a travel supervisor/manager.

4. The Applicant acknowledges that written approval from the Registrar is required before entering into any "risk contracts" with a scheduled or non-scheduled air carrier.
5. The Applicant must attend the mandatory TICO New Registrant Orientation webinar within six months of registration.
6. The Applicant acknowledges and understands that, should it fail to comply with any of the above noted conditions or any other provision of the Act or Regulation, that non-compliance will be taken into consideration and cited in any decision by the Registrar to take further legal or administrative action including a Notice of Proposal to Revoke Registration or Notice of Proposal to Refuse to Renew Registration under the Act.
7. The Applicant hereby acknowledges that they have been informed of their right to independent legal advice.

The Applicant agrees to all the abovementioned Conditions of Registration.

Initials

As the signatory to this form, I have the legal authority to bind the company.

Initials

The Applicant (and signatory of this form) will be legally responsible for the consequences resulting from its non-compliance with the abovementioned conditions.

Initials

The Applicant (and signatory of this form) recognize(s) that it is an offence to furnish false information in a TICO registration application and that:

- a) An individual who is convicted of this offence may be subject to a fine of up to \$50,000 and/or to imprisonment for up to two years; and
- b) A corporation that is convicted of this offence may be subject to a fine of up to \$250,000.

Initials

The Applicant recognizes that making or providing a false statement in a TICO application will result in the Registrar refusing same.

Initials

Signed this _____ day of _____, 20_____.

Print Name (authority to bind company)

Applicant Signature

Witness Name

Witness Signature



Designated Manager Declaration Form

This declaration form must be completed by the supervisor or manager who will be appointed as the designated manager on the registration record.

Name of Travel Agency or Branch

Name of Manager/Supervisor

Social Insurance Number (optional)

Note: Manager must have sufficient travel industry experience (3 years)

- You must provide supporting documentation including a CV/Resume in addition to other supporting documents, e.g., letters of reference from previous employer(s), tax, income, or other employment record(s).
- If the experience is outside of Ontario, you may provide any documentation available that supports the experience, such as the examples listed above.
- Any document submitted in a foreign language, other than French must be accompanied by a certified translation.

1. Are you now or have you ever been involved in any way with the operation or closing of a corporation (as an officer, director, shareholder), partnership, sole proprietorship or branch office registered under the *Travel Industry Act, 2002* for which the Ontario Travel Industry Compensation Fund has paid claims or has claims pending where full recovery payments or arrangements have not been made?

Yes (please attach full particulars) **No**

2. Have you ever been found guilty or convicted of an offence under any law or are there any charges now pending? This includes where a conditional discharge or an absolute discharge has been ordered.

Yes (please attach full particulars) **No**

3. Are you now or have you ever been insolvent or involved in Bankruptcy, Consumer Proposal or Proposal Proceedings under the *Bankruptcy and Insolvency Act*? *If yes, attached discharge papers, assignment or any other related documents.*

Yes No

4. Have you ever been, or are you now, an officer, director or majority shareholder of a corporation which has been declared bankrupt or is presently the subject of bankruptcy proceedings?

Yes No

Notes:

- If undischarged bankrupt, submit a copy of the Assignment in Bankruptcy and list of creditors.
- If discharged bankrupt, submit proof of discharge.
- For corporation bankruptcies, submit any related documents

5. Are there any outstanding unpaid judgements against you? *If yes, submit a copy of each judgement. State amount outstanding and repayment arrangements.*

Yes No

6. Are you a Canadian resident? Yes No

(Provide proof of citizenship or immigration documents)

Canadian Citizen: Yes No Landed Immigrant: Yes No Work permit: Yes No

Legally entitled to work in Canada: Yes No

Other:

Notice and Consent

This declaration form must be completed and signed by the designated manager and signed by a person authorized to bind the company certifying the accuracy and completeness of the information provided.

By signing below, I affirm that all information provided in this declaration form, including attached documents and supplementary materials, is accurate, true, and complete to the best of my knowledge. I understand that any false statements, omissions, or misrepresentations may result in the denial of this application or future revocation of registration, should it be granted. Additionally, I/we understand that furnishing a false statement in an application to TICO is an offence punishable by a fine and/or imprisonment.

I hereby grant permission to the Travel Industry Council of Ontario (TICO) to verify any information contained in this declaration form and conduct inquiries and/or collect/exchange information with others as may be necessary including but not limited to government sources, non-government sources, CPIC (Canadian Police Information Centre), and credit bureaus/reporting agencies as necessary to determine my eligibility for registration.

I acknowledge that the registration record with TICO, which includes the business name, registration number, business address, and registration date, is part of the public record.

I acknowledge my duties as the designated Manager, pursuant to Section 15 of Ontario Regulation 26/05, and I understand that I must be present at the office of the TICO registered travel agency or branch office throughout its hours of operation.

I affirm my commitment to upholding integrity, professionalism, and ethical standards, and I recognize my role in ensuring consumer protection.

Signature of Designated Manager

Date (MM/DD/YYYY)

Print Name

Date of Birth (MM/DD/YYYY)

Residence Address

Manager's Phone Number

Manager's e-mail

I _____, Officer/Director/Owner of the applicant appoint
Print Name

the above-named individual as the designated manager of my company. I understand that such appointment is not effective until the Registrar's approval is received.

Print Name of Officer/Director/Owner

Signature



Travel Industry Council of Ontario

Additional Forms

These additional forms are to be completed only if it applies to your business



Terms and Conditions
Operating from Residential Location



Financial Information Consent &
Verification



Trust Declaration



Terms and Conditions

Operating from Residential Location

In addition to and without limiting the Travel Seller’s obligations to comply with all requirements of the legislation, the Travel Seller agrees to comply with the following provisions of the *Travel Industry Act, 2002* (the “Act”) and Ontario Regulation 26/05 (the “Regulation”):

Compliance Requirements

Travel Industry Act, 2002

- Section 17(1) provides that the Registrar, or an Inspector designated by the Registrar, may conduct an inspection and may, as part of that inspection, enter and inspect at any reasonable time the business premises of a travel seller. If the travel seller is operating from a residential location, the part of the residence that is used for operating the business is subject to such inspections.

Ontario Regulation 26/05

- Section 10(1) provides that a travel seller must operate from a permanent place of business in Ontario.
- Section 10(2) states that operating from a residential location is subject to certain requirements:
 - Pursuant to section 10(2)1, the travel seller shall attach a letter of confirmation from the municipality to verify that carrying on business from the residential location is permitted by the municipality responsible for enforcing local zoning requirements.
 - Pursuant to section 10(2)1, the travel seller shall have a separate business telephone number (landline or mobile phone) that is listed under the name under which the travel seller carries on business and is different from any residential and/or personal telephone number.
 - Pursuant to section 10(2)3, the travel seller shall maintain all books and records at the business premises and ensure that the same are accessible to any Inspector designated by the Registrar.
- Section 31(2)(a) provides that the travel seller shall include its business address (as well as the business name and registration number) in every written representation. Therefore, if a travel seller is operating from a residential location, the travel seller must include this residential address in its representations.

Additional Conditions of Registration

The travel seller acknowledges and declares that they have read and understood this document and agree to comply with the conditions contained herein.

The travel seller agrees to all the abovementioned Conditions for operating from a residential location.

Initials

As the signatory to this form, I have the legal authority to bind the company.

Initials

The travel seller (and signatory of this form) will be legally responsible for the consequences resulting from its non-compliance with the abovementioned conditions.

Initials

The travel seller (and signatory of this form) recognize(s) that it is an offence to furnish false information in a TICO registration application and that:

- a) An individual who is convicted of this offence may be subject to a fine of up to \$50,000 and/or to imprisonment for up to two years; and
- b) A corporation that is convicted of this offence may be subject to a fine of up to \$250,000.

Initials

Address of Residential Location

Business Telephone Number

Signed this _____ day of _____, 20_____.

Print Name (authority to bind company)

Signature

Witness Name

Witness Signature



Financial Information Consent & Verification

Part One: Consent By Travel Seller

TICO applicants must attach this completed form to a new registration application.

TICO registrants must resubmit this completed form to the Registrar whenever it changes its financial institution and/or trust account(s).

Legal Business Name of Travel Seller

(Applicant or Registrant): _____

Business Address: _____

Telephone No. _____

TICO Registration No. (if applicable): _____

On behalf of the abovementioned Travel Seller, I/we, hereby irrevocably consent to the Director, appointed under the *Travel Industry Act, 2002* (the "Director"), obtaining any financial information about the undermentioned accounts from the undermentioned financial institution. I/we also authorize the financial institution to disclose the same information to the Director.

I/we further authorize the financial institution to apply any freeze order, issued by the Director in accordance with the *Travel Industry Act, 2002*, against my/our assets and/or trust funds that the financial institution controls or has on deposit. I/we also certify that I/we will use the undermentioned account(s), in accordance with the *Travel Industry Act, 2002* and Ontario Regulation 26/05.

Date (MM/DD/YYYY)

Authorized Signing Officer (Print Name)

Position

Signature of Authorized Signing Officer

Authorized Signing Officer (Print Name)

Position

Signature of Authorized Signing Officer



Financial Information Consent & Verification

Part Two: Verification By Financial Institution

Financial Institution Name: _____

Branch Address: _____

Telephone No. _____

We, the abovementioned Financial Institution are a Bank of Canada recognized bank, trust company, or credit union and hereby certify that the abovementioned Travel Seller has opened the following accounts, in the abovementioned branch. These undermentioned accounts are recognized and designated in our records as general and/or Travel Industry Act trust accounts. We further confirm that we will comply with a written direction from the Director to provide any information about these accounts or to freeze assets and/or trust funds of the applicant/registrant we control or have on deposit, provided the directions are issued in accordance with the *Travel Industry Act, 2002*.

Type of Account	Account Number (Including Transit Number)	Provincial Jurisdiction of Account (e.g. ON, BC, etc.)
Travel Industry Act Trust Account (CAD)	_____	_____
Travel Industry Act Trust Account (USD)	_____	_____
General Account (CAD)	_____	_____
General Account (USD)	_____	_____
Other Account(s)	_____	_____

Date (MM/DD/YYYY)

Authorized Signing Officer
of Financial Institution (Print Name)

Signature of Authorized Signing Officer

Bank Stamp



Trust Declaration Form

This Trust Declaration is made as of _____ by _____
(Date) (Travel Seller Legal Business Name: Travel Retailer/Wholesaler)
for the establishment of the **Travel Industry Act, 2002 Trust Account** for the benefit of its customers.

Part 1: Recitals

Whereas:

1. The travel seller is a travel agent or travel wholesaler as those terms are defined in the *Travel Industry Act, 2002* (the “Act”).
2. The Act and Ontario Regulation 26/05 (the “Regulation”) requires the travel seller to maintain a trust account for all money received from or on behalf of customers for travel services, designated as a “Travel Industry Act Trust Account”.
3. [TICO's Trust Accounting Guidelines](#) (the “Guidelines”) provide the details of how the trust account shall be maintained.
4. This Trust Declaration establishes the travel seller’s Travel Industry Act Trust Account (the “Trust Account”).

Part 2: Declaration

Now therefore the travel seller hereby declares as follows:

1. **Definitions:** Unless otherwise explicitly provided herein the definitions of terms in this Trust Declaration shall be the same as in the Act and the Regulation.
2. **The Travel Seller’s Trust Account**
 - 2.1 The travel seller hereby establishes the travel seller’s Trust Account and appoints itself as Trustee.
 - 2.2 The travel seller’s Trust Account shall consist of the funds received from time to time from or on behalf of customers for travel services whether in cash, or by credit card payments, or any other method of payment (the “Funds”). The Funds shall constitute the Trust Account hereby created and established (the “Travel Industry Act Trust Account”).
 - 2.3 The travel seller has established the following bank account (s) for the purpose of segregating the Trust Account from the travel seller’s other bank accounts and any other property, which are listed on the letter from the travel seller’s bank dated _____ and attached as Schedule A.
 - 2.4 The travel seller accepts the trust and undertakes to deposit, hold, distribute, and administer the Trust Account in accordance with the provisions of this Declaration, the Act, the Regulation, the Guidelines, and any other relevant legislative provisions.
 - 2.5 The Trust Account includes all Funds now or hereinafter received by the travel seller from or on behalf of customers for travel services.
 - 2.6 It is the intent of the travel seller, in establishing this Trust Account, that all Funds deposited into the Trust Account shall always be held for the benefit of customers. At no time shall any part of the Trust Account be used for or diverted to purposes other than for the exclusive benefit of the customers.
3. **Term of the Trust**
 - 3.1 The Trust Declaration shall be continued until such time as a new trust declaration is executed as part of the annual registration renewal process.

4. Records and Accounts

- 4.1 The travel seller shall establish and maintain true and accurate records and books of account by booking of all proceedings and financial transactions for the Trust Account, in accordance with the Act, the Regulation, the Guidelines, and any other relevant legislative provisions.
- 4.2 The Trust Account shall be reconciled when the surplus is transferred to the general account. At no time shall the amount in the Trust Account be less than the amount received from customers for travel less any payments made by customers or on customers' behalf for travel services. Amounts in excess of this minimum requirement for a particular booking may be transferred to the travel seller's general account as a surplus when and only when all suppliers for a particular booking have been paid.
- 4.3 Payment must be received from or on behalf of the customer before payment can be made from the Trust Account for the travel services purchased for that customer's booking.

5. General Provisions

- 5.1 This Trust Declaration may not be modified, amended, cancelled or in any way altered, nor may it be modified by custom and usage of trade or course of dealing, except by an instrument in writing and executed by TICO and the travel seller.
- 5.2 If any provision of this Trust Declaration is deemed or held to be unlawful, void, or for any reason, unenforceable, it shall be deemed severable from, and shall in no way affect the validity or enforceability of the remaining provisions hereof or thereof, which shall remain valid and enforceable according to their terms. If such illegality shall make impossible or impractical the functions of the Trust Account, TICO shall have the option of either terminating this Trust Declaration or adopting a new provision to take the place of the illegal, void, or unenforceable provision.
- 5.3 The recitals above set forth are incorporated herein by reference. Each recital of fact concerning a party shall be conclusive as between the parties hereto.
- 5.4 **Governing Law:** This Trust Declaration was made in the Province of Ontario, and its validity, construction, interpretation, and legal effect shall be governed by the laws and judicial decisions of Ontario.
- 5.5 **Choice of Forum:** Any action at law or in equity arising under this Trust Declaration shall be filed only in the Courts of the Province of Ontario.

6. Consent

- 6.1 The travel seller agrees to act and deal with the Trust Account in accordance with the terms of this Trust Declaration.
- 6.2 The travel seller hereby irrevocably consents to the Registrar, *Travel Industry Act, 2002* (the "Registrar") to obtain any financial information about the accounts listed in the letter from the travel seller's bank and authorizes the bank to disclose the information to the Registrar.
- 6.3 The travel seller further authorizes the bank to apply any property freezing order issued by the Registrar against the travel seller's property that it holds on deposit, under its control or for the travel seller for safe keeping, regardless of the jurisdiction of the property.

Signed this _____ day of _____, 20_____.

Print Name (authority to bind company)

Applicant Signature

Witness Name

Witness Signature