

Decision 1/2016 Travel Agency Commissioner - Area 2

Andreas Körösi
P.O. Box 5245
S-102 45 Stockholm, Sweden

Applicant: LALIBELA TRAVEL & TOURS PLC
IATA Code # 18-2 0691
Ethiopia

Respondent: International Air Transport Association (IATA)
King Abdullah II Street, Al Shaab Roundabout
Business Park, Building GH8
P.O. Box 940587
Amman 11194 Jordan

NOTE:

This summarized decision is being posted as the Parties have received it. Occasional requests for clarification are not posted. However, should any Stakeholder requests it, a copy of such clarification will be sent to her/him.

Decision:

This Commissioner thanks both Parties for having clarified their positions.

After having read both of your submissions, and having taken into consideration the following factors:

- Previous TAC cases where Member Airlines' "*Settlement Dates*" have been mistaken for "*Remittance Date*";
- That the two different dates were NOT communicated at the same time, meaning, Airlines' *Settlement Date* having been posted a day or more days earlier;
- That the "wording" *Settlement* without doubt triggers that Agents **should settle**,

I deem the confusion to be the result of an excusable human error and, therefore, the Notice of Irregularity that had been served against the Applicant should be withdrawn.

I take this opportunity to emphasize that IATA has followed proper procedures and that this Decision is an exception to the rule.

Dear Mr. Eshete (the Applicant), bear in mind that you have (should have) a yearly Billing Calendar and this Decision is an exception not granted a second time in a future.

Decided in Stockholm, the 28th of February 2016

Andreas Körösi
Travel Agency Commissioner - IATA Area 2

Right to ask for interpretation or correction

In accordance with Res 820e § 2.10, any Party may ask for an interpretation or correction of any error in computation, any clerical or typographical error, or any error or omission of a similar nature which the Party may find relevant to this decision. The time frame for these types of requests will be maximum 15 calendar days after receipt of this decision. Meaning as soon as possible and not later than **March 14th, 2016**.

Please also be advised that, unless I receive written notice from either one of you before the above mentioned date, this decision will be published in the Travel Agency Commissioner's secure web site, provided no requests for clarification/interpretation would have been granted by this Commissioner, in which case the final decision will be posted right after that.

Right to seek review by arbitration

If after having asked for and obtained clarification or correction, any Party still considers aggrieved by this decision, the Party has the right to seek review by arbitration, in accordance with the provisions of Resolution 820e § 4 and Resolution 824 § 14.