

**Decision 19/2016**  
**Travel Agency Commissioner - Area 2**

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

---

**Applicant: *Anyway Travel***  
IATA Code # 78-2 8090 4  
Spain

**Respondent: International Air Transport Association (IATA)**  
Torre Europa  
Paseo de la Castellana, número 95  
28046 Madrid, Spain

---

**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:**

As I see it, IATA has followed proper procedures, but when having read the Applicant's response, I do give the benefit of the doubt to *Anyway Travel*.

Reason being:

- a) NOTHING materially has been changed in the " balance sheet", except of duly signed when aware of the irregularity;
- b) No Agent would risk its business if aware of an irregularity.

Suspension and default actions due to administrative reasons are very detrimental to Agents and totally disproportionate for the "irregularity committed". Consequently, UNLESS IATA could provide solid evidence of communication, **with receipt acknowledged**, to "Management", I hereby decide as follows:

- 1) IATA administrative recovery fee (US\$ 150.00) should stand;
- 2) Second Notice of Irregularity -dated 31 May- should be withdrawn, and consequently,
- 3) *Anyway Travel* reinstated in full without further delay.

Should IATA want to ask for clarification and correction due to any other reason then please consider this decision as an interlocutory relief order and reinstate temporarily and allow this Office to consider the new evidence presented.

**This Decision is effective as of today.**

Decided in Stockholm, on June 2<sup>nd</sup>, 2016

Andreas Körösi  
Travel Agency Commissioner  
IATA-Area 2

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 June 17<sup>th</sup>, 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 or corrections have been granted by this Commissioner, in which case the final decision will be posted right after that.

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

Please let me know if any of the Parties requires a signed hard copy of this decision and I will send one once the time for "interpretation or correction" has elapsed.