

Decision 34/2016
Travel Agency Commissioner - Area 2

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

Applicant: *ALYAMAMEH TRAVEL & TOURS*
IATA Code # 72-1 0744
Bahrain

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:

The Applicant has disputed IATA's Notice of Irregularity ("NoI") served against it, claiming that the delay is to be attributed to its bank. In support of its claim, the Applicant provided a *bona fide bank error letter* that IATA discarded, since, according to them, it did not meet <<*Resolution's requirements*>>.

Considering that the Applicant has presented the following evidence:

- a) A bank letter, confirming a <<*technical error at the bank*>>,
- b) An amended bank letter, confirming that there were enough funds in ***ALYAMAMEH TRAVEL***'s account, and,
- c) Copy of the bank teller's receipt indicating that payment was timely (just after 11h00 am) ordered,

I draw the following conclusions and decide:

- The Applicant has proven, without doubt, that the late payment was beyond ***ALYAMAMEH TRAVEL***'s control;

- The Nol due to this late payment has to be withdrawn and stricken from **ALYAMAMEH TRAVEL**'s records.

This Decision is effective as of today.

Decided in Stockholm, on September 21st, 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 October 6th, 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.