

Decision 40/2016
Travel Agency Commissioner - Area 2

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

Applicant: SAND ELECTRIC
IATA Code # 72-1 8276
Sudan

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:

According to the evidence on file, submitted by the Applicant and not refuted by IATA, the bank receipt clearly stated that the value date was the 18th of September 2016. Therefore, if the funds were not credited to IATA's account then this must have been beyond the reasonable control of the Applicant, especially if we take in to consideration the fact that the Due Date was the 19th of September 2016.

Consequently, unless IATA can provide evidence of the opposite, meaning that payment and value date were NOT on the 18th of September, then this is to be considered a formal TAC decision, and, hence, IATA is to accept the provided evidence as valid and act accordingly.

This Decision is effective as of today.

Decided in Stockholm, on October 13th, 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 28th, 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.