

## Decision 41/2017 Travel Agency Commissioner - Area 2

Andreas Körösi  
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**Applicant: APLONIX CC**  
IATA Code # 77-2 1790  
South Africa

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

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### **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:**

#### Background

**Aplonix CC** was suspended due to IATA's assertion that there could be risk for Prejudiced Collection of Funds ("PCoF").

**Aplonix CC**, upon suspension, contacted the concerned Airlines and reached an understanding on how to conduct future business.

Meanwhile, **Aplonix CC**, as a result of the suspension, was placed under non-payment default and, consequently, requested to meet Resolution's requirements to get reinstated.

#### Considerations and DECISION:

An agreement and understanding with the concerned Airlines after suspension, due to a risk for PCoF, would have allowed IATA to reinstate without any other requirement.

**Aplonix CC** has paid all subsequent sales and reached an amicable agreement with the Airlines.

Since the non-payment default partly was a result of the suspension, I deem the reinstatement requirements of increased insurance coverage ("DIP"), and filling out the Agency Status Form (AFM) not necessary to enforce for this "non-payment default " and by that I hereby **decide as follows:**

- IATA has followed proper procedures;
- **Aplonix CC** can be reinstated in full without meeting the 2 above-mentioned "requirements" (DIP increase and submitting a new ASF).

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

Decided in Stockholm, on August 22<sup>nd</sup>, 2017

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 September 6<sup>th</sup>, 2017.**

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.