

Decision 43/2017
Travel Agency Commissioner - Area 2

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

Applicant: *DIRECT TRAVELS LTD.*
IATA Code # 59-2 1146
Nigeria

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:

Background:

Direct Travels' Passenger Sales Agency Agreement ("PSAA") has been terminated due to "non payment of annual fee". *Direct Travels'* CEO has demonstrated that this was due to medical reasons which impeded him to have access to BSPlink.

Considerations and Decision:

As IATA also rightfully stated, the termination could have been avoided if a "co-worker" would have attended the business whilst the CEO was incapacitated to do so.

Considering that at no time BSP Participating Airlines' funds have been at risk;
Considering that no Agent would risk her/his business due to a debt of US\$ 220.00;

I deem the irregularity committed being more of an "**Administrative non-compliance issue** " rather than a "Credit risk event" **and, therefore, I hereby decide as follows:**

- Provided that all reinstatement requirements, such as the Agency Status form, IATA annual fee and any other debt would be properly settled by the Applicant, the Applicant is to be reinstated in to the BSP.
- Additionally, the Agent is to pay IATA an additional administrative cost recovery fee of US\$ 500.00.

This Decision is effective as of today.

Decided in Stockholm, on September 8th, 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 23rd, 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.