

**DECISION 2013 – 01 – 23**  
**TRAVEL AGENCY COMMISSIONER – AREA 3**

Jo Foged  
685 Remuera Road,  
Remuera, Auckland 1050,  
New Zealand

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**Applicant:**

Pacific Travel Agency,  
Allotment 81, Section 52,  
Kennedy Rd,  
Gordons NCD,  
Papua New Guinea.  
Represented by Ms Jennifer Maladina, Managing Director.

**Respondent:**

Agency Administrator, Geneva  
International Air Transport Association, IATA,  
Represented by Mr Matteo Zanarini, Passenger Services Manager Australia and SWPI,  
Sydney, Australia.

**The Case and Decision:**

The Agent was required to provide a financial guarantee by 23 January 2013. However it was in the process of moving all its accounts from the ANZ Bank to Westpac, a process which was taking longer than first expected.

At the suggestion of IATA SYD the Agent contacted the writer seeking interlocutory relief based on its new bank's estimate that it would take at least 5 working days for the bank guarantee to be delivered.

As provided for in sub paragraph 2.3 of Resolution 820e both parties have agreed to waive their right to an oral hearing and have allowed the writer to reach a decision based on the written information submitted. IATA SYD has confirmed that it is satisfied with the Agent's current financial guarantee status for the period of interlocutory relief contemplated.

Consequently, having considered the factors involved in this case, it is hereby decided as follows:-

1. The Agent is granted interlocutory relief until Friday 1 February 2013.

Decided this 23rd day of January 2013 in Auckland.

**Jorgen Foged**  
**Travel Agency Commissioner Area 3**

**Notes:**

1. As per Resolution 820e, Section 4, any Party has the right, if it considers itself aggrieved by this Decision, to seek review by Arbitration in accordance with the provisions of Resolution 824, Section 14.
2. The Parties are advised that effective from 1 June 2012, according to Subparagraph 2.10 of Resolution 820e, any of them may request an interpretation of this Decision, or for a correction of any error in computation, any clerical or typographical error, or any omission in this Decision. Such request must be made within 15 days of receipt of the electronic version of this Decision.