

DECISION 2013 – 03 – 07 Addendum 1
TRAVEL AGENCY COMMISSIONER – AREA 3

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

Applicant:

Agency Administrator, Geneva
International Air Transport Association, IATA,
Represented by Ms Hwa Ooi Tham, Manager, Agency Management Asia/Pacific
IATA, Singapore.

Respondent:

Mrs Sally Sutton,
Proprietor,
United Travel St Heliers Ltd,
10 St Heliers Bay Road,
St Heliers, Auckland,
New Zealand.

The Case and Decision:

In the core Decision the Agent was given until 15 April 2013 to provide a financial guarantee. The Agent had been party to the TAANZ/IATA Agreement the administrators of which required the Agent to inject more equity into the company in order for it to be re-instated in that arrangement. Having failed to do so by the deadline date IATA SIN alerted the writer to this situation on 22 April 2013 and the Agent was contacted same day with a request to provide information on the status of the increased equity situation.

The Agent's response was that the owner's husband was critically ill in hospital and her time and attention was focused on his recovery but as soon as a turn for the better was evident efforts would be made to comply with the financial security requirement.

Under these special circumstances IATA SIN has agreed to the suggestion that a one month extension of the suspension period should be allowed.

Consequently it is hereby decided as follows:-

1. The Agent remains suspended until 31 May 2013 or such earlier date when the increased equity requirement has been satisfied and the Agent has been re-admitted to the TAANZ/IATA Agreement scheme or has provided such other financial security which meets the accreditation criteria for New Zealand.

2. Once the Agent has been re-admitted to the TAANZ/IATA Agreement scheme or has provided such other financial security which meets the accreditation criteria for New Zealand in the time frame detailed in 1.- above and formal notification to that effect has been received by IATA then the Agent's ticketing authority is to be re-instated.

Decided this 30th day of April 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.