

**DECISION 2013 – 03 – 07B Addendum 4**  
**TRAVEL AGENCY COMMISSIONER – AREA 3**

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

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**Applicant:**

ACN 079 010 772 Ltd t.a. Travel.com.au,  
7 Barooka Road,  
Milton QLD 4064,  
Australia.

Represented by Mr Matthew Smith, General Manager – Corporate Accounting,  
Wotif Group.

**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 has been granted 4 periods of interlocutory relief to do with the assessment of its financial statements for the Annual Financial Review. Having provided IATA with Declarations from 2 Directors it has now been established that an Auditor certification on specific elements of the Related Party transactions is required. As this requirement will take up to 2 weeks to be achieved the Agent has approached the writer seeking a further period of interlocutory relief.

The Agent, in its justification for same, advises that given the availability of auditor staff and the procedures required to provide sign-off, the timetable below has been proposed to ensure this process is finalised as quickly as possible:-

Week beginning Monday 20 May 2013 - auditors to review related party transactions and source data;

Thursday 23 May 2013 - Audit Partner time available for review;

Friday 24 May 2013 - Auditor proposed sign-off provided to the Agent;

Friday 24 May 2013 - the Agent to provide auditor sign-off to IATA.

The Agent goes on to state that this timing is dependent on the auditors being provided all the documents early in the week and Partner review occurring on Thursday 23 May 2013.

Should any delay in these steps occur, the sign-off step will be pushed back until the week of 27 May 2013 and may not have Partner time until Thursday 30 May 2013.

It is the Agent's understanding that this certification is the final step required for the Company to receive a satisfactory financial assessment status.

On being asked to comment on this latest situation IATA SYD advised that they had no objection to the period of relief being sought by the Agent.

With the "worst case" scenario in mind the Agent seeks relief until Friday 31 May 2013.

Having examined these factors it is hereby decided as follows:-

1. The Agent is granted a further period of interlocutory relief until Friday 31 May 2013.

Decided this 21st day of May 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.